

Department of Agriculture and Natural Resources
Notice of Public Hearing to Revise Rules

A public hearing will be held in the Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, South Dakota 57501 on July 17, 2025, at 10:00 am (Central) to consider the adoption and amendment of proposed Administrative Rules of South Dakota numbered

- a. Revising Chapter 74:36:01 (e.g. revising sections 74:36:01:01, 74:36:01:05, and 74:36:01:20);
- b. Revising Chapter 74:36:02 (e.g. revising sections 74:36:02:02 through 74:36:02:05);
- c. Revising all of Chapter 74:36:03;
- d. Revising Chapter 74:36:04 (e.g. revising section 74:36:04:12);
- e. Revising Chapter 74:36:05 (e.g. revising sections 74:36:05:04, 74:36:05:04.01, and 74:36:05:16.01);
- f. Revising Chapter 74:36:07 (e.g. revising sections 74:36:07:01 through 74:36:07:07, 74:36:07:07.01, 74:36:07:09, 74:36:07:10, 74:36:07:12 through 74:36:07:14, 74:36:07:15 through 74:36:07:22, 74:36:07:22.01, 74:36:07:23, 74:36:07:24 through 74:36:07:28, 74:36:07:31 through 74:36:07:34, 74:36:07:36, 74:36:07:37, 74:36:07:39 through 74:36:07:42, 74:36:07:42.01, 74:36:07:44 through 74:36:07:93, 74:36:07:97, 74:36:07:101 through 74:36:07:103, 74:36:07:105, 74:36:07:107, 74:36:07:109, 74:36:07:110, 74:36:07:114, 74:36:07:115, 74:36:07:117, 74:36:07:125, 74:36:07:126, 74:36:07:131, 74:36:07:136, 74:36:07:137, 74:36:07:139 through 74:36:07:143, 74:36:07:146, and 74:36:07:147; and adding sections 74:36:07:14.01, 74:36:07:22.01, and 74:36:07:23.01);
- g. Revising Chapter 74:36:08 (e.g. revising sections 74:36:08:01 through 74:36:08:130);
- h. Revising Chapter 74:36:09 (e.g. revising sections 74:36:09:02 and 74:36:09:03);
- i. Chapter 74:36:10 (e.g. sections 74:36:10:02, 74:36:10:03.01, 74:36:10:05, 74:36:10:07, and 74:36:10:08);
- j. Chapter 74:36:11 (e.g. section 74:36:11:01);
- k. Chapter 74:36:12 (e.g. sections 74:36:12:01 through 74:36:12:03);
- l. Chapter 74:36:13 (e.g. sections 74:36:13:02 through 74:36:13:04, 74:36:13:06 through 74:36:13:08);
- m. Chapter 74:36:16 (e.g. sections 74:36:16:01, 74:36:16:02, 74:36:16:04, and 74:36:16:05);
- n. Chapter 74:36:18 (e.g. section 74:36:18:10);
- o. Chapter 74:36:20 (e.g. sections 74:36:20:05 and 74:36:20:11); and
- p. Chapter 74:36:21 (e.g. sections 74:36:21:02, 74:36:21:04, 74:36:21:05, and 74:36:21:09).

The effect of the proposed amendments will be to update South Dakota's existing air quality rules by incorporating updated, codified regulations by reference. The proposed amendments primarily reflect changes made to the federal air quality regulations as of June 30, 2024.

The reason for the adopting the proposed amendments is to continue to have South Dakota's air quality rules comply with the federal regulations and to allow South Dakota to maintain approval of its air quality program.

Persons interested in presenting amendments, data, opinions, and arguments for or against the proposed rules may appear in-person at the hearing, or mail or e-mail them to the South Department of Agriculture and Natural Resources, Air Quality Program, 523 East Capitol, Pierre, South Dakota 57501 and Samantha.olmstead@state.sd.us. The deadline to submit any such written comments for consideration is by the close of business day on July 11, 2025.

After the written comment period, the board will consider all written and oral comments it receives on the proposed rules. The board 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 the Department of Agriculture and Natural Resources at least 48 hours before the public hearing if you have special needs for which special arrangements can be made by calling (605) 773-3151.

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

Samantha Olmstead
Department of Agriculture and Natural Resources and/or www.rules.sd.gov and/or
<https://danr.sd.gov/public/default.aspx>
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