

NOTICE OF PUBLIC HEARING
DEPARTMENT OF SOCIAL SERVICES

A public hearing will be held in the Kneip Conference Room 1, Kneip Office Building, 700 Governors Drive, Pierre, South Dakota on October 21, 2016, at **3:00 p.m.**, to consider the amendment of the following Behavioral Health rules:

Article 46:05, §§ 46:05:01:01 through 46:05:21:09, inclusive; Article 46:20, §§ 46:20:01 through 46:20:34:19, inclusive; Article 67:61, §§ 67:61:01:01 through 67:61:18:07, inclusive; Article 67:62, §§ 67:62:01:01 through 67:62:15:19, inclusive.

Article 46:05 Substance use disorders is re-written as Article 67:61 under the Department of Social Services. Article 46:20 Mental health is repealed and re-written as Article 67:62. Overall, duplicative language, outdated terms, and language no longer current were removed throughout the Articles. “Alcohol and Drug Abuse” was updated to “Substance Use Disorder” or SUD. Additional effects of the rules will be to align the Articles, update to the current diagnostic manual DSM-5, add telemedicine as a reimbursable service, better detail client rights, revise treatment plan timeframes to better match the structure of programs, update dietary guidelines, add sentinel effect notifications, clarify certain accreditation requirements, and update the life safety code.

A public hearing will be held in the Kneip Conference Room 1, Kneip Office Building, 700 Governors Drive, Pierre, South Dakota on October 21, 2016, at **3:30 p.m.**, to consider the amendment of the following Medical Services rules:

Chapter 67:16:01, §§ 67:16:01:01 and 67:16:01:08; Chapter 67:16:02, §§ 67:16:02:16.01 and 67:16:02:18; Chapter 67:16:03, §§ 67:16:03:06.01, 67:16:03:06.07, 67:16:03:06.10, 67:16:03:06.17, and 67:16:03:06.18; Chapter 67:16:13, §§ 67:16:13:01, 67:16:13:03, 67:16:13:04, 67:16:13:05, 67:16:13:08, and 67:16:13:09; Chapter 67:16:28, § 67:16:28:10; Chapter 67:16:29, § 67:16:29:11; Chapter 67:16:31, § 67:16:31:02.01; Chapter 67:16:35, § 67:16:35:06; Chapter 67:16:37, §§ 67:16:37:03 and 67:16:37:15; Chapter 67:16:39, § 67:16:39:11; Chapter 67:16:42, § 67:16:42:13; Chapter 67:16:48, §§ 67:16:48:01 through 67:16:48:15, inclusive; Chapter 67:54:08, §§ 67:54:08:01 through 67:54:08:13, inclusive.

The effect of these rules will be to update definitions and other language, clarify coverage of certain services, implement ambulatory payment classification reimbursement methodology, update substance abuse rule references to reflect the new articles, update the national provider identification number requirements for reimbursement, move and update the substance use disorder provisions from Human Services to Social Services, and allow for in-state liver transplant option.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may do so by appearing in person at the hearing or by sending them to the Teresa Schulte, Department of Social Services, 700 Governors Drive, Pierre, SD 57501. Material sent by mail must reach the Department of Social Services by October 31, 2016, to be considered.

For purposes of assisting the Department to fully understand the issues being addressed, individuals intending to present oral testimony at the hearing are asked to make a written copy of their testimony available to the Department. Written comments and testimony must relate directly to the changes being proposed and must cite the specific rule number to which the comments are being directed.

Interested persons may, at any time prior to the hearing, obtain copies of the proposed rules by contacting Teresa Schulte, Department of Social Services, 700 Governors Drive, Pierre, SD 57501. Copies of the proposed rules are also available at: <http://rules.sd.gov>.

This meeting is being held in a physically accessible place. Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact our office within 48 hours of the public hearing if you have special needs for which this agency will need to make arrangements. The telephone number for making special arrangements is (605)-773-3165.

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