



SOUTH DAKOTA REGISTER

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FILINGS WITH THE LEGISLATIVE RESEARCH COUNCIL

Notice of Proposed Rules

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.

South Dakota Commission on Gaming (Department of Revenue): (November 12, 2025) intends to adopt a rule to offer a variation of play and corresponding pay table for a new poker game called Heads Up Hold 'Em. The general authority for the rule, as cited by the commission, is SDCL [42-7B-7](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rule will be held at the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota, on December 16, 2025, at 9:00 a.m. (MT). Copies of the proposed rule may be obtained without charge from, and written comments on the proposed rule may be sent to, the South Dakota Commission on Gaming, 120 Industrial Drive, Suite 1, Spearfish, South Dakota 57783. Copies of the rule are also available at <https://rules.sd.gov>. Comments may be emailed to mark.heltzel@state.sd.us. The deadline to submit written comments is 72 hours before the public hearing. This hearing is being held in a physically accessible location. Persons with special needs for whom the commission can make arrangements may call (605) 578-3074 at least 48 hours before the public hearing.

South Dakota Commission on Gaming (Department of Revenue): (November 13, 2025) intends to amend and adopt rules to develop and administer a self-exclusion plan for individuals who want to be excluded from participating in gaming; update technical standards to reference the most recent version available; update reporting requirements to be in line with the Internal Revenue Service; clarify access to the cashier's cage in a gaming establishment; correct pay table information for the Cover All Bonus game; prohibit the use of counting and recording devices within a gaming establishment; clarify what products constitute parts for the maintenance of slot machines; clarify the amounts of abandoned credits and payouts for which licensees must conduct investigations to return abandoned tokens, cash, or chips; update W-2G references in the Gaming Internal Control and Revenue Reporting Manual to correspond with the amounts mandated by the Internal Revenue Service; and repeal rules relating to drop buckets on slot machines, and the duties and termination of qualifying licensees, managers, and agents. The general authority for these rules, as cited by the commission, is SDCL [42-7B-7](#) and [42-7B-11](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held at the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota, on December 16, 2025, at 9:00 a.m. (MT). Copies of the proposed rule may be obtained without charge from, and written comments on the proposed rules may be sent to, the South Dakota Commission on Gaming, 120 Industrial Drive, Suite 1, Spearfish, South Dakota 57783. Copies of the rules are also available at <https://rules.sd.gov>. Comments may be emailed to mark.heltzel@state.sd.us. The deadline to submit written comments is 72 hours before the public hearing. This hearing is being held in a physically accessible location. Persons with special needs for whom the commission can make arrangements may call (605) 578-3074 at least 48 hours before the public hearing.

FILINGS WITH THE OFFICE OF THE SECRETARY OF STATE

Final Administrative Rules

SOUTH DAKOTA TRANSPORTATION COMMISSION (DEPARTMENT OF TRANSPORTATION): 70:01:02:26, 70:01:02:52.

History/Notice: 52 SDR 39, October 6, 2025
Hearing: October 23, 2025
Filed: November 12, 2025
Effective: December 2, 2025

DEPARTMENT OF SOCIAL SERVICES: 67:12:01:15, 67:12:01:19, 67:12:01:54, 67:12:01:55, 67:12:01:71; 67:12:02:01, 67:12:02:02, 67:12:02:03, 67:12:02:03.01, 67:12:02:04, 67:12:02:05, 67:12:02:06, 67:12:02:07, 67:12:02:08, 67:12:02:09, 67:12:02:10, 67:12:02:11, 67:12:02:12; 67:12:04:01, 67:12:04:01.01, 67:12:04:03, 67:12:04:05, 67:12:04:07, 67:12:04:09, 67:12:04:10, 67:12:04:10.01, 67:12:04:10.02, 67:12:04:13, 67:12:04:17, 67:12:04:20, 67:12:04:21, 67:12:04:25; 67:12:05:01, 67:12:05:02, 67:12:05:05, 67:12:05:06, 67:12:05:07, 67:12:05:08, 67:12:05:09, 67:12:05:09.01, 67:12:05:09.02, 67:12:05:10, 67:12:05:12, 67:12:05:14, 67:12:05:15, 67:12:05:16, 67:12:05:16.01, 67:12:05:18, 67:12:05:20, 67:12:05:21, 67:12:05:22, 67:12:05:23, 67:12:05:24, 67:12:05:25, 67:12:05:27, 67:12:05:28, 67:12:05:29, 67:12:05:29.01, 67:12:05:29.02, 67:12:05:31, 67:12:05:32, 67:12:05:33, 67:12:05:34, 67:12:05:36, 67:12:05:38, 67:12:05:44, 67:12:05:45, 67:12:05:47, 67:12:05:48, 67:12:05:49, 67:12:05:51, 67:12:05:52, 67:12:05:52.01, 67:12:05:54, 67:12:05:56, 67:12:05:57, 67:12:05:59, 67:12:05:60, 67:12:05:61, 67:12:05:61.01, 67:12:05:62, 67:12:05:64, 67:12:05:65, 67:12:05:66, 67:12:05:71, 67:12:05:72, 67:12:05:73, 67:12:05:74, 67:12:05:75, 67:12:05:76, 67:12:05:77, 67:12:05:78, 67:12:05:79; 67:12:06:00, 67:12:06:01, 67:12:06:01.06, 67:12:06:02, 67:12:06:03, 67:12:06:04.01, 67:12:06:07, 67:12:06:12, 67:12:06:12.03, 67:12:06:13, 67:12:06:14, 67:12:06:26, 67:12:06:27, 67:12:06:32, 67:12:06:33, 67:12:06:34, 67:12:06:34.01, 67:12:06:37, 67:12:06:37.01, 67:12:06:37.02, 67:12:06:38, 67:12:06:38.01, 67:12:06:39, 67:12:06:41, 67:12:06:42, 67:12:06:42.01, 67:12:06:42.02, 67:12:06:43, 67:12:06:43.01, 67:12:06:44, 67:12:06:45; 67:12:12:01, 67:12:12:01.01, 67:12:12:01.02, 67:12:12:02, 67:12:12:04, 67:12:12:05; 67:12:15:01, 67:12:15:02, 67:12:15:04, 67:12:15:05, 67:12:15:08; 67:12:18:01, 67:12:18:02, 67:12:18:03, 67:12:18:04, 67:12:18:05, 67:12:18:06, 67:12:18:07, 67:12:18:08, 67:12:18:09, 67:12:18:10.

