

20:38:39:10. Petition for hearing by an aggrieved person. In a contested case, as defined in SDCL 1-26-1(2), including disciplinary proceedings, a person aggrieved by an action of the board taken without a hearing may, within 30 days following the date of the board action, petition the board for a hearing. The hearing shall be held at the earliest convenience of the board following receipt of the petition. Twenty days before the date set by the board for hearing, the board shall serve by mail upon the petitioner and other interested or affected parties a copy of the notice of hearing and a copy of the aggrieved person's petition.

Source: 29 SDR 95, effective January 6, 2003; transferred from § 20:38:24:11, 38 SDR 121, effective January 16, 2012.

General Authority: SDCL 36-18A-22(10).

Law Implemented: SDCL 36-18A-22(9).

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