



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.

Department of Revenue: (August 19, 2026) intends to repeal, amend, and adopt rules to establish procedures for permanent closure of a motor vehicle dealer; establish certain required uses of the department's 605Drive system; permit retention of electronic records; require retention of certain paper records for at least a year; require document fees be advertised for customers, in accordance with federal law; prohibit the use of "broker" and "wholesale" in dealer names and advertising materials; and provide form and style adjustments. The general authority for these rules, as cited by the department, is SDCL [32-3-57](#), [32-6B-60](#), [32-6B-63](#), [32-6C-17](#), [32-7A-14.1](#), and [32-7B-20](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held in Room 109 of the Anderson Building, 445 East Capitol Avenue, Pierre, South Dakota, on September 10, 2026, at 10:30 a.m. (CT). 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 Revenue, 445 East Capitol Avenue, Pierre, South Dakota 57501. Copies of the proposed rules may also be obtained at <https://rules.sd.gov/> or by calling (605) 773-6314. Comments may also be emailed to Morgan.Maier@state.sd.us. Information submitted in writing must be received on or before September 24, 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) 773-3311 at least forty-eight hours before the public hearing.

South Dakota Transportation Commission (Department of Transportation): (August 19, 2026) intends to amend rules to change speed limits on State Trunk Highway 115 north of Sioux Falls in Minnehaha County, U.S. Highway 83 near Onida in Sully County, and South Dakota Highway 248 in and around Kadoka in Jackson County; update highway references and eliminate speed limit provisions that are no longer needed because of highway jurisdictional transfers; and change when the terms "business" and "person" are used in rules pertaining to contractor prequalification to submit bids for highway construction projects. The general authority for these rules as cited by the department, is SDCL [31-5-10](#) and [32-25-7](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held in the Large Conference Room of the Sioux Falls Area Office of the Department of Transportation, 5316 West 60th Street North, Sioux Falls, South Dakota, on September 22, 2026, at 2:00 p.m. (CT). Interested parties may also participate by telephone by calling (866) 705-2554 and using conference code 153277. 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 Transportation, Becker-Hansen Building, 700 East Broadway Avenue, Pierre, South Dakota 57501-2586. Copies of the proposed rule may also be obtained at <https://rules.sd.gov/> or by calling (605) 773-3265. Comments may also be emailed to Joel.Jundt@state.sd.us. Information submitted in writing must be received on or before September 16, 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 the department's ADA Coordinator at (605) 773-3540 at least two business days before the public hearing.

FILINGS WITH THE OFFICE OF THE SECRETARY OF STATE

Executive Order

Governor Rhoden has signed [Executive Order 2026-10](#), dated August 18, 2026, pursuant to Chapter SDCL [34-48A](#), to expand assistance to South Dakotans during the ongoing drought emergency in the state. The Order extends the timeline set in [Executive Order 2026-08](#), dated July 16, 2026, which was initially set to expire upon the cessation of the drought emergency or no later than midnight on September 14, 2026. The drought emergency was declared to exist due to widespread drought conditions, low precipitation, and exceedingly high temperatures. The new Order also extends the deployment of firefighting airplanes and helicopters to assist with fires within the Black Hills Fire Protection District, as authorized by [Executive Order 2025-03](#), dated March 28, 2025, to any fire in the state at which the resources are needed to protect lives and property. Executive Order 2026-10 will expire November 15, 2026, unless further extended by Executive Order.

Final Administrative Rules

DEPARTMENT OF PUBLIC SAFETY: 24:06:07:02, 24:06:07:03.01, 24:06:07:04, 24:06:07:06, 24:06:07:07; 24:06:08:02, 24:06:08:03, 24:06:08:04, 24:06:08:06; 61:23:01:04; 61:25:01:02; 61:33:01:03, 61:33:01:04, 61:33:01:13; 67:55:01:04; 67:55:02:06, 67:55:02:11; 67:55:04:14.

