

Dear Oversight Committee Members,

The Office of Medical Cannabis worked hard over the past year on the development of proposed changes to our Administrative Rules. The rules package was approved by the Interim Rules Committee in July 2025. Below are the summary points of the approved rule changes:

- Updated definitions to provide clarification for establishments, including adding a definition of a serious violation
- Clarified language for practitioners issuing certifications
- Clarified language of nonresident cardholder requirements
- Updated equivalent weight of cannabis table for cannabis oil and tinctures to alleviate issues with patient allotments
- Updated language for initial applications for registration certificates
- Updated waste management requirements to prevent diversion of cannabis
- Expanded the requirement for fences and gates around waste areas to all establishments
- Updated sample collection training requirements
- Updated packaging requirements
- Added requirements around product expiration dates
- Clarified rule around advertising for establishments
- Updated rules around product testing and destruction
- Added rule to address product damaged by natural or manmade disaster
- Added rules for imposition of fines

Throughout this process, the department elicited input from industry stakeholders, the Cannabis Industry Association of South Dakota (CIASD), and other interested parties. Extensive research was conducted on the feasibility and implementation of fines. A Public Hearing was held on June 17, 2025. Oral and written comments from stakeholders were considered for the final rules package. To date, the input we have received has been overwhelmingly positive regarding many of the changes.

Thank you.

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