

# State of South Dakota

EIGHTIETH SESSION  
LEGISLATIVE ASSEMBLY, 2005

490L0493

## HOUSE BILL NO. 1172

Introduced by: Representatives Weems, Boomgarden, Buckingham, Elliott, Garnos, Haley, McCoy, O'Brien, Rave, Rounds, and Thompson and Senators Gant, Abdallah, Bartling, Knudson, McCracken, Olson (Ed), Smidt, and Sutton (Dan)

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the regulation of  
2 athletic trainers.

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

4 Section 1. That § 36-29-3 be amended to read as follows:

5 36-29-3. The Board of Medical and Osteopathic Examiners shall issue an athletic trainer  
6 license to ~~an~~ any applicant who:

7 (1) Has a baccalaureate degree and has met the athletic training course requirements of  
8 a college or university approved by the board; and

9 ~~(2) Has served a board approved internship as an athletic trainer under the direct~~  
10 ~~supervision of a licensed athletic trainer; and~~

11 ~~—(3)—Has passed a written and oral an examination approved by the board; and~~

12 ~~—(4)—Has demonstrated competency in each of the therapeutic modalities listed in § 36-29-~~  
13 ~~1 to a board approved examiner or has shown proof of successful completion of a~~  
14 ~~course in therapeutic modalities.~~

15 Section 2. That § 36-29-8 be amended to read as follows:



1       36-29-8. There is created an athletic training committee, ~~which shall be~~ comprised of three  
2 residents of this state who are licensed to practice athletic training in the state, ~~one of which~~  
3 ~~shall be a registered physical therapist.~~ This committee shall assist the Board of Medical and  
4 Osteopathic Examiners in conducting exams and shall assist the board in all matters pertaining  
5 to the licensure, practice and discipline of those licensed to practice athletic training in this state  
6 and the establishment of rules ~~and regulations~~ pertaining to athletic training. The South Dakota  
7 Athletic Trainers' Association shall nominate two people for each vacancy at least six months  
8 prior to the vacancy. Each person appointed to the committee after the initial members shall  
9 serve for a period of three years. The board shall fill the vacancy from a list of nominees  
10 presented by the South Dakota Athletic Trainers' Association. In the event a vacancy arises due  
11 to death, retirement or removal from the state, ~~such~~ the vacancy shall be filled in the same  
12 manner as an original appointments appointment. The member shall serve the remainder of the  
13 unexpired term.

14       Section 3. That § 36-29-15 be amended to read as follows:

15       36-29-15. Failure of a licensee to renew ~~his~~ a license on or before the first day of July of the  
16 year of expiration ~~shall constitute~~ constitutes a forfeiture of the license. Any person who has  
17 forfeited ~~his~~ a license under this chapter may have it restored ~~to him~~ by making written  
18 application and by payment of the renewal fee for the current term. However, late renewal of  
19 a license may not be granted more than five years after its expiration. The board may establish,  
20 pursuant to § 36-29-14, additional continuing education requirements for late license renewals.

21       Section 4. That § 36-29-16 be repealed.

22 ~~— 36-29-16. Any licensee who does not renew his license for two consecutive years shall take~~  
23 ~~the examination as prescribed for an applicant to become a licensee and comply with all the~~  
24 ~~provisions of this chapter.~~