



SOUTH DAKOTA REGISTER

Published weekly by the Legislative Research Council

Volume 52

Monday, 8:00 a.m., April 27, 2026

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.

Department of Social Services: (April 20, 2026) intends to amend rules to update the TANF payment standard by approximately 6.4 percent and to update federal medical services eligibility standards that are reflected in rule. The general authority for these rules, as cited by the department, is SDCL [28-6-1](#), [28-6-18](#), and [28-7A-3](#).

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 May 15, 2026, at 11:00 a.m. (CT). Interested parties may also attend by calling (605) 679-7263 and using conference code 167 366 316#. 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. Written comments must reach the department by May 25, 2026, 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.

Department of Social Services: (April 20, 2026) intends to amend and adopt rules to update hospital reimbursement methodologies including inpatient and outpatient hospital services for both in-state and out-of-state hospitals to more closely align with industry standards; repeal rules that are duplicative of federal regulation or other rules; and to make style and form changes. The general authority for these rules, as cited by the department, is SDCL [1-36-25](#), [27A-5-1](#), [28-6-1](#), and [34-20A-27](#).

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 May 15, 2026, at 10:00 a.m. (CT). Interested parties may also attend by calling (605) 679-7263 and using conference code 454 565 21#. 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. Written comments must reach the department by May 25, 2026, 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.

Department of Labor and Regulation: (April 23, 2026) intends to adopt rules to establish the State Apprenticeship Agency (SAA). Specifically, the rules define administrative duties, registration procedures, program standards, review requirements, actions involving apprenticeship programs, reciprocity processes, and complaint procedures; and align South Dakota with federal apprenticeship requirements under 29 CFR Part 29, allowing the SAA to administer, register,

oversee, and enforce Registered Apprenticeship Programs requirements at the state level. The general authority for these rules, as cited by the department, is SDCL [60-15-3](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held via Microsoft Teams on May 18, 2026, at 2:00 p.m. (CT). Interested persons may attend at <https://www.microsoft.com/en-us/microsoft-teams/join-a-meeting> by using meeting ID 226 262 210 743 59 and passcode Ee6ud756 or by calling (605) 679-7263 and using conference ID 442 480 040#. Copies of the proposed rules may be obtained without charge from, and written comments may be sent to, the South Dakota Department of Labor and Regulation, Attn: Tara Bartekoske, 123 West Missouri Avenue, Pierre, South Dakota 57501. Copies of the rules are also available online at <https://rules.sd.gov> or may be obtained by calling (605) 773-3101. The deadline to submit any written comments for consideration is May 28, 2026. This hearing will be located at a physically accessible place (electronically accessible as the hearing is being held via video conference). Persons with special needs for whom the department can make arrangements may call (605) 773-3101 at least 48 hours before the public hearing.

Appraiser Certification Program (Department of Labor and Regulation): (April 23, 2026) intends to amend rules to make appraisers certified by reciprocity subject to the continuing education requirements; allow for the approval of the eight-hour valuation bias and fair housing course as qualifying education; align course approval terms to the relevant delivery mechanism certification; allow flexibility for approval of seminar-type continuing education courses; clarify what types of discipline owners of appraisal management companies (AMCs) are required to disclose on an AMC application; and clarify change of ownership obligations for AMCs. The general authority for these rules, as cited by the department, is SDCL [36-21B-3](#) and [36-21D-4](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held via Microsoft Teams on May 14, 2026, at 9:00 a.m. (CT). Interested persons may attend at <https://www.microsoft.com/en-us/microsoft-teams/join-a-meeting> by using meeting ID 256 201 410 229 42 and passcode PR6sV9ne or by calling (605) 679-7263 and using conference ID 186 935 788#. Copies of the proposed rules may be obtained without charge from, and written comments may be sent to, the South Dakota Appraiser Certification Program, Attn: Matthew McPherson, 217 West Missouri Avenue, Pierre, South Dakota 57501. Comments may also be emailed to matthew.mcperson@state.sd.us. Copies of the rules are also available online at <https://rules.sd.gov> or may be obtained by calling (605) 295-7727. The deadline to submit any written comments for consideration is May 26, 2026. This hearing will be located at a physically accessible place (electronically accessible as the hearing is being held via video conference). Persons with special needs for whom the department can make arrangements may call (605) 295-7727 at least 48 hours before the public hearing.

