2020 South Dakota Legislature

Senate Bill 23

Introduced by: The Committee on Commerce and Energy at the request of the Department of Labor and Regulation

An Act to repeal the high school graduation or equivalent requirement for certain licensed professionals.

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

Section 1. That § 36-4B-6 be AMENDED:

36-4B-6. Grant of student status--Qualifications of applicants.

The board may grant authorization for student status in advanced life support upon verification that the applicant meets the following criteria: is at least eighteen years of age; has successfully completed emergency medical technician-basic training; ~~has completed an approved high school course of study or has passed a standard equivalency test;~~ is of good moral character; and has been tentatively accepted in an approved advanced life support training program.

Section 2. That § 36-4B-13 be AMENDED:

36-4B-13. Issuance of advanced life support licenses--Qualifications of applicants.

The board may issue an appropriate advanced life support license to any person who files a verified application upon a form prescribed by the board, pays the required fee, and furnishes evidence satisfactory to the board that the person has met the following qualifications:

(1) Meets the age~~, high school, or equivalency test~~ and moral character requirements of § 36-4B-6;

(2) Completes successfully an appropriate course of study approved by the board for the license sought; and

(3) Completes successfully a written and practical examination testing the applicant's knowledge in theoretical and applied prehospital primary care as it applies to the practice of the advanced life support license sought.

Section 3. That § 36-5-8 be AMENDED:

36-5-8. Educational requirements for license.

Any person is eligible for examination who ~~is a high school graduate and who~~ has satisfactorily completed two years of preprofessional study in a liberal arts or science course at any college or university approved by the Board of Examiners and who is a graduate of a chiropractic school approved by the Board of Examiners or will be a graduate of a chiropractic school approved by the Board of Examiners within ninety days after taking the examination. ~~Such~~ The chiropractic school shall require at a minimum for graduation a period of actual attendance equivalent to the standard four-year course, teaching adequate courses in the basic sciences and all subjects pertaining to the practice of chiropractic. The minimum requirements for licensure of any person graduating on or after January 1, 2011 shall be a baccalaureate degree in addition to a doctor of chiropractic degree. The baccalaureate degree may be granted by an accredited undergraduate program or by a chiropractic college or university that can offer a dual degree.

Section 4. That § 36-7-11 be AMENDED:

36-7-11. Requirements for practice.

A person entitled to practice optometry in South Dakota who is not already registered is any person who furnishes the Board of Examiners in Optometry satisfactory evidence as follows:

(1) That ~~he~~ the person is of the full age of eighteen years and a citizen of the United States or a resident of South Dakota;

(2) That ~~he~~ the person is of good moral character;

(3) That ~~he has graduated from an accredited high school, or its equivalent as may be determined by the board;~~

~~(4) That he~~ the person is a graduate of a recognized Class A optometric school or college approved by the Board of Examiners; and

(5) That ~~he~~ the person possesses a licensed certificate of registration obtained by taking and satisfactorily passing an examination given by the board for purpose of determining ~~his~~ the person's qualifications for the practice of optometry.

Section 5. That § 36-9-30 be AMENDED:

36-9-30. Proof of education required--Registered nurse.

An applicant for a license to practice as a registered nurse shall submit to the board written evidence, verified by oath, that the applicant has completed an approved ~~four-year high school course of study or the equivalent thereof as determined by the appropriate educational agency, and has completed an approved~~ program for the preparation of registered nurses.

Section 6. That § 36-9-37 be AMENDED:

36-9-37. Proof of education required--Licensed practical nurse.

An applicant for a license to practice as a licensed practical nurse shall submit to the Board of Nursing written evidence, verified by oath, that the applicant has completed an approved ~~four-year high school course of study or its equivalent as determined by the appropriate educational agency and has completed an approved~~ program or its equivalent for the preparation of licensed practical nurses.

Section 7. That § 36-11-16 be AMENDED:

36-11-16. Requirements for registration as pharmacist.

Any person of good moral character and temperate habits, not less than eighteen years of age, ~~who is a graduate of a four-year high school course or whose education is equivalent thereto, in the discretion of the board of pharmacy,~~ who is a graduate of a college of pharmacy recognized and approved by the board, and who has had the necessary experience as determined by the board in the practice of pharmacy under a regularly licensed pharmacist in a pharmacy where physicians' prescriptions are compounded and who shall pass a satisfactory examination prescribed by the State Board of Pharmacy, shall be entitled to a certificate of registration as a ~~licentiate in pharmacy~~ licensed pharmacist. The board shall have the authority to allow credit for suitable military and research activities in the field of pharmacy as part of the experience requirement.

Section 8. That § 36-19-21 be AMENDED:

36-19-21. Requirements for funeral service license--Scope of examination.

In order to obtain a license in the practice of funeral service, the applicant ~~must be~~ shall submit evidence that the applicant is a citizen of the United States or a resident of South Dakota~~,~~; is at least eighteen years of age~~,~~; is of good moral character~~, have a high school education, and~~; has sixty semester hours credit from a college or university~~,~~

in a course approved by the State Board of Funeral Service~~, and must have~~; has completed one year's course at a school of embalming, accredited by the board~~, must have~~; has completed one year's work as a trainee embalmer-funeral director in this state~~, and must pass~~; and has passed an examination on the following subjects: embalming and care, disposition~~,~~ and preservation of the bodies of deceased persons~~;~~ , sanitation for the prevention of the spread of infectious or contagious diseases~~;~~ , and local health and sanitation ordinances and regulations relating to mortuary science.

Section 9. That § 36-15-4 be AMENDED:

36-15-4. Qualifications of professional commission members--School affiliation prohibited.

~~All~~ Each professional ~~members~~ member of the commission shall be:

(1) A resident of this state;

(2) At least twenty-five years of age;

(3) ~~A high school graduate or its equivalent;~~

~~(4)~~ Actively engaged in the practice of cosmetology for the three years immediately preceding the appointment; and

~~(5)~~(4) Currently licensed as a cosmetologist in this state at the time of the appointment and while serving on the commission.

No member of the commission may be a member of or affiliated with or have an interest in any school while in office.

Section 10. That § 36-15-15 be AMENDED:

36-15-15. Application for license or permit--Evidence of qualifications.

An applicant for any license or permit shall first submit evidence, satisfactory to the commission that the applicant:

(1) Is at least eighteen years of age or older, except as otherwise provided in this chapter; and

(2) ~~Possesses a high school education or its equivalent as determined by the commission; and~~

~~(3)~~ Has complied with all the rules adopted by the commission as to the qualifications, standards, and requirements required for ~~such~~ the license and application.