

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

- (1) The cutting of hard or soft tissue;
- (2) Intraoral procedures that will be used directly in the fabrication of a dental prosthesis;
- (3) Irreversible procedures;
- (4) The injection of medication other than as permitted in § 20:43:09:10.01;
- (5) The administration of nitrous oxide analgesia other than as permitted in § 20:43:09:06;
- (6) The placing, finishing, and adjusting of final restorations; and
- (7) Those procedures allocated by SDCL 36-6A-40 and by §§ 20:43:04:04 and 20:43:04:06 to dental hygienists with the exception of placement of sealants and coronal polishing following a prophylaxis by a dentist or dental hygienist.

General Authority: SDCL 36-6A-14(10)(13).

Law Implemented: SDCL 36-6A-~~40~~14(10)(13).

CHAPTER 20:43:09

ANESTHESIA AND ANALGESIA

Section

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20:43:09:03. General anesthesia and deep sedation permit requirements. The board may issue a permit to a licensed dentist to use general anesthesia and deep sedation for dental patients on an outpatient basis if the dentist meets the following requirements:

(1) Has completed an accredited advanced dental education program that provides comprehensive and appropriate training necessary to administer general anesthesia or deep sedation as evidenced by:

(a) Designation as a diplomate of the American Board of Oral and Maxillofacial Surgery;

(b) Designation as a member of the American Association of Oral and Maxillofacial Surgeons;

(c) Designation as a fellow of the American Dental Society of Anesthesiology;

(d) Completion of an accredited residency in oral and maxillofacial surgery; or

(e) Completion of an accredited residency in dental ~~anesthesia~~ anesthesiology.

~~Subdivisions 20:43:09:03(1)(a) through (e) do not apply to a dentist who has maintained a general anesthesia permit in South Dakota and has been administering general anesthesia in a dental office prior to October 22, 2010;~~

(2) Meets the requirements of §§ 20:43:09:12 and 20:43:09:13.01;

(3) Is certified in administering advanced ~~cardiac~~ cardiovascular life support by the American Heart Association or an equivalent program approved by the board; and

(4) Employs auxiliary personnel who hold a permit ~~pursuant to § 20:43:09:10~~ to monitor patients under general anesthesia, deep sedation, or moderate sedation. A dentist with a general

anesthesia and deep sedation permit may not administer general anesthesia or deep sedation or monitor a patient without the presence and assistance of qualified auxiliary personnel.

~~This permit precludes the need for moderate sedation and nitrous oxide permits as these skills are part of general anesthesia and deep sedation training. A qualified dentist may not administer general anesthesia or deep sedation or monitor a patient without the presence and assistance of qualified auxiliary personnel.~~

A dentist shall apply the current standard of care to continuously monitor and evaluate the patient's blood pressure, pulse, respiratory function, and cardiac activity.

A general anesthesia and deep sedation permit precludes the need for a moderate sedation or a nitrous oxide inhalation analgesia permit.

Source: 9 SDR 49, effective October 25, 1982; 12 SDR 151, 12 SDR 155, effective July 1, 1986; transferred from § 20:43:04:08, 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(1)(3)(13)(14).

Law Implemented: SDCL 36-6A-14(1)(3)(13)(14)(22), 36-6A-16.

20:43:09:04. Moderate sedation permit requirements. The board may issue a permit to a licensed dentist to use moderate sedation for dental patients on an outpatient basis if the dentist meets the following requirements:

(1) Has completed a board approved course that meets the objectives and content as described in Part 5 of the Guidelines for Teaching Pain Control and Sedation to Dentists and Dental Students. A board approved course must include a minimum of 60 hours of instruction plus management of at least 20 patients and clinical experience in management of the compromised airway and establishment of intravenous access;

1 ~~Subdivision 20:43:09:04(1) does not apply to a dentist who has maintained a parenteral~~
2 ~~sedation permit in South Dakota and has been administering parenteral sedation in a dental office~~
3 ~~prior to October 22, 2010;~~

4 (2) Meets the requirements in §§ 20:43:09:12 and 20:43:09:13;

5 (3) Is certified in administering advanced ~~cardiac~~ cardiovascular life support by the
6 American Heart Association or an equivalent program approved by the board; and

7 (4) Employs auxiliary personnel who hold a permit ~~pursuant to § 20:43:09:10~~ to monitor
8 patients under general anesthesia, deep sedation, or moderate sedation. A dentist with a
9 moderate sedation permit may not administer moderate sedation or monitor a patient without the
10 presence and assistance of qualified auxiliary personnel.

