



Board of Hearing Aid Dispensers and Audiologists

Mailing Address:
810 North Main Street, Suite 298
Spearfish, SD 57783

Phone: (605) 642-1600
E-Mail: office@sdlicensing.com
Home Page: www.doh.sd.gov/boards/audiology

Draft-Video conference BOARD MEETING AGENDA

TO: All Board Members
FROM: Brooke Tellinghuisen Geddes
MEETING DATE: January 13, 2025
LOCATION: Video Conference
MEETING TIME: 12:00 PM CST / 11:00 AM MST

The public is invited to attend the meeting via Microsoft Teams at the following link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZDViMTc4ZTktMzZlYy00NjExLWFjMzYtY2MwM2VINGQ4YmVk%40thread.v2/0?context=%7b%22Tid%22%3a%22e69efb98-56ef-4797-a76b-e1ec658a639c%22%2c%22Oid%22%3a%22ee0a24e7-6d2c-4495-ade5-4377098865d2%22%7d

Or by calling: 1-469-770-0416, Passcode: 704377291#

If members of the public would like to be sent the Microsoft Teams invitation to the meeting instead of using the above link, please contact the Board office prior to the meeting at office@sdlicensing.com.

Agenda Item Number

1. Call to Order/Welcome and Introductions
2. Roll Call
3. Corrections or additions to the agenda
4. Approval of the agenda
5. Public comment

6. Approval of the minutes from July 15, 2024
7. FY financial update
8. Administrative Rules Update
9. Board Member Appointments- Update
10. Election of Officers- Clarification
11. Practicum Waiver Policy
12. Schedule next meeting(s)
13. Executive Session pursuant to SDCL 1-25-2
 - a. Executive Secretary Contract Renewal
 - b. Application Ratification(s)
14. Vote on Executive Secretary Contract Renewal
15. Ratify Applications
16. Any other business coming in between date of mailing and date of meeting
17. Adjourn



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DRAFT-OFFICIAL BOARD MINUTES FOR July 15, 2024 Video Conference

MEMBERS PRESENT: Todd Decker, Member
Dan Smith, Member
Norman Sorensen, President
Clint Hinker, Vice-President

MEMBERS ABSENT: Julie Paluch, Lay Member

OTHERS PRESENT: Brooke Tellinghuisen Geddes, Executive Secretary
Katie Funke, Executive Assistant
Megan Borchert, Legal Counsel- Attorney General's Office
TJ Wanken, Intern at Attorney General's Office

CALL TO ORDER/WELCOME AND INTRODUCTIONS: Sorensen called the meeting to order at 11:06 a.m. MDT.

ROLL CALL: Decker asked Tellinghuisen Geddes to call the roll. Decker, yes; Smith, yes; Sorensen, yes; Hinker, yes; Paluch, absent. A quorum was present.

CORRECTIONS OR ADDITIONS TO THE AGENDA: None.

APPROVAL OF THE AGENDA: Hinker made a motion to approve the agenda. Sorensen seconded the motion. **MOTION PASSED** by unanimous voice vote.

PUBLIC COMMENT: Decker called for public comment. There was no public comment.

APPROVAL OF THE MINUTES FROM January 8, 2024: Smith made a motion to approve the minutes from January 8, 2024. Hinker seconded the motion. **MOTION PASSED** by unanimous voice vote.

FY FINANCIAL UPDATE: Tellinghuisen Geddes reported year-end financials as of May 31, 2024 as: expenses of \$37,409.66; revenue of \$30,665.23; and a cash center balance of \$106,106.58. She indicated that year-end financials have come in since materials were sent out and the board took in approximately \$6,600 more than it spent for FY24.

LEGISLATIVE UPDATES:

- a. HB 1029- Tellinghuisen Geddes advised that HB 1029 which updated the practice act for Hearing Aid Dispensers and Audiologists passed and was effective July 1, 2024.
- b. SB 57- Borchert made the Board aware of the passing of SB57 which is an act to create uniform procedures for consideration of criminal histories and convictions in professional or occupational licensure.
- c. Other Legislative Updates- Borchert also mentioned bills SB211, SB76, and HB1259.

ADMINISTRATIVE RULES: Borchert advised the board that she has been working on updates to the administrative rules since statutes have been changed. She asked the board for input on two administrative rules that impact Hearing Aid Dispensers. The board agreed that striking the record retention requirement in ARSD 20:46:01:03 was appropriate and agreed with the re-wording of 20:46:01:04. She advised there will be a comprehensive draft for the board to review and approve at the January meeting, prior to the board office initiating the formal process.

BOARD MEMEBR APPOINTMENTS/RECOMMENDATIONS: Tellinghuisen Geddes asked for recommendations to provide to the Department for the replacements of Decker and Smith in October. She indicated that has received two recommendations for Audiologists and one for a Hearing Aid Dispenser. Any further recommendations should provide a short biography that can be given to the Governor's office.

ELECTION OF OFFICERS: Decker made a motion to elect Sorensen as President. Hinker seconded the motion. **MOTION PASSED** by unanimous voice vote. Decker made a motion to elect Hinker as Vice-President. Sorensen seconded the motion. **MOTION PASSED** by unanimous voice vote.

