

1 20:43:03:01 Applicants for license -- Requirements.

2 20:43:03:02 Repealed.

3 20:43:03:03 Repealed.

4 20:43:03:04 Requirements for licensure of dentists and dental hygienists by credential

5 verification.

6 20:43:03:04.01 Requirements for foreign-trained dentists and dental hygienists.

7 20:43:03:04.02 Requirements for temporary registration of dentists and dental hygienists.

8 20:43:03:05 Repealed.

9 20:43:03:06 Certificate of registration -- Renewal fees.

10 20:43:03:07 Continuing education requirements -- Dentists.

11 20:43:03:07.01 Continuing education requirements -- Dental hygienists.

12 20:43:03:07.02 Continuing education requirements -- ~~Advanced~~ Registered dental assistants.

13 20:43:03:08 Repealed.

14 20:43:03:09 Repealed.

15 20:43:03:10 Repealed.

16 20:43:03:11 Lost or destroyed license -- Replacement.

17 **20:43:03:07.02. Continuing education requirements -- ~~Advanced~~ Registered dental**

18 **assistants. ~~Advanced~~ Registered dental assistants must earn 60 hours of board approved**

19 **continuing education in each five-year licensure cycle.**

20 ~~Advanced~~ Registered dental assistants must maintain a current cardiopulmonary

21 resuscitation (CPR) card. The board accepts only the American Heart Association for the

22 Healthcare Provider, the American Red Cross for the Professional Rescuer, or an equivalent

23 program approved by the board.

The remaining hours may be earned in the following manner:

(1) Five hours of credit may be earned for each attendance at state, regional, and national meetings;

(2) One hour of credit may be earned for each hour of attendance at lectures or courses given at local, state, regional, or national dental meetings.

Credit for nutrition is limited to 15 hours per five-year licensure cycle. Credit for practice management is limited to 10 hours per five-year licensure cycle. Continuing education through home study courses is limited to 30 hours per five-year licensure cycle. Credit for CPR is limited to 15 hours per five-year licensure cycle.

Source: 19 SDR 32, effective September 6, 1992; 20 SDR 166, effective April 11, 1994; 35 SDR 67, effective September 25, 2008; 38 SDR 172, effective April 25, 2012.

General Authority: SDCL 36-6A-14(1), 36-6A-55.

Law Implemented: SDCL 36-6A-55.

20:43:04:06. Additional duties of dental hygienist. In addition to the duties prescribed in SDCL chapter 36-6A and § 20:43:04:04, a dental hygienist, under direct supervision of a dentist, may perform all services permitted other ~~advanced~~ registered dental assistants and dental assistants.

Source: SL 1975, ch 16, § 1; 6 SDR 87, effective March 2, 1980; 10 SDR 75, effective January 23, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 19 SDR 32, effective September 6, 1992; 26 SDR 37, effective September 20, 1999; 37 SDR 131, effective January 6, 2011.

General Authority: SDCL 36-6A-14(10).

Law Implemented: SDCL 36-6A-40.

1 20:43:08:01 Definitions.
2 20:43:08:02 Dental assistant -- Requirements.
3 20:43:08:03 ~~Advanced~~ Registered dental assistant -- Requirements.
4 20:43:08:04 Qualifications by endorsement.
5 20:43:08:05 Approval of programs -- Application.
6 20:43:08:06 Certificate of competency -- Examination.
7 20:43:08:07 Repealed.
8 20:43:08:08 Application for registration.
9 20:43:08:09 Fee for registration -- Renewal.
10 20:43:08:10 Delegation of duties -- Supervision.
11 20:43:08:11 Procedures that may not be delegated.

12 **20:43:08:01. Definitions.** Terms used in this chapter mean:

13 (1) "~~Advanced~~ Registered dental assistant," ~~a dental employee who is competent to~~
14 ~~perform expanded functions~~ a person registered as a registered dental assistant who is authorized
15 to perform expanded functions under the direct supervision of a dentist as authorized by this
16 article;

17 (2) "Expanded functions," reversible procedures which require professional proficiency
18 and specific training, performed under the direct supervision of a dentist;

19 (3) "Certificate of competency," a certificate attesting that a dental assistant is qualified to
20 perform expanded functions by successfully completing ~~an advanced~~ a registered dental assistant
21 examination as described in § 20:43:08:06.

