

South Dakota Board of Nursing
Notice of Public Hearing to Adopt Rules

A public hearing will be held in Sioux Falls, SD, on **September 24, 2020**, at **9:00 am** CDT, in the Dakota Meeting Room at the Holiday Inn Express located at 3821 West Avera Drive, Sioux Falls, South Dakota, 57108, to consider the adoption of proposed rules: **Chapter 20:48:04:08; Chapter 20:48:04:09; Chapter 20:48:04:10; Chapter 20:48:04:11 and Chapter 20:48:04:12.**

The effect of the rules is to implement the enactment of SDCL 36-9-3.1 by the SD Legislature, effective July 1, 2020. Specifically, five new rules are added to Chapter 20:48:04. **ARSD 20:48:04:08**-Customary Practice clarifies that nothing changes the usual and customary practice of a certified registered nurse anesthetist (CRNA) with the implementation of SDCL 36-9-3.1 and that primary and differential diagnosis is not authorized for CRNAs. **ARSD 20:48:04:09**-Prescriptive Authority describes the act of prescribing by a CRNA in accordance with state and federal law and the role of the CRNA; and identifies action that may be taken for inappropriate prescribing practices. **ARSD 20:48:04:10**-Controlled substance prescribing, contains the guidelines for prescribing controlled substances in a for the treatment of chronic, non-cancer pain and lists the documentation standards that must be maintained. A CRNA must meet state and federal registration requirements and register with the state prescription drug monitoring program. **ARSD 20:48:04:11**-Use and Supervision of Radiography, clarifies that CRNAs may order, interpret, and supervise radiographic procedures, including fluoroscopy, in accordance with ARSD Chapter 44:03. Prior to the use of fluoroscopy a CRNA must complete required educational content. **ARSD 20:48:04:12**-Procedures for Pain Management, specifies pain management procedures that may be performed by CRNAs and requires education.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may do so by appearing in person at the hearing or by sending them to the South Dakota Board of Nursing, 4305 South Louise Ave., Suite 201, Sioux Falls, South Dakota 57106. Material sent by mail must reach the South Dakota Board of Nursing by September 14, 2020, to be considered. Comments may be sent by e-mail to linda.young@state.sd.us.

After the hearing, the board will consider all written and oral comments it receives on the proposed rules. The board may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the SD Board of Nursing at least 48 hours before the public hearing if you have special needs for which special arrangements must be made. The telephone number for making special arrangements is (605) 362-2760.

Copies of the proposed rules may be obtained without charge from the
South Dakota Board of Nursing
4305 South Louise Ave., Suite 201
Sioux Falls, SD 57106