

AN ACT

ENTITLED, An Act to revise certain provisions and regulations regarding medical assistants.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 36-9B-4 be amended to read:

36-9B-4. A medical assistant seeking registration under this chapter shall complete an application prescribed by the Board of Medical and Osteopathic Examiners. The application shall be submitted to the Board of Medical and Osteopathic Examiners. A registration fee, not to exceed ten dollars, shall accompany the application and shall be paid to the Board of Medical and Osteopathic Examiners. The fee shall be set by the board by rule promulgated pursuant to chapter 1-26.

The registration shall be renewed biennially by payment of a fee, not to exceed five dollars. The fee shall be set by the board by rule promulgated pursuant to chapter 1-26. A registration not renewed by December thirty-first of the year of expiration lapses.

Section 2. That § 36-9B-5 be amended to read:

36-9B-5. The Board of Medical and Osteopathic Examiners shall register a medical assistant following the submission of an application by an applicant for registration who has graduated from an accredited school or a school which meets standards similar to an accredited school and has met other qualifications established by the Board of Medical and Osteopathic Examiners.

Section 3. That § 36-9B-6 be amended to read:

36-9B-6. The Board of Medical and Osteopathic Examiners may register an applicant from outside the state whose education and training are substantially the same as that received from an approved school in this state and who meets the other qualifications established by the Board of Medical and Osteopathic Examiners.

Section 4. That § 36-9B-7 be amended to read:

36-9B-7. The Board of Medical and Osteopathic Examiners may adopt rules for medical

assistants in the following areas:

- (1) Contents of applications;
- (2) Qualifications of applicants;
- (3) Approval of schools other than those which are accredited;
- (4) Renewal of registration; and
- (5) Registration.

Section 5. That § 36-9B-8 be amended to read:

36-9B-8. The registration of a medical assistant may be revoked or suspended upon violation of the provisions of § 36-4-30. The proceedings for suspension or revocation of a registration may be initiated by the Board of Medical and Osteopathic Examiners. All proceedings concerning the revocation or suspension of a registration shall conform to contested case procedure provided in chapter 1-26.

Section 6. That ARSD 20:84:01:01 be amended to read:

20:84:01:01. Definitions. Terms defined in SDCL chapter 36-9B have the same meaning when used in this article. In addition, terms used in this article mean:

- (1) "Board," the South Dakota Board of Medical and Osteopathic Examiners;
- (2) "Direct supervision," the physician, physician assistant, certified nurse practitioner, or certified nurse midwife are physically present or available by means of electronic communication.

Section 7. That ARSD 20:84:02:01 be amended to read:

20:84:02:01. Contents of application. An applicant for medical assistant registration shall apply for registration on a form approved by the board.

Section 8. That ARSD 20:84:02:02 be amended to read:

20:84:02:02. Medical assistant supervision. A registered medical assistant shall submit with the application a supervision registration form. The supervision registration form shall be submitted on

a form approved by the board.

Section 9. That ARSD 20:84:03:01 be amended to read:

20:84:03:01. Qualifications of applicants. An applicant for registration shall provide:

- (1) Proof of graduation from a medical assistant program approved by the board;
- (2) Proof of good moral character;
- (3) Proof the applicant has graduated from high school or passed a standard equivalency test;
- (4) Documentation showing the applicant is at least 18 years of age; and
- (5) Proof of having passed a national certifying exam approved by the board.

Section 10. That ARSD 20:84:04:01 be amended to read:

20:84:04:01. Approved education programs. An applicant for registration shall have graduated from a medical assistant program that is approved by the board or accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP), or a similar accrediting institution approved by the United States Department of Education. Approved programs must provide classroom, laboratory, and clinical learning experiences that provide for student attainment of entry level competence as a registered medical assistant.

Section 11. That ARSD 20:84:05:01 be amended to read:

20:84:05:01. Medical assistant registration renewal. A registered medical assistant shall renew the registration biennially on an application form approved by the board. The application shall be accompanied by the registration renewal fee. If a registered medical assistant does not submit a registration renewal form by December 31 of the year of the registration's expiration, the registration is lapsed.

Section 12. That ARSD 20:84:05:02 be amended to read:

20:84:05:02. Reinstatement of lapsed registration. Any person whose registration has lapsed may have it reinstated by making written application on a form approved by the board and paying the

biennial renewal fee.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1020

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1020

File No. _____

Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State