

FORM 6

Department of Revenue Notice of Public Hearing to Adopt Rules

A public hearing will be held in Room 109 of the Anderson Building, 445 East Capitol Avenue, in Pierre on September 9, 2026, at 10:30 a.m. Central, to consider the adoption of proposed Administrative Rules of South Dakota numbered

§§ 64:44:04:01, 64:44:04:02, 64:44:04:03, 64:44:04:04, 64:44:04:05, 64:44:04:06, and 64:44:04:07.

The effect of the rules will be to establish application requirements for nicotine product licensees, to establish inspection procedures, recordkeeping requirements for licensees, violation procedures, and product disposal or return requirements for retail licensees.

The reason for adopting the proposed rules is the implementation of SB 221 passed during the 2026 legislative session that direct the Department to propose rules in these areas.

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 Department of Revenue, 445 East Capitol Ave, Pierre, SD, 57501 or email them to Morgan.Maier@state.sd.us. The deadline to submit any such written comments for consideration is September 23rd by 5 p.m., Central.

After the written comment period, the Department of Revenue will consider all written and oral comments it receives on the proposed rules. The Department of Revenue 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 Revenue at least 48 hours before the public hearing if you have special needs for which special arrangements can be made by calling (605) 773-6314.

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

Department of Revenue and rules.sd.gov
445 East Capitol Avenue
Morgan.Maier@state.sd.us
(605) 773-6314

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