

ARTICLE 20:47

PHYSICIANS AND SURGEONS

Chapter

- 20:47:01 Definitions, Repealed.
- 20:47:02 Operation of board, Transferred.
- 20:47:03 Licensure.
- 20:47:04 Inspections.
- 20:47:05 Declaratory rulings, Transferred.
- 20:47:06 Fees.
- 20:47:07 Reserved.
- 20:47:08 Ethics.

CHAPTER 20:47:03

LICENSURE

Section

- 20:47:03:01 Application for license.
- 20:47:03:02 Personal appearance.
- 20:47:03:03 General application requirements.
- 20:47:03:04 Application for reciprocity.
- 20:47:03:05 Repealed.
- 20:47:03:06 Repealed.
- 20:47:03:07 Application for approval of medical or osteopathic colleges.
- 20:47:03:08 Procedure for approval of hospitals.

20:47:03:09 Temporary permit for state institution.
20:47:03:10 Repealed.
20:47:03:11 Repealed.
20:47:03:12 Report of facility suspending or revoking licensee's privilege to practice.
20:47:03:13 Locum tenens certificate

20:47:03:13. Locum tenens certificate

20:47:03:13. Locum tenens certificate. A locum tenens certificate holder may extend the initial sixty day locum tenens certificate an additional sixty days if the certificate holder has submitted an application for a full license as described in SDCL 36-4-11. The certificate holder shall be responsible for notifying the Board, in writing, to extend the initial certificate.

Source:

General Authority: SDCL 36-4-35

Law Implemented: SDCL 36-4-20.4

ARTICLE 20:52

PHYSICIAN ASSISTANTS

Chapter

- 20:52:01 Physician assistant license.
- 20:52:02 Ethics

CHAPTER 20:52:01

PHYSICIAN ASSISTANT LICENSE

Section

- 20:52:01:01 Application for physician assistant license.
- 20:52:01:02 Repealed.
- 20:52:01:03 Physician assistant practice agreement.
- 20:52:01:03.01 Supervision of a licensed physician assistant.
- 20:52:01:03.02 ~~Supervision of a licensed physician assistant — Separate practice location.~~

Repealed

- 20:52:01:04 Repealed.
- 20:52:01:05 Termination of physician assistant practice agreement.
- 20:52:01:06 Repealed.
- 20:52:01:07 Repealed.
- 20:52:01:08 Repealed.
- 20:52:01:09 Renewal of physician assistant license.

20:52:01:10 Repealed.

20:52:01:11 Fee amounts.

~~20:52:01:03.02. Supervision of a licensed physician assistant -- Separate practice location.~~

~~In addition to the required two meetings per month, the supervising physician must be physically present on-site every ninety days at each physician assistant practice location. This requirement does not apply to locations where health care services are not routine to the setting, including patient homes and school health screening events. Repealed.~~

Source: 34 SDR 93, effective October 17, 2007.

General Authority: ~~SDCL 36-4A-42.~~

Law Implemented: ~~SDCL 36-4A-29.~~

ARTICLE 20:63
ATHLETIC TRAINERS

Chapter

- 20:63:01 General provisions.
- 20:63:02 Licensure requirements.
- 20:63:03 Continuing education.
- 20:63:04 Ethics

CHAPTER 20:63:01
GENERAL PROVISIONS

Section

- 20:63:01:01 Definitions.
- 20:63:01:02 Date of notice.
- 20:63:01:03 Filing of physician's written protocol.
- 20:63:01:04 Revision of physician's written protocol.
- ~~20:63:01:05 Length of internship.~~

20:63:01:01. Definitions. Words used in this article mean:

(1) "Team or treating physician," a person licensed by the South Dakota Board of Medical and Osteopathic Examiners to practice medicine or osteopathy in the state of South Dakota and designated by an athletic team as its team physician; a licensed physician treating a particular individual with whom an athletic trainer is working;