FUTURE PRACTICUM TESTING: The board discussed the future of practicum testing with Decker going off the board in October. Decker advised he will contact Sorensen directly to discuss administering the practicum exam to Hearing Aid Dispensers. The board office will be in touch with Decker, Sorensen and Hinker on the future administration of the exam as currently there are no applicants ready to take the exam.

APPLICATION RATIFICATION PROCESS: The board discussed an updated application approval and ratification process. The new process would include board staff approving applications that do not have issues and bringing the list of all issued applications for ratification at the next board meeting. Applications with issues would go to the board president with ratification at the next meeting or to the full board if needed. Decker made a motion to allow board staff to approve applications without issue with ratification at the next board meeting. Sorensen seconded the motion. **MOTION PASSED** by unanimous voice vote.

RENEWAL UPDATE: Tellinghuisen Geddes advised that as of today, ten Audiology licenses expired on June 30th and eight Hearing Aid Dispensing licenses expired on June 30th.

SCHEDULE NEXT MEETING: The next meeting is scheduled for Monday, January 13, 2025, at 11:00 a.m. MST / 12:00 p.m. CST via Microsoft Teams.

EXECUTIVE SESSION PURSUANT TO SDCL 1-25-2: The Board did not enter executive session.

ANY OTHER BUSINESS COMING IN BETWEEN DATE OF MAILING AND DATE OF

MEETING: None.

Hinker made a motion to adjourn the meeting at 11:52 a.m. MDT. Smith seconded the motion. **MOTION PASSED** by unanimous voice vote.

Respectfully submitted,



Brooke Tellinghuisen Geddes
Executive Secretary

1-27-1.17. Draft minutes of public meeting to be available--Exceptions--Violation as misdemeanor. The unapproved, draft minutes of any public meeting held pursuant to § 1-25-1 that are required to be kept by law shall be available for inspection by any person within ten business days after the meeting. However, this section does not apply if an audio or video recording of the meeting is available to the public on the governing body's website within five business days after the meeting. A violation of this section is a Class 2 misdemeanor. However, the provisions of this section do not apply to draft minutes of contested case proceedings held in accordance with the provisions of chapter 1-26.

DRAFT

STATE OF SOUTH DAKOTA
REVENUE SUMMARY BY BUDGET UNIT
FOR PERIOD ENDING: 06/30/2024

AGENCY 09 HEALTH
BUDGET UNIT 09203 BOARD OF HEARING AID DISPENSERS - INFO

CENTER	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE
COMPANY NO 6503					
COMPANY NAME PROFESSIONAL & LICENSING BOARDS					
092030061811	6503	4293954	HEARING AID DISPENSER	14,300.00	42,700.00
ACCT:	4293		BUSINESS & OCCUP LICENSING (NON-GOVERNMENTAL)	14,300.00	42,700.00 *
ACCT:	42		LICENSES, PERMITS & FEES	14,300.00	42,700.00 **
092030061811	6503	4920045	NONOPERATING REVENUES	.00	2,265.23
ACCT:	4920		NONOPERATING REVENUE	.00	2,265.23 *
ACCT:	49		OTHER REVENUE	.00	2,265.23 **
CNTR:	092030061811			14,300.00	44,965.23 ***
CNTR:	092030061			14,300.00	44,965.23 ****
CNTR:	0920300			14,300.00	44,965.23 *****
COMP:	6503			14,300.00	44,965.23 *****
B UNIT:	09203			14,300.00	44,965.23 *****