History/Notice: 52 SDR 23, August 25, 2025
Hearing: September 10, 2025
Filed: November 12, 2025
Effective: December 2, 2025

Executive Appointments

<u>Appointee</u>	<u>Appointed by</u>	<u>New/Reappointed</u>	<u>Effective/End Date</u>
Animal Industry Board			
Scot D. Eisenbraun	Governor	Appointed	4/2/2025 - 10/30/2027
Zacky Waldner	Governor	Appointed	7/25/2025 - 10/30/2028
Board of Addiction and Prevention Professionals			
Belinda K. Grave	Governor	Appointed	4/2/2025 - 10/30/2027
Kari L. Joldersma	Governor	Appointed	4/2/2025 - 10/30/2027

**Board of Certified
Professional Midwives**

Autumn Cavender-Wilson	Governor	Reappointed	1/6/2025 - 10/30/2027
Chelsea L. Iversen	Governor	Appointed	5/21/2025 - 10/30/2028

**Board of Examiners for
Counselors and Marriage
and Family Therapists**

Cynthia A. Goehring	Governor	Appointed	4/17/2025 - 10/30/2027
Maureen Gustafon	Governor	Reappointed	4/17/2025 - 10/30/2027

Board of Internal Control

Amanda L. Jost	Governor	Appointed	6/25/2025 - 6/25/2028
Brenda K. Tidball-Zeltinger	Governor	Reappointed	5/21/2025 - 3/29/2028

Board of Massage Therapy

Ashley L. Kesterson	Governor	Appointed	10/30/2025 - 10/30/2028
Mariah R. Pokorny	Governor	Appointed	5/21/2025 - 10/30/2027

**Commission on
Judicial Qualifications**

Cheryle Gering	Governor	Appointed	1/1/2025 - 9/21/2026
Rory King	Governor	Reappointed	6/25/2025 - 6/30/2029

**Commission on Parenting
Time Guidelines**

Kacy L. Kienholz	Governor	Appointed	5/21/2025 - 5/21/2026
Ryon P. Rypkema	Governor	Appointed	5/21/2025 - 5/21/2026

Cosmetology Commission

Renee Graf	Governor	Reappointed	4/2/2025 - 4/15/2028
Teri R. Schmidt	Governor	Appointed	5/21/2025 - 4/14/2027

**Council of
Economic Advisors**

Caleb Arceneaux	Governor	Reappointed	10/31/2025 - 6/30/2028
Shawn C. Pritchett	Governor	Appointed	4/17/2025 - 6/30/2027

**Court Appointed Special
Advocates Commission**

Jolynn Y. Bostrom	Governor	Reappointed	5/21/2025 - 6/30/2027
Karen F. Jeffries	Governor	Appointed	5/21/2025 - 6/30/2027

**Critical Teaching Needs
Scholarship Board**

Kelly J. Glodt	Governor	Appointed	6/25/2025 - 6/30/2030
Patrick L. Mikkonen	Governor	Reappointed	6/25/2025 - 6/30/2030

Family Support Council

Valerie M. Husby	Governor	Appointed	4/2/2025 - 6/30/2027
Peggy Waltner	Governor	Reappointed	8/28/2025 - 6/30/2028

Government Accountability Board

John W. Bastian	Governor	Appointed	7/25/2025 - 6/30/2030
David Gienapp	Governor	Reappointed	4/2/2025 - 4/2/2030