11 A dentist using a parenteral route of administration must limit the use of pharmacological
12 agents to those for which there are reversal agents.

13 A dentist providing moderate sedation to a child under 12 years of age must also document
14 appropriate training in pediatric sedation techniques, according to the Guidelines for Monitoring
15 and Management of Pediatric Patients During and After Sedation for Diagnostic and Therapeutic
16 Procedures, and in pediatric resuscitation, including the recognition and management of pediatric
17 airway and respiratory problems and must sign an affidavit certifying that the dentist understands
18 the requirements of the Guidelines for Monitoring and Management of Pediatric Patients During
19 and After Sedation for Diagnostic and Therapeutic Procedures.

20 ~~Any~~ A dentist using moderate sedation must adhere to the standards of the Guidelines for
21 the Use of Sedation and General Anesthesia by Dentists. ~~Any~~ A dentist intending to produce a
22 given level of sedation must be able to rescue a patient whose level of sedation becomes deeper
23 than initially intended, ~~which means the~~ A dentist using moderate sedation must be proficient in

1 airway management and advanced life support and capable of providing intravenous access. A
2 dentist using moderate sedation shall apply the current standard of care to continuously monitor
3 and evaluate the patient's blood pressure, pulse, respiratory function, and cardiac activity.

4 ~~A dentist may not administer moderate sedation or monitor a patient without the presence~~
5 ~~and assistance of qualified dental auxiliaries.~~ If moderate sedation results in a general anesthetic
6 state, the requirements in § 20:43:09:03 for general anesthesia and deep sedation apply.

7 ~~This~~ A moderate sedation permit precludes the need for a nitrous oxide inhalation
8 analgesia permit ~~as these skills are part of moderate sedation training.~~

9 **Source:** 9 SDR 49, effective October 25, 1982; 12 SDR 151, 12 SDR 155, effective July 1,
10 1986; transferred from § 20:43:04:11, 19 SDR 32, effective September 6, 1992; 37 SDR 131,
11 effective January 6, 2011.

12 **General Authority:** SDCL 36-6A-14(1)(3)(~~13~~)(14).

13 **Law Implemented:** SDCL 36-6A-14(~~1~~)(3)(13)(14)(22), ~~36-6A-16.~~

14 **References:** "Guidelines for Teaching Pain Control and Sedation to Dentists and Dental
15 Students," ~~October 2007~~ 2012 Edition, American Dental Association. Copies may be obtained
16 from the American Dental Association at www.ada.org free of charge. "Guidelines for the use of
17 Sedation and General Anesthesia by Dentists," ~~2007~~ 2012 Edition, American Dental Association.
18 Copies may be obtained from the American Dental Association at www.ada.org free of charge.
19 "Guidelines for Monitoring and Management of Pediatric Patients During and After Sedation for
20 Diagnostic and Therapeutic Procedures: An Update," ~~December 2006~~ 2011 Edition, American
21 Academy of Pediatrics. Copies may be obtained from the American Academy of Pediatrics at
22 www.aapd.org free of charge.

1 **20:43:09:04.01. Employing or contracting with licensed ~~anesthesiologist providing~~**
2 **anesthesia provider that provides general anesthesia ~~and,~~ deep sedation, or moderate**
3 **sedation in dental office.** If a dentist employs or contracts with ~~an anesthesiologist~~ a licensed
4 anesthesia provider that provides general anesthesia ~~and,~~ deep sedation, or moderate sedation
5 for dental patients in a dental office on an outpatient basis, the dentist must:

6 (1) Have a contract with a ~~the licensed anesthesiologist~~ anesthesia provider stating that the
7 licensed ~~anesthesiologist~~ anesthesia provider must continuously be present during the
8 administration of the anesthetic and remain on the premises of the facility until the anesthetized
9 patient is fully recovered and discharged from the facility to a responsible adult;

10 (2) Notify the board that general anesthesia ~~and,~~ deep sedation, or moderate sedation
11 services are being provided and the location of the facility where such services are being
12 provided;