STATE OF SOUTH DAKOTA
MONTHLY OBJECT/SUB-OBJECT REPORT BY BUDGET UNIT
FOR PERIOD ENDING: 06/30/2024

AGENCY	BUDGET UNIT	CENTER-5	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE
09	09203	09203	HEALTH	BOARD OF HEARING AID DISPENSERS - INFO			
09203	09203	09203	HEALTH	BOARD OF HEARING AID DISPENSERS - INFO			
COMPANY NO 6503							
COMPANY NAME PROFESSIONAL & LICENSING BOARDS							
092030061811	6503	51010300000000000000	6503	51010300000000000000	BOARD & COMM MBR'S FEES	.00	720.00
ACCT: 5101					EMPLOYEE SALARIES	.00	720.00
092030061811	6503	51020100000000000000	6503	51020100000000000000	OAST-EMPLOYER'S SHARE	.00	58.29
ACCT: 5102					EMPLOYEE BENEFITS	.00	58.29
ACCT: 51					PERSONAL SERVICES	.00	778.29
092030061811	6503	52030300000000000000	6503	52030300000000000000	AUTO-PRIV (IN-ST.) H/RTE	.00	741.54
092030061811	6503	52031000000000000000	6503	52031000000000000000	LODGING/IN-STATE	.00	147.66
092030061811	6503	52031300000000000000	6503	52031300000000000000	NON-EMPLOY. TRAVEL-IN ST.	.00	1,215.11
092030061811	6503	52031400000000000000	6503	52031400000000000000	TAXABLE MEALS/IN-STATE	.00	42.00
092030061811	6503	52031500000000000000	6503	52031500000000000000	NON-TAXABLE MEALS/IN-ST	.00	40.00
ACCT: 5203							
092030061811	6503	52040500000000000000	6503	52040500000000000000	TRAVEL	.00	2,186.31
092030061811	6503	52040800000000000000	6503	52040800000000000000	COMPUTER CONSULTANT	168.00	1,181.25
092030061811	6503	52040900000000000000	6503	52040900000000000000	LEGAL CONSULTANT	36.10	1,829.70
092030061811	6503	52041810000000000000	6503	52041810000000000000	MANAGEMENT CONSULTANT	367.11	27,770.15
092030061811	6503	52042000000000000000	6503	52042000000000000000	BIT DEVELOPMENT COSTS	.00	125.40
092030061811	6503	52042200000000000000	6503	52042200000000000000	CENTRAL SERVICES	.00	1,953.01
092030061811	6503	52042400000000000000	6503	52042400000000000000	RECORDS MGMT SERVICES	.00	239.00
092030061811	6503	52042700000000000000	6503	52042700000000000000	HUMAN RESOURCES SERVICES	57.52	356.80
092030061811	6503	52045100000000000000	6503	52045100000000000000	RENTS-OTHER	151.25	302.50
092030061811	6503	52045800000000000000	6503	52045800000000000000	TRUCK-DRAYAGE & FREIGHT	.00	102.39
092030061811	6503	52045900000000000000	6503	52045900000000000000	INS PREMIUMS & SURETY BDS	.00	855.00
092030061811	6503	52049600000000000000	6503	52049600000000000000	OTHER CONTRACTUAL SERVICE	161.57	576.51
ACCT: 5204							
092030061811	6503	52053100000000000000	6503	52053100000000000000	CONTRACTUAL SERVICES	941.55	35,291.71
092030061811	6503	52053100000000000000	6503	52053100000000000000	PRINTING-STATE	.00	94.90
ACCT: 5205					SUPPLIES & MATERIALS	.00	94.90
ACCT: 52					OPERATING EXPENSES	941.55	37,572.92
COMP: 6503 PROFESSIONAL & LICENSING BOARDS							
CENTER: 092030061811							
B UNIT: 09203							
							38,351.21
							38,351.21
							38,351.21

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STATE OF SOUTH DAKOTA
CASH CENTER BALANCES
AS OF: 06/30/2024

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AGENCY: 09 HEALTH
 BUDGET UNIT: 09203 BOARD OF HEARING AID DISPENSERS - INFO

COMPANY	CENTER	ACCOUNT	BALANCE	DR/CR	CENTER DESCRIPTION
6503	092000061811	1140000	119,465.03	DR	BOARD OF HEARING AID DISPENSERS
COMPANY/SOURCE TOTAL 6503 618			119,465.03	DR *	
COMP/BUDG UNIT TOTAL 6503 09203			119,465.03	DR **	
BUDGET UNIT TOTAL 09203			119,465.03	DR ***	

STATE OF SOUTH DAKOTA
 REVENUE SUMMARY BY BUDGET UNIT
 FOR PERIOD ENDING: 11/30/2024

AGENCY 09 HEALTH
 BUDGET UNIT 09203 BOARD OF HEARING AID DISPENSERS - INFO

CENTER	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE
COMPANY NO 6503					
COMPANY NAME PROFESSIONAL & LICENSING BOARDS					
092030061811	6503	4293954	HEARING AID DISPENSER	500.00	6,100.00
ACCT:	4293	BUSINESS & OCCUP LICENSING (NON-GOVERNMENTAL)		500.00	6,100.00 *
ACCT:	42	LICENSES, PERMITS & FEES		500.00	6,100.00 **
092030061811	6503	4920045	NONOPERATING REVENUES	.00	4,318.24
ACCT:	4920	NONOPERATING REVENUE		.00	4,318.24 *
ACCT:	49	OTHER REVENUE		.00	4,318.24 **
CNTR:	092030061811			500.00	10,418.24 ***
CNTR:	092030061			500.00	10,418.24 ****
CNTR:	0920300			500.00	10,418.24 *****
COMP:	6503			500.00	10,418.24 *****
B UNIT:	09203			500.00	10,418.24 *****
					10,418.24 *****

