

FORM 6

Department of Health Notice of Public Hearing to Adopt Rules

A public hearing will be held in the Hayes Building Conference Room, 600 E. Capitol Avenue, Pierre, SD 57501, on September 9, 2025, at 3:00 p.m. (Central), to consider the amendment of proposed Administrative Rules of South Dakota numbered

§§ 44:58:07:09, 44:66:01:01, 44:66:02:01, 44:66:02:03, 44:66:02:03.01, 44:66:02:04, 44:66:03:01, 44:66:03:02, 44:70:01:07.01, 44:73:01:07, 44:73:01:07.01, 44:73:08:11, 44:75:01:07, and 44:75:01:07.01.

The effect of the rules will be repeal provisions related to emergency supplies of controlled drugs in longer term care facilities that are duplicative of Board of Pharmacy regulations, to repeal unnecessary definitions, update statutory references, update timelines for reporting of data, and repeal unnecessary or duplicative language as it relates to hospital charge reporting, and to correct technical errors made in 2023 and 2024 to require reporting of attempted suicides in health care facilities to the Department of Health.

The reason for adopting the proposed rules is to remove duplicative regulations in ARSD 44:58:07:09 and 44:73:08:11:75:01:07.01, to amend ARSD 44:66 to implement the provisions of HB 1225 from the 2025 legislative session, and to correct technical errors to ARSD 44:70:01:07.01, 44:73:01:07, 44:73:01:07.01, 44:75:01:07, and 44:75:01:07.01.

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 South Dakota Department of Health, 600 East Capitol Avenue, Pierre, SD 57501 or <https://rules.sd.gov>. The deadline to submit any such written comments for consideration by the Department of Health is September 19, 2025.

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 and/or <https://rules.sd.gov>
600 E. Capitol Avenue
Pierre, SD 57501
605-773-3361

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