(2) "Physician's written protocol," a written statement by the team physician indicating the functions and procedures allowed to be performed by the athletic trainer under the direction of the team physician;

(3) "College or university approved by the board," an institution of higher education fully accredited by a nationally recognized accrediting agency;

(4) "Athletic training course requirements," course work in the following subject matter areas: prevention and care of athletic injuries and illnesses; evaluation of athletic injuries and illnesses; first aid and emergency care; therapeutic modalities; therapeutic exercise; human anatomy; human physiology; exercise physiology; kinesiology/biomechanics; nutrition; psychology; personal/community health; instructional methods;

~~(5) "Board approved internship," a period of time spent developing competence in athletic training skills under the direct supervision of a licensed athletic trainer.~~

(5) "Athletic training," in addition to the skills listed in SDCL 36-29-1(1), the practice of athletic training shall include the skills as listed in the National Athletic Trainers Association Athletic Training Education Competencies, 5th Edition, 2011;

(6) "Board of Certification," the Board of Certification, Inc., or its successor.

Source: 13 SDR 9, effective August 4, 1986.

General Authority: SDCL 36-29-17.

Law Implemented: SDCL 36-29-1, 36-29-3.

Reference: National Athletic Trainers Association Athletic Training Education Competencies, 5th Edition, 2011. Copies may be obtained from <https://caate.net/wp-content/uploads/2014/06/5th-Edition-Competencies.pdf>.

~~**20:63:01:05. Length of internship.** Graduates of an athletic training curriculum approved by the National Athletic Trainers Association must complete an 800-hour internship. Graduates of a training program not approved by the National Athletic Trainers Association shall complete an 1800-hour internship.~~

~~**Source:** 13-SDR-9, effective August 4, 1986.~~

~~**General Authority:** SDCL 36-29-17.~~

~~**Law Implemented:** SDCL 36-29-3.~~

CHAPTER 20:63:02

LICENSURE REQUIREMENTS

Section

20:63:02:01 Application for licensure by examination.

20:63:02:02 Application for licensure by reciprocity.

20:63:02:03 Replacement of license.

20:63:02:04 Evidence of change of name.

20:63:02:05 Fees for licensure or renewal.

20:63:02:06 Examination

20:63:02:01. Application for licensure by examination. An applicant for licensure by examination may apply for the ~~written and oral~~ examination following successful completion of athletic training course requirements ~~and a board approved internship~~. The examination shall test for proficiency in the area of knowledge and skill required in SDCL 36-29-1(2)(1). ~~The applicant shall apply on a form provided by the board at least seven weeks before the scheduled date of the examination. The application shall show that the applicant meets the legal requirements for licensing and shall be accompanied by the fee required by § 20:63:02:05. The board or its designated representative shall interview the candidate prior to the written examination. An applicant who has not successfully completed a course in therapeutic modalities must demonstrate competence in therapeutic modalities to a board approved examiner.~~

Source: 13 SDR 9, effective August 4, 1986.

General Authority: SDCL 36-29-17.

Law Implemented: SDCL 36-29-3.

20:63:02:02. Application for licensure by reciprocity. An applicant for licensure by reciprocity shall file an application with the board on forms provided by the board. The applicant shall submit a certified copy of the applicant's current valid license from another state or territory or proof of certification from the ~~National Athletic Trainers Association~~ Board of Certification.

Source: 13 SDR 9, effective August 4, 1986.

General Authority: SDCL 36-29-17.

Law Implemented: SDCL 36-29-5.

20:63:02:06. Examination. The examination approved by the board is the Board of Certification for the Athletic Trainer certification exam, or its successor.

Source:

General Authority: SDCL 36-29-17

Law Implemented: SDCL 36-29-3

CHAPTER 20:63:03

CONTINUING EDUCATION

Section

20:63:03:01 Continuing education requirements.

20:63:03:02 Standards for continuing education.