STATE OF SOUTH DAKOTA
MONTHLY OBJECT/SUB-OBJECT REPORT BY BUDGET UNIT
FOR PERIOD ENDING: 11/30/2024

AGENCY	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE
09			HEALTH		
BUDGET UNIT	09203		BOARD OF HEARING AID DISPENSERS - INFO		
CENTER-5	09203		BOARD OF HEARING AID DISPENSERS - INFO		
CENTER	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE
	6503	510103000000000000	BOARD & COMM MERS FEES	332.00	996.00
COMPANY NO	6503				
COMPANY NAME			PROFESSIONAL & LICENSING BOARDS		
ACCT:	5101		EMPLOYEE SALARIES	332.00	996.00 *
	092030061811	6503	510201000000000000	27.54	78.34
			OASI-EMPLOYER'S SHARE		
ACCT:	5102		EMPLOYEE BENEFITS	27.54	78.34 *
ACCT:	51		PERSONAL SERVICES	359.54	1,074.34 **
092030061811	6503	520303000000000000	AUTO-PRIV (IN-ST.) H/RTE	235.84	235.84
092030061811	6503	520314000000000000	TAXABLE MEALS/IN-STATE	28.00	28.00
ACCT:	5203		TRAVEL	263.84	263.84 *
092030061811	6503	520405000000000000	COMPUTER CONSULTANT	87.00	626.25
092030061811	6503	520408000000000000	LEGAL CONSULTANT	.00	2,047.00
092030061811	6503	520409000000000000	MANAGEMENT CONSULTANT	2,041.12	13,716.54
092030061811	6503	520420000000000000	CENTRAL SERVICES	.00	1,000.83
092030061811	6503	520420400000000000	RECORDS MGMT SERVICES	.00	132.00
092030061811	6503	520420700000000000	HUMAN RESOURCES SERVICES	.00	119.28
092030061811	6503	520496000000000000	OTHER CONTRACTUAL SERVICE	7.00	282.10
ACCT:	5204		CONTRACTUAL SERVICES	2,135.12	17,924.00 *
ACCT:	52		OPERATING EXPENSES	2,398.96	18,187.84 **
COMP:	6503		PROFESSIONAL & LICENSING BOARDS	2,758.50	19,262.18 ***
CENTER:	092030061811			2,758.50	19,262.18 ****
B UNIT:	09203			2,758.50	19,262.18 *****



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STATE OF SOUTH DAKOTA
CASH CENTER BALANCES
AS OF: 11/30/2024

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AGENCY: 09 HEALTH
BUDGET UNIT: 09203 BOARD OF HEARING AID DISPENSERS - INFO

COMPANY	CENTER	ACCOUNT	BALANCE	DR/CR	CENTER DESCRIPTION
6503	092000061811	1140000	110,821.09	DR	BOARD OF HEARING AID DISPENSERS
COMPANY/SOURCE TOTAL		6503 618	110,821.09	DR *	
COMP/BUDG UNIT TOTAL		6503 09203	110,821.09	DR **	
BUDGET UNIT TOTAL		09203	110,821.09	DR ***	

36-24-25.1. Issuance of license to out-of-state licensee--Promulgation of rule.

The board may issue a hearing aid dispensing license or audiology license to a person who holds a valid license from another state in the person's respective professional area who:

- (1) Applies to the board on a form prescribed by the board;
- (2) Pays the application fee, not to exceed three hundred fifty dollars, set by the board by rule promulgated pursuant to chapter [1-26](#); and
- (3) Shows proof of a current valid license from a state with equivalent licensure standards.

An applicant for a hearing aid dispensing license who holds a current license to practice hearing aid dispensing in another state is exempt from the requirement of subdivision [36-24-17.2\(5\)](#) upon furnishing proof of a current, valid license and passage of a board-approved national examination.

Source: SL 1997, ch 221, § 35; SL 2008, ch 191, § 50; SL 2024, ch 159, § 17.

36-24-17.2. Qualifications for licensure--Hearing aid dispenser.

To be eligible for a license to practice hearing aid dispensing, a person must:

- (1) Submit an application on a form prescribed by the board;
- (2) Submit an application fee, in an amount established by the board in rule promulgated pursuant to chapter [1-26](#), but not exceeding three hundred fifty dollars;
- (3) Be eighteen years of age or older;
- (4) Be a high school graduate or the equivalent;
- (5) Pass a national examination approved by the board;
- (6) Pass a practicum examination approved by the board; and
- (7) Have not committed an act for which disciplinary action may be justified.

Source: SL 1997, ch 221, § 25; SL 2024, ch 159, § 12.

CHAPTER [36-1D](#)
LICENSURE BY ENDORSEMENT

- [36-1D-1](#) Eligibility--Licensure by endorsement.
 - [36-1D-2](#) Provisional license--Duration.
 - [36-1D-3](#) Application of chapter.
 - [36-1D-4](#) Affected professions.
-

[36-1D-1](#). Eligibility--Licensure by endorsement.

Notwithstanding any existing provisions related to licensure by endorsement or licensure by reciprocity in any applicable licensing statute, a licensing board or a department secretary, if the secretary is responsible for issuing the license, shall issue a license, certificate, registration, or permit to an applicant to allow practice in this state if, upon application to the licensing board, the applicant satisfies all of the following conditions:

- (1) Holds a current license, certificate, registration, or permit from another state, territory, or country and the licensing board determines that state's, territory's, or country's requirements are substantially equivalent to or exceed the requirements established in this state;
- (2) Demonstrates competency in the profession or occupation through methods determined by the licensing board or a department secretary, if the secretary is responsible for issuing the license;
- (3) Has not committed any act that constitutes grounds for refusal, suspension, or revocation of a license, certificate, registration, or permit to practice that profession or occupation in this state unless the licensing board determines, in its discretion, that the act should not be an impediment to the granting of a license, certificate, registration, or permit to practice in this state;
- (4) Is in good standing and has not been disciplined by the jurisdiction that issued the license, certificate, registration, or permit unless the licensing board determines, in its discretion, that the discipline should not be an impediment to the granting of a license, certificate, registration, or permit to practice in this state; and
- (5) Pays any fees established by the licensing board by rules promulgated pursuant to chapter [1-26](#).