22 **Source:** 19 SDR 32, effective September 6, 1992.

23 **General Authority:** SDCL 36-6A-14, 36-6A-26.

1 **Law Implemented:** SDCL 36-6A-14, 36-6A-41.

2 **20:43:08:03. Advanced Registered dental assistant -- Requirements.** In addition to the
3 minimum requirements in § 20:43:08:02, ~~an advanced~~ a registered dental assistant must meet one
4 of the following requirements:

5 (1) Successfully complete a dental assisting program approved by the board pursuant to
6 § 20:43:08:05;

7 (2) Hold current credentials as a nationally certified dental assistant; or

8 (3) Hold a certificate of competency from the board.

9 **Source:** 19 SDR 32, effective September 6, 1992.

10 **General Authority:** SDCL 36-6A-14.

11 **Law Implemented:** SDCL 36-6A-41, 36-6A-42.

12 **20:43:08:05. Approval of programs -- Application.** A program of learning leading to a
13 certificate of competency or registration as ~~an advanced~~ a registered dental assistant as required
14 by § 20:43:08:03 may be approved by the board if the program meets the following standards:

15 (1) It constitutes an organized program of learning which contributes to the proficiency
16 and skills of the individual in training to become registered as ~~an advanced~~ a registered dental
17 assistant performing expanded functions; and

18 (2) It is conducted by individuals who are qualified by special education, training, and
19 experience to conduct the program of learning in expanded functions.

20 Application for approval of programs of learning shall be made to the board.

21 **Source:** 19 SDR 32, effective September 6, 1992.

22 **General Authority:** SDCL 36-6A-14.

23 **Law Implemented:** SDCL 36-6A-14.

1 **20:43:08:09. Fee for registration -- Renewal.** If an applicant meets the requirements of
2 § 20:43:08:03, the board shall issue a registration as ~~an advanced~~ a registered dental assistant
3 upon payment of a fee of \$40 for initial registration. By July 1 of each year, ~~an advanced a~~
4 registered dental assistant shall submit a renewal fee of \$20. ~~An advanced~~ A registered dental
5 assistant shall display the registration in the office.

6 **Source:** 19 SDR 32, effective September 6, 1992; 38 SDR 172, effective April 25, 2012.

7 **General Authority:** SDCL 36-6A-14(7), 36-6A-50(15) and (17).

8 **Law Implemented:** SDCL 36-6A-14(7), 36-6A-50(15) and (17).

9 **20:43:08:10. Delegation of duties -- Supervision.** Subject to the dentist exercising full
10 responsibility, a dental assistant may perform duties and procedures incidental to patient
11 treatment while under the direct or indirect supervision of a licensed dentist or under personal
12 supervision of a licensed dental hygienist. ~~An advanced~~ A registered dental assistant may
13 perform expanded function procedures only under the direct supervision of a dentist.

14 **Source:** SL 1975, ch 16, § 1; 6 SDR 87, effective March 2, 1980; 12 SDR 151, 12 SDR
15 155, effective July 1, 1986; 14 SDR 118, effective March 24, 1988; transferred from
16 § 20:43:04:05, 19 SDR 32, effective September 6, 1992.

17 **General Authority:** SDCL 36-6A-14, 36-6A-26.

18 **Law Implemented:** SDCL 36-6A-14, 36-6A-41.

19 **20:43:08:11. Procedures that may not be delegated.** The following list of procedures may not
20 be delegated by a dentist or dental hygienist to either a dental assistant or ~~an advanced a~~
21 registered dental assistant:

22 (1) The cutting of hard or soft tissue;

23 (2) Intraoral procedures that will be used directly in the fabrication of a dental prosthesis;

1 (3) Irreversible procedures;

2 (4) The injection of medication;

3 (5) The administration of nitrous oxide analgesia other than as permitted in § 20:43:09:06;

4 (6) The placing, finishing, and adjusting of final restorations; and

5 (7) Those procedures allocated by SDCL 36-6A-40 and by §§ 20:43:04:04 and
6 20:43:04:06 to dental hygienists with the exception of placement of sealants and coronal
7 polishing following a prophylaxis by a dentist or dental hygienist.

