

FORM 6

Department of Health Notice of Public Hearing to Adopt Rules

A public hearing will be held in the Floyd Matthew Training Center in the Joe Foss building, 523 East Capitol Avenue, Pierre, South Dakota, 57501, on September 23, at 10:00 a.m. Central Standard Time, to consider the adoption and amendment of proposed Administrative Rules of South Dakota numbered

44:90:01:01, 44:90:02:07, 44:90:02:10, 44:90:02:11, 44:90:02:12, 44:90:02:13, 44:90:02:15, 44:90:02:17, 44:90:03:02, 44:90:03:05, 44:90:03:07, 44:90:03:16, 44:90:04:08, 44:90:04:09, 44:90:04:10, 44:90:04:13, 44:90:04:14, 44:90:04:15, 44:90:04:16, 44:90:04:19, 44:90:04:20, 44:90:04:26, 44:90:06:01, 44:90:06:04, 44:90:06:05, 44:90:06:07, 44:90:07:04, 44:90:08:03, 44:90:09:02, 44:90:09:06, 44:90:09:07, 44:90:09:11, 44:90:10:01.01, 44:90:10:04, 44:90:11:06, 44:90:12:03, and 44:90:12:11.

The effect of the proposed rules is to update and clarify requirements throughout Article 44:90 to align with current medical cannabis industry standards, improve consistency, and modernize administrative processes.

The reason for adopting the proposed rules is to ensure the regulations reflect current industry practices, eliminate contradictions, correct errors, and address operational issues identified by the medical cannabis industry and the Department of Health.

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, Office of Medical Cannabis 600 East Capitol Avenue, Pierre, SD 57501 or by going to <https://rules.sd.gov/>. The deadline to submit any such written comments for consideration by the Department is October 3, 2026.

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 the 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 the following address, the Department of Health's website at doh.sd.gov/News, and/or rules.sd.gov:

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

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