History/Notice: 52 SDR 128, June 22, 2026

Hearing: July 21, 2026

Filed: August 19, 2026

Effective: September 8, 2026

SOUTH DAKOTA BOARD OF EDUCATION STANDARDS (DEPARTMENT OF EDUCATION): 24:28:02:01, 24:28:02:02; 24:28:05:01, 24:28:05:03, 24:28:05:04, 24:28:05:05, 24:28:05:07; 24:28:08:05, 24:28:08:11; 24:28:09:06, 24:28:09:38.01, 24:28:09:39, 24:28:09:39.01, 24:28:09:40, 24:28:09:41, 24:28:09:44, 24:28:09:53, 24:28:09:55; 24:28:10:01, 24:28:10:02, 24:28:10:03, 24:28:10:04, 24:28:10:05; 24:28:11:01, 24:28:11:02, 24:28:11:05, 24:28:11:06, 24:28:11:08, 24:28:11:11, 24:28:11:12, 24:28:11:13, 24:28:11:14; 24:28:12:01, 24:28:12:02, 24:28:12:05, 24:28:12:06, 24:28:12:08, 24:28:12:11, 24:28:12:13, 24:28:12:14, 24:28:12:15, 24:28:12:16; 24:28:13:01, 24:28:13:02, 24:28:13:05, 24:28:13:06, 24:28:13:08, 24:28:13:11, 24:28:13:12, 24:28:13:13, 24:28:13:14; 24:28:15:02, 24:28:15:11; 24:28:17:04, 24:28:17:05, 24:28:17:06, 24:28:17:07, 24:28:17:10, 24:28:17:11, 24:28:17:12, 24:28:17:13, 24:28:17:14, 24:28:17:15, 24:28:17:16, 24:28:17:17, 24:28:17:18, 24:28:17:19, 24:28:17:26, 24:28:17:26.01, 24:28:17:28, 24:28:17:29, 24:28:17:30, 24:28:17:31; 24:28:18:01, 24:28:18:02, 24:28:18:03; 24:28:19:01, 24:28:19:02, 24:28:19:03, 24:28:19:04, 24:28:19:05, 24:28:19:06, 24:28:19:07, 24:28:19:08, 24:28:19:09, 24:28:19:10, 24:28:19:11, 24:28:19:12, 24:28:19:13, 24:28:19:14, 24:28:19:15, 24:28:19:16, 24:28:19:17, 24:28:19:18, 24:28:19:19, 24:28:19:20, 24:28:19:21, 24:28:19:22; 24:28:20:01, 24:28:20:02, 24:28:20:03, 24:28:20:04, 24:28:20:05, 24:28:20:06, 24:28:20:07, 24:28:20:08, 24:28:20:09, 24:28:20:10, 24:28:20:11, 24:28:20:12, 24:28:20:13, 24:28:20:14, 24:28:20:15, 24:28:20:16, 24:28:20:17, 24:28:20:18, 24:28:20:19, 24:28:20:20, 24:28:20:21, 24:28:20:22, 24:28:20:23, 24:28:20:24, 24:28:20:25; 24:28:21:01, 24:28:21:02, 24:28:21:03, 24:28:21:04, 24:28:21:05, 24:28:21:06, 24:28:21:07, 24:28:21:08, 24:28:21:09, 24:28:21:10, 24:28:21:11, 24:28:21:12, 24:28:21:13, 24:28:21:14, 24:28:21:15, 24:28:21:16, 24:28:21:17, 24:28:21:18, 24:28:21:19, 24:28:21:20, 24:28:21:21, 24:28:21:22, 24:28:21:23, 24:28:21:24, 24:28:21:25, 24:28:21:26; 24:28:22:01, 24:28:22:02, 24:28:22:03, 24:28:22:04, 24:28:22:05, 24:28:22:06, 24:28:22:07, 24:28:22:08, 24:28:22:09, 24:28:22:10, 24:28:22:11, 24:28:22:12, 24:28:22:13, 24:28:22:14, 24:28:22:15, 24:28:22:16, 24:28:22:17, 24:28:22:18, 24:28:22:19, 24:28:22:20, 24:28:22:21, 24:28:22:22, 24:28:22:23, 24:28:22:24, 24:28:22:25, 24:28:22:26; 24:28:23:01, 24:28:23:02, 24:28:23:03, 24:28:23:04, 24:28:23:05, 24:28:23:06, 24:28:23:07, 24:28:23:08, 24:28:23:09, 24:28:23:10, 24:28:23:11, 24:28:23:12, 24:28:23:13, 24:28:23:14, 24:28:23:15, 24:28:23:16, 24:28:23:17, 24:28:23:18, 24:28:23:19, 24:28:23:20, 24:28:23:21, 24:28:23:22; 24:28:24:01, 24:28:24:02, 24:28:24:03, 24:28:24:04, 24:28:24:05, 24:28:24:06, 24:28:24:07, 24:28:24:08, 24:28:24:09, 24:28:24:10, 24:28:24:11, 24:28:24:12, 24:28:24:13, 24:28:24:14, 24:28:24:15, 24:28:24:16, 24:28:24:17, 24:28:24:18, 24:28:24:19, 24:28:24:20, 24:28:24:21, 24:28:24:22; 24:28:25:01, 24:28:25:02, 24:28:25:03, 24:28:25:04, 24:28:25:05, 24:28:25:06, 24:28:25:07, 24:28:25:08,