20:63:03:03 Reporting continuing education.

20:63:03:04 Waiver of continuing education requirements.

20:63:03:01. Continuing education requirements. To qualify for renewal of a license upon its expiration as prescribed in SDCL 36-29-11, an applicant for renewal must obtain ~~four~~

fifty continuing education units (CEUs) in a ~~three~~ two-year period. Any licensee who maintains certification by the Board of Certification shall meet the continuing education requirements of this chapter.

Source: 13 SDR 9, effective August 4, 1986.

General Authority: SDCL 36-29-17.

Law Implemented: SDCL 36-29-14.

20:63:03:04. Waiver of continuing education requirements. The board may excuse an applicant from the annual continuing competency requirements if the applicant submits an affidavit to the board that the applicant was prevented from completing the requirements because of illness or undue hardship.

Source:

General Authority: SDCL 36-29-17

Law Implemented: SDCL 36-29-14

ARTICLE 20:64

OCCUPATIONAL THERAPISTS AND OCCUPATIONAL THERAPY ASSISTANTS

Chapter

- 20:64:01 Definitions.
- 20:64:02 Licensure requirements.
- 20:64:03 Supervision.
- 20:64:04 Continuing competency.

CHAPTER 20:64:02

LICENSURE REQUIREMENTS

Section

- 20:64:02:01 Examination.
- 20:64:02:02 Application for licensure by reciprocity.
- 20:64:02:03 Limited permit.
- 20:64:02:04 Renewal of license.
- 20:64:02:05 Fees.

20:64:02:01. Examination. The examination approved by the board is the certification examination of the ~~American Occupational Therapy Certification Board~~ National Board for Certification of Occupational Therapy.

Source: 14 SDR 72, effective November 23, 1987; 22 SDR 61, effective November 5, 1995.

General Authority: SDCL 36-31-13.

Law Implemented: SDCL 36-31-6.

20:64:02:03. Limited permit. An applicant for a limited permit to practice occupational therapy must file an application with the board on forms provided by the board and must submit written evidence that the applicant has completed the education and experience requirements of SDCL chapter 36-31 and is scheduled to write the next certification examination of the ~~American Occupational Therapy Certification Board~~ National Board for Certification of Occupational Therapy. The fee for a limited permit prescribed by § 20:64:02:05 must be filed with the application. If the holder of a limited permit is notified by the board that the holder has failed the examination, the permit is invalid on the date the notice is received by the holder; and the holder must immediately return the permit to the board. An application for a one-time renewal of the limited permit shall be submitted to the board on forms provided by the board together with the prescribed limited permit fee and evidence that the applicant is scheduled to write the next certification examination of the ~~American Occupational Therapy Certification Board~~ National Board for Certification of Occupational Therapy. The holder of a limited permit shall maintain

on file with the board a current statement providing the name and address of any person or institution that employs the holder during the period the permit remains in force.

Source: 14 SDR 72, effective November 23, 1987; 22 SDR 61, effective November 5, 1995.

General Authority: SDCL 36-31-13.

Law Implemented: SDCL 36-31-5.

CHAPTER 20:64:04

CONTINUING COMPETENCY

Section

- 20:64:04:01 Continuing competency requirements.
- 20:64:04:02 Activities for continuing competency requirements.
- 20:64:04:03 Reporting continuing education.
- 20:64:04:04 Waiver of continuing competency requirements.

20:64:04:03. Reporting continuing education. To demonstrate compliance with the continuing education requirements, each occupational therapist and occupational therapy assistant shall sign a statement to confirm completion of the required CEU hours each year at renewal time, and shall present proof of completion if requested by the board. Any occupational therapist who maintains current certification by the National Board for Certification of

Occupational Therapy (NBCOT) shall meet the continuing education requirements of this chapter.

Source: 14 SDR 72, effective November 23, 1987; 34 SDR 93, effective October 17, 2007.