13 (3) Employ auxiliary personnel that are certified in administering basic life support by the
14 American ~~Health~~ Heart Association for the Healthcare Provider, the American Red Cross for the
15 Professional Rescuer, or an equivalent program approved by the board;

16 (4) Meet the equipment requirements ~~of~~ for the level of anesthesia or sedation being
17 provided, as required in § 20:43:09:13 or 20:43:09:13.01;

18 (5) Hold a moderate sedation permit ~~pursuant to § 20:43:09:04~~ and have completed the
19 inspection, as required in § 20:43:09:12;

20 (6) Ensure that the ~~anesthesiologist~~ licensed anesthesia provider holds a license in good
21 standing in South Dakota; and

22 (7) Ensure that the ~~anesthesiologist is on staff~~ licensed anesthesia provider holds
23 anesthesia privileges at a licensed ambulatory surgery center or licensed hospital.

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

2 **General Authority:** SDCL 36-6A-14(1)(13)(14).

3 **Law Implemented:** SDCL 36-6A-14(1)(13)(14)(22), ~~36-6A-16.~~

4 **20:43:09:05. Nitrous oxide inhalation analgesia permit requirements -- Dentists.** The
5 board may issue a permit to a dentist to use nitrous oxide inhalation analgesia sedation for dental
6 patients on an outpatient basis if the dentist meets the following requirements:

7 (1) Meets one of the following educational requirements:

8 (a) Has successfully completed a board approved course that meets the objectives and
9 content as described in Part 4 of the Guidelines for Teaching Pain Control and Sedation to
10 Dentists and Dental Students; or

11 (b) Has taken a course in nitrous oxide inhalation analgesia sedation while a student in
12 an accredited school of dentistry;

13 (2) Has equipment for administering nitrous oxide inhalation analgesia with fail-safe
14 features and a 20 percent minimum oxygen flow;

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

18 (4) Employs ~~dental auxiliaries~~ auxiliary personnel who are certified in administering basic
19 life support by the American Heart Association for the Healthcare Provider, the American Red
20 Cross for the Professional Rescuer, or an equivalent program approved by the board.

21 ~~Nitrous~~ A dentist may administer nitrous oxide may be used inhalation analgesia in
22 combination with a single enteral drug to achieve a minimally depressed level of consciousness
23 ~~so long as~~ only if the maximum recommended dose of the enteral drug is not exceeded.

1 Incremental dosing may be utilized. ~~Nitrous~~ A dentist may not administer nitrous oxide may not
2 ~~be used~~ inhalation analgesia in combination with more than one enteral drug or by dosing a
3 single enteral drug in excess of the maximum recommended dose unless the dentist holds a
4 ~~general and deep sedation permit pursuant to § 20:43:09:03 or meets the requirements of~~
5 ~~§ 20:43:09:03.01 or holds a moderate sedation permit pursuant to § 20:43:09:04 or meets the~~
6 ~~requirements in § 20:43:09:04.01~~ the appropriate general anesthesia and deep sedation permit or
7 moderate sedation permit.

8 ~~—— A dentist who has been administering nitrous oxide inhalation analgesia in a dental office~~
9 ~~for the 12 months preceding September 6, 1992, may continue the use if the dentist meets all~~
10 ~~requirements of subdivisions (2), (3), and (4) of this section.~~

11 **Source:** 9 SDR 49, effective October 25, 1982; 12 SDR 151, 12 SDR 155, effective July 1,
12 1986; transferred from § 20:43:04:12, 19 SDR 32, effective September 6, 1992; 37 SDR 131,
13 effective January 6, 2011.

14 **General Authority:** SDCL 36-6A-14(1)(3)(~~13~~)(14).

15 **Law Implemented:** SDCL 36-6A-14(~~1~~)(3)(~~13~~)(14)(22), 36-6A-16.

16 **Reference:** "Guidelines for Teaching Pain Control and Sedation to Dentists and Dental
17 Students," ~~October 2007~~ 2012 Edition, American Dental Association. Copies may be obtained
18 from the American Dental Association at www.ada.org free of charge.

