



SOUTH DAKOTA REGISTER

Published weekly by the Legislative Research Council

Volume 53

Monday, 8:00 a.m., July 13, 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.

South Dakota State Board of Addiction and Prevention Professionals (Department of Social Services): (July 6, 2026) intends to adopt, repeal, and transfer rules to set the education, work experience, supervision, and examination requirements for peer support services; update the education, work experience, supervision, and examination requirements for addiction counseling and prevention services; establish the requirements of board-approved supervision to meet the requirements for the board to certify or license providers of peer support, addiction counseling, and prevention services; set the standards for renewal of a recognition, certification, or license issued by the board; and clarify the standards for providing services through electronic means. The general authority for these rules, as cited by the board, is SDCL [36-1D-1](#), [36-34-12](#), and [36-34-13.9](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held electronically on July 31, 2026, at 9:00 a.m. (CT). Interested parties may attend via Zoom or by calling (312) 626-6799 and using meeting ID 843 0077 2913 and passcode 347940. Copies of the proposed rules may be obtained without charge online from <https://dss.sd.gov/licensingboards/bapp/bapp.aspx> or rules.sd.gov, by email request to bapp@midwestsolutionssd.com, or by calling (605) 224-1721. Written comments on the proposed rules may be submitted by mail to South Dakota State Board of Addiction and Prevention Professionals, PO Box 340, Pierre, South Dakota 57501 or by email to bapp@midwestsolutionssd.com. Written comments must reach the board by July 30, 2026, to be considered. This hearing will be electronically accessible. Persons with special needs for whom the board can make arrangements may call (605) 224-1282 at least 48 hours before the public hearing.

South Dakota Athletic Commission (Department of Labor and Regulation): (July 8, 2026) intends to amend and adopt rules to clarify safety requirements for events and competitors, application and medical requirements for contestants, officials required for events, bout contract provisions, commission disciplinary actions, and updates consistent with the unified rules of mixed martial arts and boxing; provide for the inclusion of inspectors as officials for events, as set forth in [Senate Bill 64](#); set the requirements for inspectors assigned by the commission; and establish the parameters and requirements for a bout review by the commission. The general authority for these rules, as cited by the commission, is SDCL [42-12-9](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held electronically on August 7, 2026, at 12:30 p.m. (CT). Interested parties may attend via Zoom or by calling (312) 626-6799 and using meeting ID 863 7132 1065 and passcode 001417. Copies of the proposed rules may be obtained without charge online at rules.sd.gov, by written request to South Dakota Athletic Commission, PO Box 340, Pierre, South Dakota 57501, by email request to SDAC@midwestsolutionssd.com, or by calling (605) 224-1721. Written comments on the proposed rules may be submitted by mail to South Dakota Athletic Commission, PO Box 340, Pierre, South Dakota 57501 or by email to SDAC@midwestsolutionssd.com. Written comments must reach the commission by August 4, 2026, to be considered. This hearing will be electronically accessible. Persons with special needs for whom the

commission can make arrangements may call (605) 224-1721 at least 48 hours before the public hearing or contact Telecommunication Relay Services for the Deaf at (800) 877-1113.

Department of Human Services: (July 10, 2026) intends to amend rules to standardize and clarify critical incident reporting requirements; make restoration plans dependent on ISP progress, rather than time limited; allow providers an additional month to file cost reports and audits; standardize insurance requirements; provide a standardized format to assist in participant safety monitoring data analysis; update the CHOICES waiver services to match the federally approved waiver; and avoid conflict and redundancy with federal requirements, while requiring opportunity for discussion of all medications with clients at the South Dakota Developmental Center. The general authority for these rules, as cited by the department, is SDCL [27B-2-25](#) and [27B-2-26](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held at the Hillsview Building, Seasons Conference Room, 3800 East Highway 34, Pierre, South Dakota, on August 19, 2026, at 1:00 p.m. (CT). Individuals may also appear remotely through <https://sd-dhs.org/4yawsE2>. Copies of the proposed rules may be obtained without charge from, and written comments on the proposed rules may be sent to, the Department of Human Services, Hillsview Plaza, c/o 500 East Capitol Avenue, Pierre, South Dakota 57501 or by email to DHSInfo@state.sd.us. Copies of the rules are also available at <https://rules.sd.gov> or by email to jenna.howell@state.sd.us. The deadline to submit any written comments for consideration by the department is ten days after the date of the public 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) 773-5990 at least 48 hours before the public hearing.