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History/Notice: 52 SDR 119, June 1, 2026

Hearing: June 22, 2026

Filed: August 19, 2026

Effective: September 8, 2026

SCHEDULED PUBLIC HEARINGS

August 25, 2026

South Dakota Public Utilities Commission: Repeal outdated, redundant, or preempted rules or portions of rules, and unnecessary telecommunications filing requirements; amend rules to clarify the process for filing of confidential information; update language in the general rules and gas and electric rules to clarify and simplify the requirements and update complaint requirements; clarify the procedure for release of a grain buyer bond and to require the provision of necessary information on voluntary credit sale contracts for grain transactions; update telecommunications provisions to align with current needs and technology; and update a pipeline safety notification requirement to ensure necessary information is provided to the commission; 53 SDR 6, July 20, 2026.

August 27, 2026

South Dakota Transportation Commission (Department of Transportation): Amend a rule to change speed limits on various highway segments in Union County and eliminate speed limit rule provisions that are no longer needed; 53 SDR 13, August 3, 2026.

September 9, 2026

Department of Revenue: Adopt rules to establish application requirements for nicotine product licensees, inspection procedures, recordkeeping requirements for licensees, violation procedures, and product disposal or return requirements for retail licensees; 53 SDR 17, August 17, 2026.

Department of Health: Amend rules to update and clarify the Department of Health's waiver application requirements, including definitions, documentation order, acceptance procedures, and fee processing, to ensure submissions meet U.S. Department of State standards; 53 SDR 17, August 17, 2026.

September 10, 2026

Department of Game, Fish and Parks: Amend rules to allow limited harvest of muskellunge and northern-muskellunge (tiger) cross, establishing a daily limit of one fish, a possession limit of two fish, and a minimum length limit of forty-five inches; modify the transportation requirements for paddlefish harvested during the archery season below Gavins Point Dam by allowing harvested paddlefish to be cleaned prior to transport; remove the annual submission of a summary report for retail bait dealers as a requirement for license renewal and specify an annual summary report needs to be submitted by wholesale and export bait dealers; update the list of fish pathogens of regulatory concern that must be tested before fish importation permits may be issued; clarify the dates during which fishing tournaments are prohibited by specifying that tournaments may not be conducted on the Friday preceding the Fourth of July weekend when Independence Day falls on a Friday, Saturday, Sunday, or Monday; modify the list of state endangered bird species; update the list of aquatic invasive species by adding the golden mussel to the list of aquatic invasive invertebrates recognized by the department; and establish exemptions from aquatic invasive species conveyance launching and removal requirements for specific circumstance involving aquatic conveyances; 53 SDR 17, August 17, 2026.

Department of Revenue: Repeal, amend, and adopt rules to establish procedures for permanent closure of a motor vehicle dealer; establish certain required uses of the department's 605Drive system; permit retention of electronic records; require retention of certain paper records for at least a year; require document fees be advertised for customers, in accordance with federal law; prohibit the use of "broker" and "wholesale" in dealer names and advertising materials; and provide form and style adjustments; 53 SDR 21, August 24, 2026.

September 22, 2026

South Dakota Transportation Commission (Department of Transportation): Amend rules to change speed limits on State Trunk Highway 115 north of Sioux Falls in Minnehaha County, U.S. Highway 83 near Onida in Sully County, and South Dakota Highway 248 in and around Kadoka in Jackson County; update highway references and eliminate speed limit provisions that are no longer needed because of highway jurisdictional transfers; and change when the terms "business" and "person" are used in rules pertaining to contractor prequalification to submit bids for highway construction projects; 53 SDR 21, August 24, 2026.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee for the 2026 Interim is Wednesday, September 9, 2026, at 10:00 a.m. (CT) via electronic conference and in Room 414 of the State Capitol. The final scheduled meeting for the 2026 Interim is 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.