19 **20:43:09:06. Nitrous oxide inhalation analgesia permit requirements -- Dental**
20 **hygienists and registered dental assistants.** The board may issue a permit to a dental hygienist
21 or a registered dental assistant to use nitrous oxide inhalation analgesia for dental patients on an
22 outpatient basis under the direct supervision of a dentist if the dental hygienist or registered
23 dental assistant has met the following requirements:

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

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

7 (a) Completed the course within ~~six~~ thirteen months ~~of prior to~~ application; or

8 (b) Completed the course more than ~~six~~ thirteen months prior to application ~~and~~, has
9 ~~been registered by a dental licensing board to use~~ legally administered nitrous oxide inhalation
10 analgesia ~~continuously since completion of the course or for a period of time during~~ the three
11 years preceding application, and provides written documentation from a dentist that has
12 employed or supervised the applicant, attesting to the current clinical proficiency of the applicant
13 to administer nitrous oxide inhalation analgesia.

14 **Source:** 19 SDR 32, effective September 6, 1992; 32 SDR 188, effective May 15, 2006;
15 37 SDR 131, effective January 6, 2011; 42 SDR 19, effective August 17, 2015.

16 **General Authority:** SDCL 36-6A-14~~(1)(3)(7)(10)(13)(14)~~.

17 **Law Implemented:** SDCL 36-6A-14~~(1)(3)(7)(10)(13)(14)(22)~~, 36-6A-16~~40~~.

18 **Reference:** "Guidelines for Teaching Pain Control and Sedation to Dentists and Dental
19 Students," ~~October 2007~~ 2012 Edition, American Dental Association. Copies may be obtained
20 from the American Dental Association at www.ada.org free of charge.

21 **20:43:09:06.01. Local anesthesia permit requirements -- Dental hygienists.** The
22 board may issue a permit to a dental hygienist to administer local anesthesia to dental patients on

an outpatient basis under the direct supervision of a dentist if the dental hygienist has met the following requirements:

(1) Is certified in administering basic life support by the American ~~Health~~ 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 has been approved by the board~~ on local anesthesia from an accredited dental or dental hygiene school and either:

(a) Completed the course within ~~six~~ thirteen months ~~of prior to~~ application; or

(b) Completed the course more than ~~six~~ thirteen months prior to application ~~and, has been registered by a dental licensing board to use~~ legally administered local anesthesia continuously ~~since completion of the course or for a period of time during~~ the three years preceding application, and provides written documentation from a dentist that has employed or supervised the applicant, attesting to the current clinical proficiency of the applicant to administer local anesthesia.

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

General Authority: SDCL 36-6A-14~~(1)(3)(7)(10)(13)(14)~~.

Law Implemented: SDCL 36-6A-14(1)(3)(7)(10)(13)(14)(22), 36-6A-40.

20:43:09:06.02. Minimal sedation. ~~A permit is not required for~~ A dentist may administer minimal sedation without a permit. A dentist ~~utilizing~~ administering minimal sedation must have appropriate access to oxygen and suction and emergency drugs and must meet the standards of the Guidelines for the Use of Sedation and General Anesthesia by Dentists. A dentist may not administer or prescribe for self-administration more than the maximum recommended dose of a

1 single enteral drug for a patient at the same setting unless the dentist ~~has a~~ holds the appropriate
2 general anesthesia and deep sedation permit or moderate sedation permit ~~pursuant to~~
3 ~~§ 20:43:09:03 or 20:43:09:04.~~

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

5 **General Authority:** SDCL 36-6A-14(1)(3)(~~13~~)(14).

6 **Law Implemented:** SDCL 36-6A-14(1)(3)(13)(14)(~~22~~); ~~36-6A-16.~~

7 **Reference:** "Guidelines for the Use of Sedation and General Anesthesia by Dentists," 2007
8 2012 Edition, American Dental Association. Copies may be obtained from the American Dental
9 Association at www.ada.org free of charge.

10 **20:43:09:07. Noncompliance.** ~~Violations~~ A violation of the provisions any provision of
11 this chapter may result in revocation or suspension of ~~the dentist's~~ a permit or in other
12 disciplinary measures.

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

14 **General Authority:** SDCL 36-6A-14(2).

15 **Law Implemented:** SDCL 36-6A-~~16~~14(2)(~~22~~).