Source: SL 2021, ch 169, § 1; SL 2023, ch 133, § 1.

[36-1D-2](#). Provisional license--Duration.

A licensing board or a department secretary, if the secretary is responsible for issuing the license, may issue a provisional license, certificate, registration, or permit to an applicant for licensure by endorsement while the applicant is satisfying remaining requirements for the licensure by endorsement as determined by the board. The holder of a provisional endorsement license issued under this section may practice until any of the following occurs:

- (1) A license, certificate, registration, or permit is denied by the licensing board under this section;
- (2) The expiration of the provisional endorsement license as established by the board by regulation; or
- (3) The holder of the provisional endorsement license fails to comply with the terms of the provisional license.

Source: SL 2021, ch 169, § 2; SL 2023, ch 133, § 2.

[36-1D-3](#). Application of chapter.

Nothing in this chapter may be construed to override, supersede, or invalidate any compact or agreement already in place with regard to the regulation of any profession listed under § [36-1D-4](#).

Source: SL 2021, ch 169, § 3; SL 2023, ch 133, § 3.

CHAPTER [36-1D](#)
LICENSURE BY ENDORSEMENT

- [36-1D-1](#) Eligibility--Licensure by endorsement.
 - [36-1D-2](#) Provisional license--Duration.
 - [36-1D-3](#) Application of chapter.
 - [36-1D-4](#) Affected professions.
-

[36-1D-1](#). Eligibility--Licensure by endorsement.

Notwithstanding any existing provisions related to licensure by endorsement or licensure by reciprocity in any applicable licensing statute, a licensing board or a department secretary, if the secretary is responsible for issuing the license, shall issue a license, certificate, registration, or permit to an applicant to allow practice in this state if, upon application to the licensing board, the applicant satisfies all of the following conditions:

- (1) Holds a current license, certificate, registration, or permit from another state, territory, or country and the licensing board determines that state's, territory's, or country's requirements are substantially equivalent to or exceed the requirements established in this state;
- (2) Demonstrates competency in the profession or occupation through methods determined by the licensing board or a department secretary, if the secretary is responsible for issuing the license;
- (3) Has not committed any act that constitutes grounds for refusal, suspension, or revocation of a license, certificate, registration, or permit to practice that profession or occupation in this state unless the licensing board determines, in its discretion, that the act should not be an impediment to the granting of a license, certificate, registration, or permit to practice in this state;
- (4) Is in good standing and has not been disciplined by the jurisdiction that issued the license, certificate, registration, or permit unless the licensing board determines, in its discretion, that the discipline should not be an impediment to the granting of a license, certificate, registration, or permit to practice in this state; and
- (5) Pays any fees established by the licensing board by rules promulgated pursuant to chapter [1-26](#).

Source: SL 2021, ch 169, § 1; SL 2023, ch 133, § 1.

[36-1D-2](#). Provisional license--Duration.

A licensing board or a department secretary, if the secretary is responsible for issuing the license, may issue a provisional license, certificate, registration, or permit to an applicant for licensure by endorsement while the applicant is satisfying remaining requirements for the licensure by endorsement as determined by the board. The holder of a provisional endorsement license issued under this section may practice until any of the following occurs:

- (1) A license, certificate, registration, or permit is denied by the licensing board under this section;
- (2) The expiration of the provisional endorsement license as established by the board by regulation; or
- (3) The holder of the provisional endorsement license fails to comply with the terms of the provisional license.

Source: SL 2021, ch 169, § 2; SL 2023, ch 133, § 2.

[36-1D-3](#). Application of chapter.

Nothing in this chapter may be construed to override, supersede, or invalidate any compact or agreement already in place with regard to the regulation of any profession listed under § [36-1D-4](#).

Source: SL 2021, ch 169, § 3; SL 2023, ch 133, § 3.

36-1D-4. Affected professions.

The provisions of this chapter apply to any of the following:

- (1) Any occupation licensed pursuant to title 36;
- (2) Emergency medical technicians and emergency medical responders licensed pursuant to chapter [34-11](#);
- (3) Water and wastewater operators licensed pursuant to chapter [34A-3](#);
- (4) Teachers, administrators, and other educational professionals licensed pursuant to chapter [13-42](#); and
- (5) Commercial pesticide applicators licensed pursuant to chapter [38-21](#).

Source: SL 2021, ch 169, § 4; SL 2023, ch 133, § 4.

ARTICLE 20:72

AUDIOLOGISTS

Chapter

20:72:01 Continuing education.

20:72:02 Provisional licensure, Repealed.

20:72:03 Application for licensure.

CHAPTER 20:72:01

CONTINUING EDUCATION

Section

20:72:01:01 Applicability, Repealed.

20:72:01:02 Required continuing education.