Petition for Rules

The **State Board of Elections (Office of the Secretary of State)** on July 8, 2026, served on the Interim Rules Review Committee and the code counsel, a petition received from an interested party, per [SDCL 1-26-13](#), to amend ARSD [05:02:03:01](#) to clarify what constitutes acceptable proof of citizenship for individuals registering to vote a "full ballot"; [05:02:03:13](#) to update the state's voter registration form to clarify what constitutes acceptable proof of citizenship for individuals registering to vote; [05:02:03:14](#) to include right to appeal instructions on the acknowledgement notice sent for invalid or incomplete voter registration applications; and [05:02:03:16](#) to indicate on the mailing notice sent to confirm voter registration information, an individual's status as a federal or full ballot voter.

The petition also sought to have new rules adopted that would define acceptable proof of citizenship and how it may be submitted; clarify procedures for submitting proof of citizenship containing an individual's prior name; provide guidelines regarding the formatting of the acknowledgement notice for federal voter registrations; explain the process for an individual to cure federal voter status; and lay out the procedure for appealing denial of voter registration.

The rule changes proposed by the petitioners were rejected by the [State Board of Elections](#) after a hearing that began on June 30, 2026, recessed on that date, and was concluded on July 8, 2026.

SCHEDULED PUBLIC HEARINGS

7-14-2026	South Dakota Animal Industry Board (Department of Agriculture and Natural Resources): Amend rules to update definitions to more accurately reflect current terminology; modernize the language of reference material; and add municipal or other permitted solid waste landfills as facilities at which certain animal carcasses may be disposed of, to reflect current practice; 52 SDR 119, June 1, 2026.
7-21-2026	Department of Health: Amend and adopt rules related to updates to the South Dakota Board of Nursing requirements for certified nurse aides (CNAs) and repeal duplicative rules relating to CNAs; 52 SDR 128, June 22, 2026.

7-21-2026	<u>Department of Public Safety:</u> Amend rules to adopt the 2025 edition of the National School Transportation Specifications and Procedures manual; amend school bus rules to reflect the correct referenced page numbers; adopt the 2026 edition of the Commercial Vehicle Safety Alliance handbook; adopt English proficiency requirements; authorize permits and adopt requirements for the use of industrial incinerators; and amend victim services rules; 52 SDR 128, June 22, 2026.
7-29-2026 Hearing was originally scheduled for 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.
7-31-2026	<u>South Dakota State Board of Addiction and Prevention Professionals (Department of Social Services):</u> Adopt, repeal, and transfer rules to set the education, work experience, supervision, and examination requirements for peer support services; update the education, work experience, supervision, and examination requirements for addiction counseling and prevention services; establish the requirements of board-approved supervision to meet the requirements for the board to certify or license providers of peer support, addiction counseling and prevention services; set the standards for renewal of a recognition, certification, or license issued by the board; and clarify the standards for providing services through electronic means; 53 SDR 3, July 13, 2026.
8-7-2026	<u>South Dakota Athletic Commission (Department of Labor and Regulation):</u> Amend and adopt rules to clarify safety requirements for events and competitors, application and medical requirements for contestants, officials required for events, bout contract provisions, commission disciplinary actions, and updates consistent with the unified rules of mixed martial arts and boxing; provide for the inclusion of inspectors as officials for events, as set forth in Senate Bill 64 ; set the requirements for inspectors assigned by the commission; and establish the parameters and requirements for a bout review by the commission; 53 SDR 3, July 13, 2026.
8-19-2026	<u>Department of Human Services:</u> Amend rules to standardize and clarify critical incident reporting requirements; make restoration plans dependent on ISP progress, rather than time limited; allow providers an additional month to file cost reports and audits; standardize insurance requirements; provide a standardized format to assist in participant safety monitoring data analysis; update the CHOICES waiver services to match the federally approved waiver; and avoid conflict and redundancy with federal requirements, while requiring opportunity for discussion of all medications with clients at the South Dakota Developmental Center; 53 SDR 4, July 12, 2026.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee for the 2026 Interim is Tuesday, July 14, 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 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.