



# SOUTH DAKOTA REGISTER

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## FILINGS WITH THE LEGISLATIVE RESEARCH COUNCIL

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### Notice of Proposed Rules

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Date in parentheses indicates when rules were filed with the Legislative Research Council.  
Copies of proposed rules may be obtained for no charge at <https://rules.sd.gov> or from the agency directly.

**Department of Game, Fish and Parks:** (August 13, 2025) intends to amend rules to modify mountain lion hunting season dates and increase the season unit size where the use of dogs is permitted in the Black Hills Fire Protection District; modify the hunting area where the harvesting of mountain lions is allowed; update the list of aquatic invasive species to include Prussian carp; modify the aquatic invasive species listings for European rudd and Snakehead species; and create an invasive species exemption for Red swamp crayfish. The general authority for these rules, as cited by the department, is SDCL [41-2-18](#) and [41-8-15](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held at the Outdoor Campus-West, 4130 Adventure Trail, Rapid City, South Dakota, on September 4, 2025, at 2:00 p.m. (MT). Copies of the proposed rules may be obtained without charge from, and written comments on the proposed rules may be sent to, the Secretary of the Department of Game, Fish and Parks, Foss Building, 523 East Capitol Avenue, Pierre, South Dakota 57501. The rules are also available online at <https://rules.sd.gov>. Comments may also be submitted at <http://gfp.sd.gov/forms/positions>. All written and email comments must include the name, city, and state of the person submitting them. The comment period will close 72 hours prior to the date of the hearing. This hearing is being held in a physically accessible location. Persons with special needs for whom the department can make arrangements may call (605) 773-3718.

**Department of Social Services:** (August 13, 2025) intends to amend, adopt, and repeal rules to update hospital reimbursement methodologies including inpatient and outpatient hospital services for both instate and out-of-state hospitals to more closely align with industry standards; update transportation accompaniment rules to comply with federal guidance; update the Primary Care Provider (PCP) program rules to reflect the essential role of the PCP is coordination of care in alignment with Social Security Act § 1950(t); clarify expansion adults are to participate in the PCP program; make style and form changes; and repeal rules that are duplicative of federal regulation or other rules. The general authority for these rules, as cited by the department, is SDCL [28-6-1](#) and [28-6-1.1](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held at the Department of Social Services Building, Oak Conference Room B110A, 1501 South Highline Avenue, Sioux Falls, South Dakota, on September 10, 2025, at 11:00 a.m. (CT). Interested parties may also attend by calling (605) 679-7263 and using conference code 310 934 216#. Copies of the proposed rules may be obtained without charge from, and written comments on the proposed rules may be sent to, Teresa Schulte, Administrative Rules C219, Department of Social Services, 1501 South Highline Avenue, Sioux Falls, South Dakota 57110. The rules are also available online at <http://rules.sd.gov>. Comments and requests for copies of the proposed rules may also be emailed to [DSSAdminRules@state.sd.us](mailto:DSSAdminRules@state.sd.us). Written comments must reach the department by September 20, 2025, to be considered. This hearing is being held in a physically accessible location. Persons with special needs for whom the department can make arrangements may call (605) 674-5771 at least 48 hours before the public hearing.

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## SCHEDULED PUBLIC HEARINGS

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| <b>8-18-2025</b><br><b>NOTE: These rules have been withdrawn by the agency.</b> | <del><b>South Dakota Board of Education Standards (Department of Education):</b> Amend rules to revise teacher evaluations by making student learning objectives optional; require the scoring of component 3d (Using Assessment in Instruction); revise outdated timelines; and clarify and update language; 52 SDR 5, July 14, 2025.</del>                                                                                                                                                                                                                                                                                                                                                                               |
| <b>8-18-2025</b>                                                                | <b>South Dakota Division of Insurance (Department of Labor and Regulation):</b> Repeal a rule to remove the maximum limit on the number of continuing education credits an insurance producer can receive during a two-year period from courses sponsored by an insurance company; 52 SDR 13, July 28, 2025.                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>9-4-2025</b>                                                                 | <b>Department of Game, Fish and Parks:</b> Amend rules to modify season dates and increase the season unit size where the use of dogs is permitted in the Black Hills Fire Protection District; modify the hunting area where the harvesting of mountain lions is allowed; update the list of aquatic invasive species to include Prussian carp; modify the aquatic invasive species listings for European rudd and Snakehead species; and create an invasive species exemption for Red swamp crayfish; 52 SDR 21, August 18, 2025.                                                                                                                                                                                        |
| <b>9-5-2025</b>                                                                 | <b>Department of Human Services:</b> Repeal the department's existing rules on preadmission screening and resident reviews (PASRR); 52 SDR 13, July 28, 2025.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| <b>9-9-2025</b>                                                                 | <b>Department of Health:</b> Repeal rules related to emergency supplies of controlled drugs in longer term care facilities that are duplicative of Board of Pharmacy regulations, unnecessary definitions, and unnecessary or duplicative language as it relates to hospital charge reporting. The proposed changes would also update statutory references and timelines for reporting of data, and correct technical errors made in 2023 and 2024 to require the reporting of attempted suicides in health care facilities to the Department of Health; 52 SDR 13, July 28, 2025.                                                                                                                                         |
| <b>9-10-2025</b>                                                                | <b>Department of Social Services:</b> Amend, adopt, and repeal rules to update hospital reimbursement methodologies including inpatient and outpatient hospital services for both instate and out-of-state hospitals to more closely align with industry standards; update transportation accompaniment rules to comply with federal guidance; update the Primary Care Provider (PCP) program rules to reflect the essential role of the PCP is coordination of care in alignment with Social Security Act § 1950(t); clarify expansion adults are to participate in the PCP program; make style and form changes; and repeal rules that are duplicative of federal regulation or other rules; 52 SDR 21, August 18, 2025. |

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## RULES REVIEW COMMITTEE MEETINGS

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The next meeting of the Interim Rules Review Committee for the 2025 Interim is Tuesday, August 19, 2025, at 10:00 a.m. (CT) via electronic conference and in Room 412 of the Capitol. Future meetings for the 2025 Interim are scheduled for September 9 and October 7. 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.