20:72:01:03 Waiver of attendance requirement.

20:72:01:01. Applicability. ~~The continuing education requirements apply to all audiologists holding a license issued by the board~~ Repealed.

Source: 24 SDR 33, effective September 22, 1997.

~~**General Authority:** SDCL 36-24-46.~~

~~**Law Implemented:** SDCL 36-24-12.1(15).~~

20:72:01:02. Required continuing education. ~~Audiologist licensees in this state shall attend~~
A licensee, other than a licensee initially licensed after the first day or the annual licensure period,
must complete a minimum of ~~at least 12~~ twelve hours of continuing education by July first of each
calendar year and submit evidence of ~~such attendance~~ completion to the board as a prerequisite to
the approval of the annual renewal of their license. The evidence of completion must accompany the
licensee's application for renewal.

Source: 24 SDR 33, effective September 22, 1997.

General Authority: ~~SDCL 36-24-46~~ 36-24-47(2).

Law Implemented: ~~SDCL 36-24-12.1(15)(4)~~, 36-24-28.1.

20:72:01:03. Waiver of attendance requirement. The continuing education requirement of § 20:72:01:02 may be waived by the board only upon receipt of ~~evidence submitted by the licensee verifying the licensee's inability to acquire any continuing education because of illness of the licensee or that of a member of the licensee's immediate family, substantiated by the attending physician, or because of any other circumstances beyond the licensee's normal control, substantiated by evidence satisfactory to the board~~ an application for waiver. A waiver may be granted by the board for an illness certified by the attending physician, physician assistant, or nurse practitioner or undue hardship upon good cause shown to the satisfaction of the board. The waiver must be submitted to the board by June first each year.

Source: 24 SDR 33, effective September 22, 1997.

General Authority: SDCL ~~36-24-46~~ 36-24-47(2).

Law Implemented: SDCL 36-24-12.1(15)(4), 36-24-28.1.

CHAPTER 20:72:02
PROVISIONAL LICENSURE

(Repealed)

Section

20:72:02:01 Requirements for provisional license, Repealed.

~~20:72:02:01. Requirements for provisional license. The provisional license allows the applicant for an audiology license to complete the requirements of SDCL 36-24-17.3. A provisional license expires annually on July first and may be renewed twice by completing the form supplied by the board, paying the required fees, and completing the continuing education requirement in § 20:72:01:02 Repealed.~~

~~Source: 24 SDR 33, effective September 22, 1997.~~

~~General Authority: SDCL 36-24-24.3, 36-24-28.1.~~

~~Law Implemented: SDCL 36-24-24.3, 36-24-28.1.~~

CHAPTER 20:72:03

APPLICATION FOR LICENSURE

Section

20:72:03:01 Information required, Repealed.

20:72:03:02 Remittance of fees, Repealed.

20:72:03:03 Fee schedule for applications.

20:72:03:04 Annual license renewal -- Renewal fees -- Thirty-day grace period for renewal --
Late fee.

20:72:03:05 Incomplete application.

~~20:72:03:01. Information required. The board shall determine qualification for licensure from information given on the application form; examination, if required; fees as required by § 20:72:03:04; and any additional information the board considers necessary for clarification of submitted material.~~

~~Persons seeking audiology licensure must include with the application the following information:~~

- ~~(1) Type of annual license;~~
- ~~(2) Name, address, phone number, and date of birth of applicant;~~
- ~~(3) Name of employer, address, and phone number;~~
- ~~(4) Name of supervisor;~~
- ~~(5) Name and location of regionally accredited college or universities attended where master's degree or doctorate in audiology was issued;~~
- ~~(6) Proof of passing the national examination in audiology;~~
- ~~(7) Verification of completion of a supervised graduate professional experience in audiology supervised by a licensed or certified audiologist; and~~
- ~~(8) Employment record for the previous five years Repealed.~~

~~Source: 24 SDR 33, effective September 22, 1997.~~

~~General Authority: SDCL 36-24-46.~~

~~Law Implemented: SDCL 36-24-17.1, 36-24-17.3.~~

20:72:03:02. Remittance of fees. ~~Application fees for an annual license must be remitted to the board in the form of a cashier's check, personal check, certified check, or money order made payable to the South Dakota Board of Hearing Aid Dispensers and Audiologists. The board may take no action on any application for license until the fee is received.~~ Repealed.

Source: 24 SDR 33, effective September 22, 1997.

~~— **General Authority:** SDCL 36-24-46.~~

~~— **Law Implemented:** SDCL 36-24-17.1.~~

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20:72:03:03. Fee schedule for applications. The fee for application for an annual initial license is as follows:

—— (1) Audiologist, \$200;

—— (2) Provisional audiologist, \$100 two hundred dollars. All fees paid to the board are non-refundable.

Source: 24 SDR 33, effective September 22, 1997.

General Authority: SDCL ~~36-24-46~~ 36-24-17.3(2).

Law Implemented: SDCL ~~36-24-17.1~~ 36-24-17.3(2), 36-24-25.1(2).