8 ~~Notwithstanding subdivision (5), a dentist may delegate the administration of nitrous~~
9 ~~oxide analgesia to an advanced dental assistant who holds a permit issued pursuant to~~
10 ~~§ 20:43:09:06.~~

11 **Source:** 6 SDR 87, effective March 2, 1980; 12 SDR 151, 12 SDR 155, effective July 1,
12 1986; transferred from § 20:43:04:05.01, 19 SDR 32, effective September 6, 1992; 32 SDR 188,
13 effective May 15, 2006.

14 **General Authority:** SDCL 36-6A-14(10).

15 **Law Implemented:** SDCL 36-6A-40.

16 20:43:09:01 Definitions.

17 20:43:09:02 Prohibitions.

18 20:43:09:03 General anesthesia and deep sedation permit requirements.

19 20:43:09:04 Moderate sedation permit requirements.

20 20:43:09:04.01 Employing or contracting with licensed anesthesiologist providing general
21 anesthesia and deep sedation or moderate sedation in dental office.

22 20:43:09:04.02 Utilizing licensed anesthesia provider for general anesthesia and deep sedation
23 or moderate sedation in ambulatory surgery center or hospital.

1 20:43:09:05 Nitrous oxide inhalation permit requirements -- Dentists.

2 20:43:09:06 Nitrous oxide inhalation permit requirements -- Dental hygienists and ~~advanced~~

3 registered dental assistants.

4 20:43:09:06.01 Local anesthesia permit requirements -- Dental hygienists.

5 20:43:09:06.02 Minimal sedation.

6 20:43:09:07 Noncompliance.

7 20:43:09:08 Application for permits -- Renewal.

8 20:43:09:09 Reports of adverse conditions.

9 20:43:09:10 Permit requirements for monitoring patients under general anesthesia and deep

10 sedation or moderate sedation.

11 20:43:09:11 Inspection of facilities.

12 20:43:09:12 Requirements of inspection.

13 20:43:09:13 Equipment -- Moderate sedation.

14 20:43:09:13.01 Equipment -- General anesthesia and deep sedation.

15 20:43:09:14 Clinical guidelines.

16 20:43:09:15 Intravenous line.

17 20:43:09:16 Anesthesia credentials committee.

18 **20:43:09:06. Nitrous oxide inhalation permit requirements -- Dental hygienists and**

19 **~~advanced~~ registered dental assistants.** The board may issue a permit to a dental hygienist or ~~an~~

20 ~~advanced~~ a registered dental assistant to use nitrous oxide inhalation analgesia for dental patients

21 on an outpatient basis under the direct supervision of a dentist if the dental hygienist or ~~advanced~~

22 registered dental assistant has met the following requirements:

(1) Is certified in administering basic life support by the American Heart Association for the Healthcare Provider, the American Red Cross for the Professional Rescuer, or an equivalent program approved by the board; and

(2) Has successfully completed a board approved educational course that substantially meets the objectives and content as described in Part 4 of the Guidelines for Teaching Pain Control and Sedation to Dentists and Dental Students and either:

(a) Completed the course within six months of application; or

(b) Completed the course more than six months prior to application and has been registered by a dental licensing board to use nitrous oxide inhalation analgesia continuously since completion of the course or for the three years preceding application.

Source: 19 SDR 32, effective September 6, 1992; 32 SDR 188, effective May 15, 2006; 37 SDR 131, effective January 6, 2011.

General Authority: SDCL 36-6A-14(7)(10).

Law Implemented: SDCL 36-6A-14(7)(10), 36-6A-16.

Reference: "Guidelines for Teaching Pain Control and Sedation to Dentists and Dental Students," October 2007 Edition, American Dental Association. Copies may be obtained from the American Dental Association at www.ada.org free of charge.