16 **20:43:09:08. Application for permits -- Renewal.** The application for a permit to
17 administer general anesthesia and deep sedation ~~and~~ or moderate sedation must include a fee of
18 \$50. The application for a permit for a dentist, dental hygienist or registered dental assistant to
19 administer nitrous oxide inhalation analgesia must include a fee of \$40. The application for a
20 permit for a dental hygienist to administer local anesthesia must include a fee of \$40.

21 The board may issue a temporary permit to ~~the~~ an applicant that has met the applicable
22 requirements of this chapter, but before all processing and any applicable inspection have been
23 completed. The duration of this temporary permit shall be determined by the board, but may not

1 exceed one year. The temporary permit of an applicant who fails an inspection is automatically
2 suspended. Upon suspension, the applicant may request another inspection.

3 A general anesthesia and deep sedation permit ~~and~~ or moderate sedation permit must be
4 renewed annually. The annual fee for a general anesthesia and deep sedation permit or a
5 moderate sedation permit is \$50. A re-evaluation of the credentials and facility of the permit
6 holder may be conducted for permit renewal. Any person renewing a general anesthesia and
7 deep sedation permit or moderate sedation permit must be able to demonstrate continued
8 competency as required by the board.

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

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

21 **Source:** 19 SDR 32, effective September 6, 1992; 37 SDR 131, effective January 6, 2011;
22 38 SDR 172, effective April 25, 2012; 42 SDR 19, effective August 17, 2015.

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

1 **Law Implemented:** SDCL 36-6A-14(9)(14)(22), ~~36-6A-16~~.

2 **20:43:09:10. Permit requirements ~~for monitoring~~ to monitor patients under general**
3 **~~anesthesia and, deep sedation, or moderate sedation.~~** The board may issue a permit to a dental
4 ~~hygienists~~ hygienist, registered dental ~~assistants~~ assistant, ~~and or dental assistants~~ assistant to
5 monitor patients under general anesthesia ~~and, deep sedation, or moderate sedation~~ while under
6 the direct supervision of a dentist who ~~has been authorized~~ holds a current permit to administer
7 general anesthesia and deep sedation or moderate sedation if the dental hygienist, registered
8 dental assistant, or dental assistant has met the following requirements:

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

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

14 (a) Completed the course within ~~six~~ thirteen months ~~of prior to~~ application; or

15 (b) Completed the course more than ~~six~~ thirteen months prior to application ~~and, has~~
16 ~~been registered by a dental licensing board to monitor~~ legally monitored patients receiving
17 analgesic or anesthetic agents ~~continuously since completion of the course or for a period of time~~
18 during the ~~three~~ two years preceding application, and provides written documentation from a
19 dentist that has employed or supervised the applicant, attesting to the current clinical proficiency
20 of the applicant to monitor patients under general anesthesia, deep sedation, or moderate sedation.

21 **Source:** 19 SDR 32, effective September 6, 1992; 37 SDR 131, effective January 6, 2011;
22 42 SDR 19, effective August 17, 2015.

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

1 **Law Implemented:** SDCL 36-6A-14(10)(22), ~~36-6A-16~~.

2 20:43:09:10.01. Delegation of injection of medication. A dentist may authorize a dental
3 hygienist, registered dental assistant, or dental assistant to inject medication through an
4 intravenous site if the following requirements have been met:

5 (1) The dental hygienist, registered dental assistant, or dental assistant holds a permit to
6 monitor patients under general anesthesia, deep sedation, or moderate sedation;

7 (2) The dental hygienist, registered dental assistant, or dental assistant has successfully
8 passed the Dental Anesthesia Assistant National Certification Examination administered by the
9 American Association of Oral and Maxillofacial Surgeons and is currently certified in Dental
10 Anesthesia Assisting by the American Association of Oral and Maxillofacial Surgeons;

11 (3) The supervising dentist holds a current permit to administer general anesthesia and deep
12 sedation or moderate sedation;

13 (4) The supervising dentist draws up the medications that will be utilized during the
14 procedure;

15 (5) The dental hygienist, registered dental assistant, or dental assistant is operating under the
16 personal supervision of the supervising dentist and the supervising dentist maintains direct visual
17 supervision during the injection of the medication through an intravenous site; and

18 (6) The supervising dentist authorizes the procedure by verbal command, clearly articulating
19 the specific medication and the amount of the medication to be administered and the dental
20 hygienist, registered dental assistant, or dental assistant repeats the verbal command back to the
21 supervising dentist before injecting medication through an intravenous site.

