

FORM 10

MINUTES OF PUBLIC HEARING South Dakota Board of Addiction and Prevention Professionals

The South Dakota Board of Addiction and Prevention Professionals convened at 9:03 A.M. (Central) on July 31, 2026, electronically (via Zoom).

The purpose of the meeting was to conduct a public hearing on the proposed rules of the Board of Addiction and Prevention Professionals numbered §§ 20:80:01:01 to 20:80:01:05, inclusive; 20:80:02:01 to 20:80:02:05, inclusive; 20:80:03:01 to 20:80:03:02, inclusive; 20:80:04:01 to 20:80:04:04, inclusive; 20:80:05:01 to 20:80:05:14, inclusive; 20:80:06:01 to 20:80:06:05, inclusive; 20:80:07:01 to 20:80:07:07, inclusive; 20:80:08:01 to 20:80:08:21, inclusive; 20:80:09:01 to 20:80:09:14, inclusive; 20:80:10:01 to 20:80:10:03, inclusive; 20:80:11:01 to 20:80:11:05, inclusive; 20:80:12:01 to 20:80:12:13, inclusive; 20:80:13:01 to 20:80:13:05, inclusive; 20:80:14:01 to 20:80:14:04, inclusive; 20:80:15:01 to 20:80:15:12, inclusive; 20:80:16:01 to 20:80:16:05, inclusive; 20:80:17:01 to 20:80:17:05, inclusive; 20:80:18:01 to 20:80:18:12, inclusive; 20:80:19:01 to 20:80:19:14, inclusive; 20:80:20:01 to 20:80:20:06, inclusive; and 20:80:21:01, adopted under the authority of SDCL chapter 36-34.

Hearing Officer: Kari Joldersma, Board President

Members of the Board in Attendance: Tiffany Butler, Belinda Grave, Jodi Hepperle, Kari Joldersma, Tiffany Kashas, Seanna Regynski, Kari Termansen, and Jennifer Tinguely

Others in Attendance: Jennifer Stalley, Board Executive Secretary; Greg Tishkoff, Board Legal Counsel, Department of Social Services; Tracy Mercer, Department of Social Services; Teresa Schulte, Department of Social Services; Terry Dosch, Executive Director, South Dakota Council of Community Behavioral Health; Megan O'Brien, South Dakota Searchlight; Abbey Flint, Alyssa Martin, Amy Hollingshead, Ashley Sehr, Deana Hart, Dez Kincaid Diana Leal, Heather Ochocki, Kristina Benter, Rebecca Montgomery, Raelene Broz, Janae Oetken, Jess Baum, Jill Viedt Sitzman, John Korkow, Jordan Juhnke, Kassy Dunn, Kathy White, Kattie Lail, K. Castillo, Kelly Cleveringa, Kelsey Hansen, Kristina Boheman, Lacey Richard, Leslie Bartscher, Megan Colwell, Michele Brink-Gluhosky, Michelle Ames, Michelle Worden, Nikie LaFortune, Randee Peterson, Tina Schmitt, Tonya Honomichl, Travis Elmore, K. Irvin, Tara Markus, Kady Williams, and M Holbeck, members of the public.

Written Testimony

- Terry Dosch
 - Representing: South Dakota Council of Community Behavioral Health
 - Proponent with suggested changes
 - Residence: Pierre, SD
 - Date Received: July 27, 2026
 - Rules Testified To Rules 20:80:05:14 and 20:80:18:09
 - Summary of testimony: Recommendation to maintain 20:80:05:14 to preserve a prohibition on private practice until licensed for two years and to modify 20:80:18:09 to remove the allowance of personal therapy to meet a portion of the requirements of work experience
 - Agency Discussion in Response: The Board discussed the recommendations and agreed with the recommendations made.
 - Agency Action Taken in Response: The Board preserved 20:80:05:14 (transferred to section 20:80:16:06) and amended 20:80:18:09 as requested.
- Mark Young

- Representing: Self, as former president of the South Dakota Association of Addiction and Prevention Professionals
- Proponent
- Residences: Sioux Falls, SD
- Date Received: July 30, 2026
- Rules Testified To: General Rules Packet
- Summary of testimony: Provided general support for the proposed rule changes.
- Agency Discussion in Response: The Board acknowledged the letter of support.
- Agency Action Taken in Response: No direct action was taken in response to the letter.

