

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PUBLIC HEARING TO ADOPT RULES

A public hearing will be held on Wednesday, October 23, 2013, at 10:30 a.m. in Pierre, SD, at the Department of Human Services Office, 3800 E. Highway 34, Hillsvie Plaza, in the Large Conference room, to consider the adoption and amendment of the following proposed rules:

Amendment of section 46:11; and repeal of sections 46:10 and 46:13 inclusive.

The effect of these changes will be to: combine all rules relating to developmental disabilities under one section to improve accessibility and ease of locating rules; repeal obsolete and unnecessary provisions; update terminology and definitions; update requirements for certification of community support providers; provide clarification regarding rights of participants; update community support provider requirements when dealing with abuse, neglect, and exploitation; update requirements for submission of critical incident reports by community support providers; clarify procedures for appeals, grievances, and rights restrictions; clarify administrative requirements for community support providers; update and clarify service standards for community support providers; update requirements of community support providers for safety, sanitation, and physical facilities; update requirements for medication administration and health care services through community support providers; include a new chapter describing the comprehensive Home and Community Based Services Medicaid waiver; update and clarify requirements of the Family Support Medicaid Waiver services as well as generally funded Family Support services; update the regulations involving Community Training services; update rules involving Respite services; and include Preadmission Screening and Resident Reviews regulations into this chapter.

Persons interested in presenting data, statements, 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 Department of Human Services, Hillsvie Plaza, E. Highway 34, c/o 500 E. Capitol, Pierre, SD 57501-5070. C/o Eve Smith, Administrative Rules Coordinator. **Material sent by mail must reach the Department of Human Services by 5 p.m. on November 4, 2013, to be considered.**

After the hearing, the Department of Human Services will consider all written and oral comments it receives on the proposed rules. The Department may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the above-mentioned 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) 773-5990 or (605) 773-6412 TTY.

The Department of Human Services, upon its own motion or at the instance of any interested persons, may thereafter adopt the above proposals substantially as set forth above without further notice.

Copies of the proposed rules may be obtained without charge from:

Department of Human Services
Hillsvie Plaza, East Highway 34
C/o 500 East Capitol
Pierre, South Dakota 57501-5070

Or downloaded from the SD Department of Human Services website at: <http://dhs.sd.gov/>

Or email eve.smith@state.sd.us for a copy.