



SOUTH DAKOTA REGISTER

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Monday, 8:00 a.m., November 18, 2024

FILINGS WITH THE LEGISLATIVE RESEARCH COUNCIL

Notice

The **Department of Social Services** intends to make changes to the South Dakota Medicaid State Plan concerning the establishment of a Medicaid Recovery Audit Contractor Program. Pursuant to Section 1902(a)(42)(B)(i) of the Social Security Act, the State is required to establish a program under which it will contract with one or more recovery audit contractors to identify underpayments and overpayments of Medicaid claims.

The proposed state plan amendment (SPA) seeks an extension of a previous exception ending May 31, 2025. The State already maintains a very low rate of errors in Medicaid payments and estimates amounts to be recovered would not be sufficient to attract bidding attention from vendors. For these reasons, the State is seeking a new request for an exception to be in effect through May 31, 2028. The SPA supersedes Page 36b in Section 4.5 and has an effective date of June 1, 2025. The department estimates there will be no fiscal impact associated with this SPA in Federal Fiscal Year 2025 and Federal Fiscal Year 2026.

The SPA is available to view on the department's website at <http://dss.sd.gov/medicaid/medicaidstateplan.aspx>. Copies of the proposed SPA pages are also available at the Department of Social Services, Division of Medical Services. Written requests for a copy of these changes, and corresponding comments, may be emailed to MedicaidSPA@state.sd.us or sent to the Division of Medical Services, Department of Social Services, 700 Governors Drive, Pierre, South Dakota 57501-2291. The public comment period will start November 18, 2024, and end December 18, 2024.

FILINGS WITH THE OFFICE OF THE SECRETARY OF STATE

Final Administrative Rules

[SOUTH DAKOTA STATE BRAND BOARD \(DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES\):](#) 12:10:02:25, 12:10:02:34, 12:10:02:35, 12:10:02:36.

History/Notice: 51 SDR 35, September 16, 2024

Hearing: October 3, 2024

Filed: November 8, 2024

Effective: November 28, 2024

[BOARD OF WATER AND NATURAL RESOURCES \(DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES\):](#) 74:05:05:20, 74:05:05:21.01.

History/Notice: 51 SDR 28, September 3, 2024

Hearing: September 26, 2024

Filed: November 14, 2024

Effective: December 4, 2024

SCHEDULED PUBLIC HEARINGS

11-18-2024	No hearings scheduled.
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RULES REVIEW COMMITTEE MEETINGS

The Interim Rules Review Committee has completed their meeting schedule for the 2024 Interim. Notices of future committee meetings will be posted in this publication, on the [LRC website](#), and at the Capitol.

The Drafting Manual for Administrative Rules in South Dakota is available on the [Administrative Rules Manual page](#) of the LRC website and is updated regularly to reflect changes in drafting styles and procedures.