20:43:09:08. Application for permits -- Renewal. The application for a permit to administer general anesthesia and deep sedation and moderate sedation must include a fee of \$50. The application for a permit for a dentist, dental hygienist or ~~advanced~~ registered dental assistant to administer nitrous oxide inhalation analgesia must include a fee of \$40. The application for a permit for a dental hygienist to administer local anesthesia must include a fee of \$40.

1 The board may issue a temporary permit to the applicant that has met the applicable
2 requirements of this chapter, but before all processing and any applicable inspection have been
3 completed. The duration of this temporary permit shall be determined by the board, but may not
4 exceed one year. The temporary permit of an applicant who fails an inspection is automatically
5 suspended. Upon suspension, the applicant may request another inspection.

6 A general anesthesia and deep sedation permit and moderate sedation permit must be
7 renewed annually. The annual fee for a general anesthesia and deep sedation permit or a
8 moderate sedation permit is \$50. A re-evaluation of the credentials and facility of the permit
9 holder may be conducted for permit renewal.

10 A nitrous oxide inhalation analgesia permit, local anesthesia permit, and permit to monitor
11 patients under general anesthesia and deep sedation or moderate sedation must be renewed
12 annually. The annual fee for a nitrous oxide inhalation analgesia permit for a dentist is \$40. The
13 annual fee for a nitrous oxide inhalation analgesia permit for a dental hygienist is \$20. The
14 annual fee for a nitrous oxide inhalation analgesia permit for ~~an advanced~~ a registered dental
15 assistant is \$20. The annual fee for a permit to administer local anesthesia for a dental hygienist
16 ~~if is~~ is \$20. There is no annual fee for a permit to monitor patients under general anesthesia and
17 deep sedation or moderate sedation.

18 Failure to properly renew a general anesthesia and deep sedation permit, moderate sedation
19 permit, nitrous oxide inhalation analgesia permit, local anesthesia permit, or a permit to monitor
20 patients under general anesthesia and deep sedation or moderate sedation constitutes an
21 automatic suspension of the permit.

22 **Source:** 19 SDR 32, effective September 6, 1992; 37 SDR 131, effective January 6, 2011;
23 38 SDR 172, effective April 25, 2012.

1 **General Authority:** SDCL 36-6A-14(9), 36-6A-50(12)

2 **Law Implemented:** SDCL 36-6A-14(9), 36-6A-16.

3 **20:43:09:10. Permit requirements for monitoring patients under general anesthesia and**
4 **deep sedation or moderate sedation.** The board may issue a permit to dental hygienists,
5 ~~advanced~~ registered dental assistants, and dental assistants to monitor patients under general
6 anesthesia and deep sedation or moderate sedation while under the direct supervision of a dentist
7 who has been authorized to administer general anesthesia and deep sedation or moderate
8 sedation if the dental hygienist, ~~advanced~~ registered dental assistant, or dental assistant has met
9 the following requirements:

10 (1) Is certified in administering basic life support by the American Health Association for
11 the Healthcare Provider, the American Red Cross for the Professional Rescuer, or an equivalent
12 program approved by the board; and

13 (2) Has successfully completed at least an eight-hour board approved course in anesthetic
14 assisting and either:

15 (a) Completed the course within six months of application; or

16 (b) Completed the course more than six months prior to application and has been
17 registered by a dental licensing board to monitor patients receiving analgesic or anesthetic agents
18 continuously since completion of the course or for the three years preceding application.

19 **Source:** 19 SDR 32, effective September 6, 1992; 37 SDR 131, effective January 6, 2011.

20 **General Authority:** SDCL 36-6A-14(10).

21 **Law Implemented:** SDCL 36-6A-14, 36-6A-16.

22 **20:43:09:15. Intravenous line.** A dental hygienist, ~~advanced~~ registered dental assistant, or
23 dental assistant may start an intravenous line if he or she has met the following requirements:

1 (1) Taken a board approved anesthesia assisting course; and

2 (2) Received intravenous line training.

3 **Source:** 37 SDR 131, effective January 6, 2011.

4 **General Authority:** SDCL 36-6A-14(10).

5 **Law Implemented:** SDCL 36-6A-40, 36-6A-41.