General Authority: SDCL 36-31-13.

Law Implemented: SDCL 36-31-11.

ARTICLE 20:66

PHYSICAL THERAPISTS AND PHYSICAL THERAPIST ASSISTANTS

Chapter

- 20:66:01 Fees
- 20:66:02 Ethics
- 20:66:03 Continuing education

CHAPTER 20:66:03

CONTINUING EDUCATION

Section

- 20:66:03:01 Continuing education requirements.
- 20:66:03:02 Activities for continuing education requirements.
- 20:66:03:03 Reporting continuing education.
- 20:66:03:04 Waiver of continuing education requirements.

20:66:03:01. Continuing education requirements. To qualify for renewal of a license upon its expiration as prescribed in SDCL 36-10-33, an applicant for renewal must complete 15 continuing education hours in a one-year period in professional education activities updating competency in physical therapy and practice. Failure to meet this requirement shall constitute unprofessional conduct.

Source:

General Authority: SDCL 36-10-36

Law Implemented: SDCL 36-10-33, 36-10-35.2, 36-10-40

20:66:03:02. Activities for continuing education requirements. Activities that qualify for credit toward completion of the continuing education requirement include programs sponsored or approved by the American Physical Therapy Association or other national or state physical therapy association, activities conducted by a hospital or related institution, and programs sponsored by a college or university. The educational activities must have significant intellectual or practical content dealing primarily with matters directly related to the practice of physical therapy or to the professional responsibility or ethical obligations of the participants.

Source:

General Authority: SDCL 36-10-36

Law Implemented: SDCL 36-10-33, 36-10-35.2

20:66:03:03. Reporting continuing education. To demonstrate compliance with the continuing education requirements, each physical therapist and physical therapist assistant shall sign a statement to confirm completion of the required continuing education hours each year on the renewal application, and shall present proof of completion if requested by the Board.

Source:

General Authority: SDCL 36-10-36

Law Implemented: SDCL 36-10-33, 36-10-35.2

20:66:03:04. Waiver of continuing education requirements. The board may excuse an applicant from the annual continuing education requirements if the applicant submits an affidavit to the board that the applicant was prevented from completing the requirements because of illness or undue hardship.

Source:

General Authority: SDCL 36-10-36

Law Implemented: SDCL 36-10-33, 36-10-35.2

ARTICLE 20:83

NUTRITION AND DIETETICS

Chapter

- 20:83:01 Definitions.
- 20:83:02 Licensure requirements.
- 20:83:03 Ethics.
- 20:83:04 Continuing education

CHAPTER 20:83:04

CONTINUING EDUCATION

Section

- 20:83:04:01 Continuing education requirements
- 20:83:04:02 Reporting continuing education
- 20:83:04:03 Waiver of continuing education requirements

20:83:04:01 Continuing education requirements. To qualify for renewal of a license upon its expiration as prescribed in SDCL chapter 36-10B-9, an applicant for renewal must complete at least fifteen hours of continuing education annually or maintain current registration by the Commission on Dietetic Registration.

Source:

General Authority: 36-10B-3

Law Implemented: 36-10B-9

20:83:04:02. Reporting continuing education. To demonstrate compliance with the continuing education requirements, each licensee under SDCL chapter 36-10B shall sign a statement to confirm completion of the required continuing education units each year at renewal time, and shall present proof if requested by the board. Any licensee under SDCL chapter 36-10B who maintains current registration by the Commission on Dietetic Registration shall meet the continuing education requirements of this chapter.

Source:

General Authority: SDCL 36-10B-3

Law Implemented: SDCL 36-10B-9

20:83:04:03 Waiver of continuing education requirements. The board may excuse an applicant from the continuing education requirements if the applicant submits an affidavit to the board that the applicant was prevented from completing the requirements because of illness or undue hardship.

Source:

General Authority: SDCL 36-10B-3

Law Implemented: SDCL 36-10B-9