**24:05:30:08.05.  Amendment to due process complaint.** A party may amend its due process complaint only if:

 (1)  The other party consents in writing to the amendment and is given the opportunity to resolve the due process complaint through a resolution meeting held under § 24:05:30:08.09; or

 (2)  The hearing officer grants permission, except that the hearing officer may only grant permission to amend at any time not later than five days before the due process hearing begins.

 If a party files an amended due process complaint, the timelines for the resolution meeting and the time period for resolving the complaint begin again with the filing of the amended due process complaint.

 **Source:** 33 SDR 236, effective July 5, 2007.

 **General Authority:** SDCL 13-37-1.1.

 **Law Implemented:** SDCL 13-37-1.1.