

FORM 6

Department of Human Services Notice of Public Hearing to Adopt Rules

A public hearing will be held in the Seasons Conference Room of the Hillsvue Building, 3800 E Hwy 34, Pierre, SD 57501, on Wednesday, August 19th, 2026, at 1pm (Central) / Noon (Mountain), to consider the amendment of proposed Administrative Rules of South Dakota numbered

§§ 46:11:03:02, 46:11:03:10, 46:11:04:02, 46:11:04:07, 46:11:06:15, 46:11:08:01, 46:11:09:05, and 46:17:04:10.

The effect of the rules will be to standardize and clarify critical incident reporting requirements; make restoration plans dependent on ISP progress, rather than time limited; allow providers an additional month to file cost reports and audits; standardize insurance requirements; provide a standardized format to assist in participant safety monitoring data analysis; update the CHOICES waiver services to match the federally approved waiver; and avoid conflict and redundancy with federal requirements, while requiring opportunity for discussion of all medications with clients at the South Dakota Developmental Center.

The reason for adopting the proposed rules is to provide improved person-centered services to individuals, to reduce administrative burden on providers, and to comply with federal waiver and regulations.

Persons interested in presenting amendments, data, opinions, and arguments for or against the proposed rules may appear in-person or at the hearing, appear remotely using this link: <https://sd-dhs.org/4yawsE2>, or mail or e-mail them to Department of Human Services Hillsvue Plaza c/o 500 E Capitol Ave Pierre, SD 57501; dhsinfo@state.sd.us. The deadline to submit any such written comments for consideration by this department is ten days after the date of the public hearing.

After the written comment period, the Department of Human Services will consider all written and oral comments it receives on the proposed rules. The Department of Human Services 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 Human Services at least 48 hours before the public hearing if you have special needs for which special arrangements can be made by calling 605-773-5990.

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

Department of Human Services and/or rules.sd.gov
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Pierre, SD 57501
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