

FORM 6

South Dakota Department of Health Notice of Public Hearing to Adopt Rules

A public hearing will be held in The Hayes Building conference room on the first floor, 600 East Capitol Avenue, Pierre South Dakota, on October 11, 2022, at 2:00 pm Central, to consider the adoption and amendment of proposed Administrative Rules of South Dakota numbered

44:90:03:16, 44:90:04:11, 44:90:04:25, 44:90:07:08, and 44:90:13:02

The effect of the rules will be to allow an extension to certain establishments that cannot open within one year of receiving a certificate, change requirements for agent identification badges, create an allowance for testing facilities to use alternate methods of transportation when sending samples to the public health laboratory, allow the use of non-odorized flammable gas in the extraction process, and reduce the qualifications for submitting a petition for a debilitating condition to the department.

The reason for adopting the proposed rules is that the rule modifications were requested by industry stakeholders at the Medical Cannabis Oversight Committee meeting on July 14, 2022. The committee recommended that the department consider the requested changes. One change was requested by the public health laboratory to make transportation of testing samples between laboratories more streamlined.

Persons interested in presenting amendments, data, opinions, and arguments for or against the proposed rules may appear in-person or remotely at the hearing, or mail them to Department of Health, 600 east Capitol Avenue, Pierre South Dakota, or e-mail to dohcomments@state.sd.us. Those wishing to testify remotely must register by October 7, 2022, by email to dohcomments@state.sd.us. Witnesses should provide their full name, email address, whom they are representing, and city of residence. The deadline to submit any such written comments for consideration by this agency is October 21, 2022.

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

For Persons with Disabilities: This hearing will be located at a physically accessible place. Please contact Department of Health at least 48 hours before the public hearing if you have special needs for which special arrangements can be made by calling (605) 773-3361.

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

South Dakota Department of Health
600 East Capitol Avenue
Pierre, SD 57501

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