Juvenile Justice Oversight Board

Brenna A. Koedam	Governor	Appointed	8/29/2025
Algin A. Young	Governor	Appointed	8/29/2025 - 10/30/2028

Second Century Habitat Fund

James L. Halverson	Governor	Appointed	4/2/2025 - 2/6/2026
Eric T. Johannsen	Governor	Appointed	4/2/2025 - 4/2/2028

South Dakota Athletic Commission

Shaina L. Riggs	Governor	Appointed	4/17/2025 - 6/30/2026
Verle D. Valentine	Governor	Reappointed	4/2/2025 - 6/30/2028

South Dakota Board of Accountancy

Catherine E. Harr	Governor	Appointed	10/30/2025 - 10/30/2028
Kelly R. Klein	Governor	Appointed	10/30/2025 - 10/30/2028

South Dakota Board of Technical Education

Brian Sandvig	Governor	Reappointed	10/31/2025 - 10/31/2028
Jamie K. Stucky	Governor	Appointed	1/20/2025 - 10/31/2026

South Dakota Commission on Gaming

Daryl J. Christensen	Governor	Appointed	5/21/2025 - 4/15/2028
Harry Christianson	Governor	Reappointed	4/17/2025 - 4/17/2028

South Dakota Economic Development Finance Authority Board of Directors

Sharon Casey	Governor	Reappointed	7/25/2025 - 6/30/2029
Tom Jones	Governor	Reappointed	7/25/2025 - 6/30/2029

South Dakota Ellsworth Development Authority

Aloysius P. Rieman	Governor	Appointed	1/22/2025 - 1/15/2029
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South Dakota Interagency Coordinating Council

Kirsten Ducheneaux	Governor	Reappointed	9/23/2025 - 12/31/2028
April K. Hodges	Governor	Appointed	8/29/2025 - 12/31/2028

**South Dakota Medicaid
Pharmaceutical and
Therapeutics Committee**

Sarah A. McGill	Governor	Appointed	5/21/2025
Jesse J. Nieuwenhuis	Governor	Appointed	5/21/2025

State Banking Commission

Dylan S. Clarkson	Governor	Reappointed	10/30/2025 - 10/30/2028
Kevin Tetzlaff	Governor	Reappointed	10/30/2025 - 10/30/2028

**State Board of Examiners
in Optometry**

Angela Hase	Governor	Reappointed	5/21/2025 - 6/30/2028
Ryan L. Scarborough	Governor	Appointed	5/21/2025 - 6/30/2028

**State Board of
Funeral Service**

Sharel L. Delzer	Governor	Reappointed	10/30/2025 - 10/30/2028
Daniel Rush	Governor	Appointed	10/30/2025 - 10/30/2028

**State Board of Medical and
Osteopathic Examiners**

Christopher T. Dietrich	Governor	Reappointed	10/31/2025 - 10/30/2028
Richard G. Hainje	Governor	Reappointed	1/16/2025 - 10/30/2027

State Fair Commission

Dennis A. Harstad	Governor	Appointed	4/17/2025
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State Library Board

Stacy L. Kvale	Governor	Reappointed	1/24/2025 - 10/30/2027
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SCHEDULED PUBLIC HEARINGS

11-25-2025	<u>South Dakota Transportation Commission (Department of Transportation)</u> : Amend a rule to, in Lincoln County, reduce the fifty-five mile per hour speed limit on State Trunk Highway 115 in and around Harrisburg and revise speed zone measurements to the nearest one-tenth of a mile; 52 SDR 48, November 3, 2025.
12-16-2025	<u>South Dakota Commission on Gaming (Department of Revenue)</u> : Adopt a rule to offer a variation of play and corresponding pay table for a new poker game called Heads Up Hold 'Em; 52 SDR 54, November 17, 2025.
12-16-2025	<u>South Dakota Commission on Gaming (Department of Revenue)</u> : Amend and adopt rules to develop and administer a self-exclusion plan for individuals who want to be excluded from participating in gaming; update technical standards to reference the most recent version available; update reporting requirements to be in line with the Internal Revenue Service; clarify access to the cashier's cage in a gaming establishment; correct pay table information for the Cover All Bonus game; prohibit the use of counting and recording devices within a gaming establishment; clarify what products constitute parts for the maintenance of slot machines; clarify the amounts of abandoned credits and payouts for which licensees must conduct investigations to return abandoned tokens, cash, or chips; update W-2G references in the Gaming Internal Control and Revenue Reporting Manual to correspond with the amounts mandated by the Internal Revenue Service; and repeal rules relating to drop buckets on

	slot machines, and the duties and termination of qualifying licensees, managers, and agents; 52 SDR 54, November 17, 2025.
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RULES REVIEW COMMITTEE MEETINGS

The Interim Rules Review Committee has completed their meeting schedule for the 2025 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.