20:72:03:04. Annual license renewal -- Renewal fees -- Thirty-day grace period for renewal -- Late fee. ~~Each person who holds a license shall renew~~ The annual renewal fee is two hundred dollars if paid by July first of each year by the payment to the board of a fee as follows:

~~_____~~ (1) Audiologist, \$200;

~~_____~~ (2) Provisional audiologist, \$100.

~~_____ A 30-day grace period is allowed after July first during which the renewal fee may be paid.~~

~~An applicant seeking to renew a license after the 30-day grace period ending~~ Applications received after August 1 first of the renewal year must pay a late fee. The are subject to an additional fifty dollar late fee is an additional \$50.

~~_____ All fees paid to the board are non-refundable.~~

Source: 24 SDR 33, effective September 22, 1997.

General Authority: SDCL 36-24-28.1, ~~36-24-46.~~

Law Implemented: SDCL 36-24-28.1.

20:72:03:05. Incomplete application. An application for initial licensure deemed incomplete by the board must be completed within one year from the date received by the board, or the board must consider the application withdrawn.

Source:

General Authority: SDCL 36-24-47(7).

Law Implemented: SDCL 36-24-47(7).

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ARTICLE 20:46

LICENSED HEARING AID DISPENSERS

Chapter

- 20:46:01 General provisions.
- 20:46:02 Continuing education.
- 20:46:03 Provisional licensure.
- 20:46:04 Application for licensure.

CHAPTER 20:46:01

GENERAL PROVISIONS

Section

- 20:46:01:01 and 20:46:01:02 Repealed.
- 20:46:01:03 Record keeping, Repealed.
- 20:46:01:04 ~~Physicians~~ Physician consultation required.

~~20:46:01:03. Record keeping. A permanent record of tests shall be kept on file in the dispenser's office~~ Repealed.

Source: SL 1975, ch 16, § 1; 2 SDR 58, effective March 8, 1976; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

~~**General Authority:** SDCL 36-24-12(8).~~

~~**Law Implemented:** SDCL 36-24-12(12) and (13).~~

20:46:01:04. ~~Physician's~~ Physician consultation required. ~~All hearing aid dispenser licensees in the state shall~~ A licensee must advise the customer or prospective customer, in writing, that the customer's best interests would be served by consulting a physician prior to the licensee's determination for fitting a hearing aid if the ~~dispenser~~ licensee finds any of the following conditions to exist during an examination or consultation:

- (1) Visible congenital or traumatic deformity of the ear;
- (2) History of active discharge from the ear within the previous ~~90~~ ninety days or history of intermittent discharge;
- (3) ~~History of recent sudden~~ Sudden or rapidly progressive hearing loss within the previous ~~90~~ ninety days;
- (4) Acute or chronic dizziness;
- (5) An air/bone gap of ~~15~~ fifteen to ~~20~~ twenty decibels, or more, in the audiogram; or
- (6) The customer is ~~16~~ sixteen years of age or younger; or
- ~~(7) Visible evidence of~~ excessive buildup of cerumen ~~accumulation~~ or a foreign body in the ear canal.

Source: SL 1975, ch 16, § 1; 2 SDR 58, effective March 8, 1976; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL ~~36-24-12(8)~~ 36-24-47(3).

Law Implemented: SDCL ~~36-24-12(12) and (13)~~ 36-24-47(3).

CHAPTER 20:46:02
CONTINUING EDUCATION

Section

- 20:46:02:01 ~~Applicability, Repealed.~~
- 20:46:02:02 Required continuing education.
- 20:46:02:03 Waiver of continuing education requirement.
- 20:46:02:04 Repealed.

20:46:02:01. Applicability. ~~The continuing education requirements apply to all hearing aid dispensers holding a license issued by the board Repealed.~~

Source: 2 SDR 58, effective March 8, 1976; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 24 SDR 33, effective September 22, 1997.

~~**General Authority:** SDCL 36-24-46.~~

~~**Law Implemented:** SDCL 36-24-12.1(15).~~

20:46:02:02. Required continuing education. ~~Hearing aid dispensing licensees in this state shall attend~~ A licensee, other than a licensee initially licensed after the first day of the annual licensure period, must complete a minimum of ~~at least 12~~ twelve hours of continuing education by July first each calendar year and submit evidence of such attendance completion to the board as a prerequisite to the approval of the annual renewal of their license. The evidence of completion must accompany the licensee's application for renewal.

Source: 2 SDR 58, effective March 8, 1976; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 24 SDR 33, effective September 22, 1997.

General Authority: SDCL ~~36-24-46~~ 36-24-47(2).

Law Implemented: SDCL ~~36-24-12.1(15)(4)~~, 36-24-28.1.

20:46:02:03. Waiver of continuing education requirement. The continuing education requirement of § 20:46:02:02 may be waived by the board only upon receipt of ~~evidence submitted by the licensee verifying the licensee's inability to acquire any continuing education because of illness of the licensee or a member of the licensee's immediate family, substantiated by the attending physician, or because of any other circumstances beyond the licensee's normal control, substantiated by evidence satisfactory to the board~~ an application for waiver. A waiver may be granted by the board for an illness certified by the attending physician, physician assistant, or nurse practitioner or undue hardship upon good cause shown to the satisfaction of the board. The waiver must be submitted to the board by June first each year.