Oral Testimony

- Terry Dosch
 - Representing: South Dakota Council of Community Behavioral Health
 - Proponent with suggested changes
 - Residence: Pierre, SD
 - Date Received: July 27, 2026
 - Rules Testified To: Rules 20:80:05:14 and 20:80:18:09
 - Summary of testimony: Recommendation to maintain 20:80:05:14 to preserve a prohibition on private practice until licensed for two years and to modify 20:80:18:09 to remove the allowance of personal therapy to meet a portion of the requirements of work experience
 - Agency Discussion in Response: The Board discussed the recommendations and agreed with the recommendations made.
 - Agency Action Taken in Response: The Board preserved 20:80:05:14 (transferred to section 20:80:16:06) and amended 20:80:18:09 as requested.
- Kattie Lail
 - Representing: Self, affiliated with Face It Together
 - Asked Questions
 - Residence: Sioux Falls, SD
 - Rules Testified To: Rule 20:80:18:02
 - Summary of Testimony: Asked a question about the language concerning qualified supervisors for peer support specialist and expressed support for allowing certified peer support specialists to supervise peer support specialist supervisees
 - Agency Discussion in Response: The Board explained the most recent version of the rule addressed her concern. Ms. Lail was looking at an earlier draft of the rule and was unaware the change she was requesting was part of the rules package.
 - Agency Action Taken in Response: None. The issue raised was addressed in the proposed rule.

Summary of Changes to Proposed Rules Because of the Public Hearing or Comment

- ARSD 20:80:05:14 was transferred to ARSD 20:80:13:06 and amended
 - Description of change: Instead of repealing the rule in its entirety, the Board transferred the rule to the appropriate new section and amended the rule to allow independent practice only by licensed addiction counselors with two year of work experience post licensure
 - Reason for change: Comments presented at the public hearing and protection of the public by ensure practitioners have adequate experience before practicing independently
- ARSD 20:80:18:09 was amended

- Description of change: The proposed rule was amended to remove the allowance of up to 100 hours of personal therapy to be used to meet the work experience requirements of certification or licensure
- Reason for change: Comments presented at the public hearing and ensuring that candidates for certification or licensure are obtaining direct work experience to maximize skills of practitioners for the protection of the public

Board Actions:

Motion by Grave to transfer ARSD 20:80:05:14 to ARSD 20:80:13:06 and strike the words "certification or" in (2) of the original rule. Seconded by Kashas. Vote: Butler, yes; Grave, yes; Hepperle, yes; Joldersma, yes; Kashas, yes; Regynski, yes; Termansen, yes; and Tinguely, yes. Motion carried.

Motion by Kashas to amend proposed rule ARSD 20:80:18:09 to remove the last paragraph of the proposed rule and the reference to allowing personal counseling or therapy to be used to meet the work requirements of certification or licensure. Seconded by Hepperle. Vote: Butler, yes; Grave, yes; Hepperle, yes; Joldersma, yes; Kashas, yes; Regynski, yes; Termansen, yes; and Tinguely, yes. Motion carried.

Motion by Butler to adopt proposed rules §§ 20:80:01:01 to 20:80:01:05, inclusive; 20:80:02:01 to 20:80:02:05, inclusive; 20:80:03:01 to 20:80:03:02, inclusive; 20:80:04:01 to 20:80:04:04, inclusive; 20:80:05:01 to 20:80:05:14, inclusive; 20:80:06:01 to 20:80:06:05, inclusive; 20:80:07:01 to 20:80:07:07, inclusive; 20:80:08:01 to 20:80:08:21, inclusive; 20:80:09:01 to 20:80:09:14, inclusive; 20:80:10:01 to 20:80:10:03, inclusive; 20:80:11:01 to 20:80:11:05, inclusive; 20:80:12:01 to 20:80:12:13, inclusive; 20:80:13:01 to 20:80:13:06, inclusive; 20:80:14:01 to 20:80:14:04, inclusive; 20:80:15:01 to 20:80:15:12, inclusive; 20:80:16:01 to 20:80:16:05, inclusive; 20:80:17:01 to 20:80:17:05, inclusive; 20:80:18:01 to 20:80:18:12, inclusive; 20:80:19:01 to 20:80:19:14, inclusive; 20:80:20:01 to 20:80:20:06, inclusive; and 20:80:21:01, with the required edits for formatting, grammar, clarity, and legality as identified by the Legislative Research Council with the previously approved changes approved by the Board. Seconded by Termansen. Vote: Butler, yes; Grave, yes; Hepperle, yes; Joldersma, yes; Kashas, yes; Regynski, yes; Termansen, yes; and Tinguely, yes. Motion carried.

Adjournment: Motion to adjourn at 10:05 a.m. (central) by Butler. Seconded by Tinguely. Motion carried on unanimous voice vote.

Respectfully submitted,



Jennifer Stalley
Executive Secretary
South Dakota Board of Addiction and Prevention Professionals