FILINGS WITH THE OFFICE OF THE SECRETARY OF STATE

Final Administrative Rules

DEPARTMENT OF GAME, FISH AND PARKS: 41:06:42:02, 41:06:60:02.

History/Notice: 52 SDR 44, October 20, 2025

Hearing: November 6, 2025

Filed: April 21, 2026

Effective: May 11, 2026

DEPARTMENT OF GAME, FISH AND PARKS: 41:04:02:40; 41:05:02:25; 41:06:62:03.

History/Notice: 52 SDR 82, February 17, 2026

Hearing: March 5, 2026

Filed: April 21, 2026

Effective: May 11, 2026

SCHEDULED PUBLIC HEARINGS

4-28-2026	<u>South Dakota Plumbing Commission (Department of Labor and Regulation)</u> : Amend a rule to clarify floor drain sloping and acceptable use of CPVC Schedule 80 pipe and fittings and provide guidance for horizontal wet venting; 52 SDR 94, April 13, 2026.
4-30-2026	<u>South Dakota Board of Accountancy (Department of Labor and Regulation)</u> : Amend rules to clarify the definition for education, experience, and issuing a license to an applicant licensed by another state; 52 SDR 94, April 13, 2026.
5-7-2026	<u>Department of Game, Fish and Parks</u> : Amend a rule to increase the Black Hills elk hunting season length in Unit BHE-4B from October 15-31 and December 1-16 to October 1-31 and December 1-16; 52 SDR 97, April 20, 2026.
5-14-2026	<u>Appraiser Certification Program (Department of Labor and Regulation)</u> : Amend rules to make appraisers certified by reciprocity subject to the continuing education requirements; allow for the approval of the eight-hour valuation bias and fair housing course as qualifying education; align course approval terms to the relevant delivery mechanism certification; allow flexibility for approval of seminar-type continuing education courses; clarify what types of discipline owners of appraisal management companies (AMCs) are required to disclose on an AMC application; and clarify change of ownership obligations for AMCs; 52 SDR 101, April 27, 2026.
5-15-2026	<u>Department of Social Services</u> : Amend rules to update the TANF payment standard by approximately 6.4 percent and to update federal medical services eligibility standards that are reflected in rule; 52 SDR 100, April 27, 2026.
5-15-2026	<u>Department of Social Services</u> : Amend and adopt rules to update hospital reimbursement methodologies including inpatient and outpatient hospital services for both in-state and out-of-state hospitals to more closely align with industry standards; repeal rules that are duplicative of federal regulation or other rules; and to make style and form changes; 52 SDR 100, April 27, 2026.
5-18-2026	<u>Department of Labor and Regulation</u> : Adopt rules to establish the State Apprenticeship Agency (SAA). Specifically, the rules define administrative duties, registration procedures, program standards, review requirements, actions involving apprenticeship programs, reciprocity processes; and complaint procedures; and align South Dakota with federal apprenticeship requirements under 29 CFR Part 29, allowing the SAA to administer, register, oversee, and enforce Registered Apprenticeship Programs requirements at the state level; 52 SDR 100, April 21, 2026.
6-2-2026	<u>South Dakota Board of Nursing (Department of Health)</u> : Adopt and amend rules to remove the requirement for the board to notify a nursing education program of an applicant's licensure examination results; remove the requirement for the board to issue renewal certificates and inactive status cards; and allow registered nurses to delegate gastrostomy tube care to a nursing assistant; 52 SDR 97, April 20, 2026.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee for the 2026 Interim is Tuesday, May 5, 2026, at 10:00 a.m. (CT) via electronic conference and in Room 414 of the State Capitol. Future meetings for the 2026 Interim are scheduled for June 9, July 14, August 18, September 8, and October 14. 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.