Source: 2 SDR 58, effective March 8, 1976; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 24 SDR 33, effective September 22, 1997.

General Authority: ~~SDCL 36-24-46~~ 36-24-47(2).

Law Implemented: 36-24-12.1(15)(4), 36-24-28.1.

CHAPTER 20:46:03

PROVISIONAL LICENSURE

Section

20:46:03:01 Supervision of provisional hearing aid licensee.

20:46:03:01. Supervision of provisional hearing aid licensee. A provisional hearing aid dispensing licensee shall receive ~~40~~ forty hours of direct, face-to-face supervision, as referred to in SDCL 36-24-24.2, during the first week of provisional hearing aid dispensing licensure. For a provisional licensee working part-time, the required hours may be divided over the first two weeks of provisional licensure. The provisional licensee shall receive ~~8~~ eight hours of direct, face-to-face supervision each week thereafter for the duration of provisional licensure. The supervisor shall verify supervision on a form provided by the board. A supervisor may provide supervision to no more than three provisional licensees at one time.

Source: 18 SDR 142, effective March 11, 1992; 24 SDR 33, effective September 22, 1997.

General Authority: ~~SDCL 36-24-46~~ SDCL 36-24-47.

Law Implemented: SDCL 36-24-24.2.

CHAPTER 20:46:04

APPLICATION FOR LICENSURE

Section

- 20:46:04:01 Information required, Repealed.
- 20:46:04:02 Remittance of fees, Repealed.
- 20:46:04:03 Fee for applications.
- 20:46:04:04 Fee for licensure by endorsement without examination, Repealed.
- 20:46:04:05 Annual license renewal -- Renewal fees -- Thirty-day grace period for renewal --
Late fee.
- 20:46:04:06 Incomplete application

~~20:46:04:01. Information required. Evidence of qualification for licensure must be based on information given on the application form; the examination, if required; fees as required in this chapter; and on any additional information the board considers necessary for clarification of submitted material.~~

~~— All persons seeking hearing aid dispensing licensure must include with the application the following information:~~

- ~~— (1) Type of annual license;~~
- ~~— (2) Name, address, phone number, and date of birth of the applicant;~~
- ~~— (3) Name of employer, address, and phone number;~~
- ~~— (4) Name of supervisor; and~~
- ~~— (5) Employment record for the previous five years Repealed.~~

Source: 24 SDR 33, effective September 22, 1997.

~~— **General Authority:** SDCL 36-24-46.~~

~~— **Law Implemented:** SDCL 36-24-17.1.~~

20:46:04:02. Remittance of fees. ~~Application fees for an annual license must be remitted to the board in the form of a cashier's check, personal check, certified check, or money order made payable to the South Dakota Board of Hearing Aid Dispensers and Audiologists. The board may take no action on any application for license until the fee is received~~ Repealed.

Source: 24 SDR 33, effective September 22, 1997.

~~General Authority:~~ SDCL 36-24-46.

~~Law Implemented:~~ SDCL 36-24-17.1.

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20:46:04:03. Fee for applications. The fee for application for initial license is as follows:

- (1) Hearing aid dispenser, ~~-\$200~~ two hundred dollars;
- (2) Provisional hearing aid dispenser, ~~-\$100~~ one hundred dollars.

All fees paid to the board are non-refundable.

Source: 24 SDR 33, effective September 22, 1997.

General Authority: SDCL ~~36-24-46~~ 36-24-17.2(2).

Law Implemented: SDCL ~~36-24-17.1~~ 36-24-17.2(2), 36-24-24.2(3), 36-24-25.1(2).

~~20:46:04:04. Fee for licensure by endorsement without examination.—The fee for application for a hearing aid dispensing license by endorsement without examination is \$200~~
Repealed.

Source: 24 SDR 33, effective September 22, 1997.

~~—**General Authority:** SDCL 36-24-46.~~

~~—**Law Implemented:** SDCL 36-24-25.1.~~

DRAFT

20:46:04:05. Annual license renewal -- Renewal fees -- Thirty-day grace period for renewal -- Late fee. Each person who holds a hearing aid dispensing license shall renew The annual renewal fee for a licensed hearing aid dispenser is two hundred dollars if paid by July first of each year by the payment to the board of a fee of \$200. A 30 day grace period is allowed after July first during which the renewal fee may be paid. An applicant seeking to renew a license after the 30 day grace period ending August 1 first of the renewal year must pay a late fee. The are subject to an additional fifty dollar late fee is an additional \$50. All fees received by the board are non-refundable.

Source: 24 SDR 33, effective September 22, 1997.

General Authority: SDCL 36-24-28.1, 36-24-46.

Law Implemented: SDCL 36-24-28.1.

20:46:04:06. Incomplete application. An application for initial licensure deemed incomplete by the board must be completed within one year from the date received by the board, or the board must consider the application withdrawn.

Source:

General Authority: SDCL 36-24-47(7).

Law Implemented: SDCL 36-24-47(7).

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