1 **General Authority: SDCL 36-6A-14(10)(13).**

2 **Law Implemented: SDCL 36-6A-14(10)(13)(22).**

3 20:43:09:10.02. Injecting Medication. For purposes of § 20:43:09:10.01, injecting
4 medication through an intravenous site includes the following:

5 (1) Initiating an intravenous line for a patient being prepared to receive intravenous
6 medications, sedation, or general anesthesia, as directed by the supervising dentist;

7 (2) Adjusting the rate of intravenous fluids infusion to maintain the line patent or increase the
8 rate of intravenous fluids infusion beyond a keep open rate, to a rate directed by the supervising
9 dentist;

10 (3) Delivering medication into an intravenous line, as directed by the supervising dentist; or

11 (4) Adjusting an electronic device to provide medications, such as an infusion pump, to a
12 setting directed by the supervising dentist.

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

14 **Law Implemented: SDCL 36-6A-14(10)(22).**

15 **20:43:09:11. Inspection of facilities.** The board may at any time require an on-site
16 inspection of the facility, equipment, and personnel to determine if the requirements of this
17 chapter are being met. The dentist is responsible for all costs associated with an inspection. The
18 on-site inspection should be performed by two board approved inspectors. However, if utilizing
19 two board approved inspectors presents a hardship, the board may allow the inspection to be
20 performed by one board approved inspector.

21 Each dentist who applies for a general anesthesia and deep sedation or moderate sedation
22 permit must have an on-site inspection conducted at the primary office within twelve months of
23 application or prior to expiration of the temporary permit, whichever is earlier. The board may

1 require inspection of a dentist's satellite office at any time. If the dentist does not have a primary
2 office located in South Dakota, the on-site inspection may be conducted at a satellite office
3 located in South Dakota.

4 Following the initial inspection, each dentist must have an on-site inspection conducted at
5 the primary office at least once ~~every~~ in each five ~~years~~ year licensure cycle. If the dentist does
6 not have a primary office located in South Dakota the dentist may submit, subject to board
7 approval, a report from a successful inspection conducted at the primary office located in a
8 different state. An on-site inspection of the satellite office may also be required by the board.

9 ~~—— If a dentist holds a general anesthesia permit as of October 22, 2010, the dentist, in lieu of~~
10 ~~the initial primary office inspection, may submit, subject to board approval, a report from a~~
11 ~~successful inspection conducted at the primary office within the prior 24 months.~~

12 Failing an on-site inspection constitutes an automatic suspension of the permit and may
13 subject the ~~permit holder~~ dentist to disciplinary proceedings.

14 **Source:** 9 SDR 49, effective October 25, 1982; 12 SDR 151, 12 SDR 155, effective July 1,
15 1986; transferred from § 20:43:04:09, 19 SDR 32, effective September 6, 1992; 37 SDR 131,
16 effective January 6, 2011.

17 **General Authority:** SDCL 36-6A-14(1)(2)(13).

18 **Law Implemented:** SDCL 36-6A-~~14~~14(1)(2)(13)(22).

19 **20:43:09:16. Anesthesia credentials committee.** The anesthesia credentials committee
20 is a peer review committee appointed ~~annually~~ by the board ~~president~~ to assist the board in the
21 administration of this chapter. The committee shall include at least one member of the board, ~~and~~
22 up to six five additional members ~~who are licensed to practice dentistry in South Dakota and~~
23 dentists that hold a general anesthesia and deep sedation or ~~moderation~~ moderate sedation

~~permits~~ permit, and up to one additional dentist that does not hold a general anesthesia and deep sedation or moderate sedation permit. The board ~~president~~ shall appoint the chair.

The anesthesia credentials committee chair, or its members, shall perform the following duties at the request of the board:

(1) Review all permit applications ~~and make recommendations to the board regarding those applications~~ and approve an application if the requirements of the chapter have been met;

(2) Review educational courses or residency programs and make recommendations to the board;

(~~23~~) Review inspector candidates and make recommendations to the board ~~regarding those candidates~~; and

(~~34~~) Other duties as delegated by the board or board president.

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

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

Law Implemented: SDCL 36-6A-~~16~~14(22).