

1 **COLLABORATIVE SUPERVISION DRAFT RULES**

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3 20:43:10:01. Practice settings. A dentist may provide collaborative supervision to a dental
4 hygienist pursuant to a collaborative agreement if the dentist holds a license in good standing in
5 the state of South Dakota and the services are provided:

- 6 a. In a school as defined in ARSD 24:43:01:01(38);
- 7 b. In a nursing facility as defined in SDCL 34-12-1.1 (7);
- 8 c. Under the auspices of a Head Start program or Early Head Start program being operated
9 by an agency designated pursuant to section 641 or 645A of the Head Start Act;
- 10 d. Under the auspices of a mobile or portable dental unit operated by any nonprofit
11 organization affiliated with a nonprofit dental service corporation organized under
12 chapter 58-39;
- 13 e. Under the auspices of a community based primary health care delivery organization,
14 which is operating as a community health center or migrant health center, receiving
15 funding assistance pursuant to section 329 or 330 of the United States Public Health
16 Service Act;
- 17 f. Through a program administered by the South Dakota Department of Health;
- 18 g. Through a program administered by the South Dakota Department of Social Services;
- 19 h. Through a program administered by the South Dakota Department of Human Services; or
- 20 i. Through a program administered by the South Dakota Department of Corrections.

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22 General Authority: SDCL 36-6A-40.1; 36-6A-40.2

23 Law Implemented: SDCL 36-6A-40.1; 36-6A-40.2

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25 20:43:10:02. Qualifications. A dental hygienist providing services under collaborative
26 supervision must hold a license in good standing in the state of South Dakota and meet the
27 following requirements:

- 28 (a) Graduation from a dental hygiene school accredited by the American Dental Association
29 Commission on Dental Accreditation;
- 30 (b) Completion of three years of clinical practice in dental hygiene; and
- 31 (c) Completion of a minimum of 4,000 practice hours. A minimum of 2,000 of those hours
32 must have been completed within two of the three years preceding application.

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34 General Authority: SDCL 36-6A-40.1; 36-6A-40.2

35 Law Implemented: SDCL 36-6A-40.1; 36-6A-40.2

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37 20:43:10:03. Application for registration. A dental hygienist registering to provide services
38 under collaborative supervision must submit the following:

- 39 (a) A completed application form;
- 40 (b) A completed board approved collaborative agreement;
- 41 (c) A fee of \$20;
- 42 (d) Verification of completion of three years of clinical practice in dental hygiene;
- 43 (e) Verification of completion of a minimum of 4,000 practice hours; and
- 44 (f) Verification of completion of a minimum of 2,000 practice hours within two of the three
45 years preceding application.

1 General Authority: SDCL 36-6A-40.1; 36-6A-40.2
2 Law Implemented: SDCL 36-6A-40.1; 36-6A-40.2
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4 20:43:10:04. Collaborative agreement. When working together in a collaborative supervision
5 relationship, a dentist and dental hygienist shall enter into a written board approved collaborative
6 agreement that specifies the following responsibilities:

- 7 a. A dentist providing collaborative supervision must:
- 8 i. Provide appropriate communication and consultation with the dental hygienist;
 - 9 ii. Have age and procedure specific standing orders for the performance of dental
10 hygiene services. Those standing orders must include consideration for medically
11 compromised patients and medical conditions for which a dental evaluation must
12 occur prior to the provision of dental hygiene services;
 - 13 iii. Specify a period of time, no more than 13 months, in which an examination by a
14 dentist must occur prior to providing further hygiene services; and
 - 15 iv. Limit the number of dental hygienists that he or she has a collaborative agreement
16 with to four or less.
- 17 b. A dental hygienist providing services under collaborative supervision may provide all
18 preventative and therapeutic services that a hygienist is allowed to provide pursuant to
19 SDCL 36-6A and this chapter, except for the administration of local anesthesia and
20 nitrous oxide inhalation analgesia, and must:
- 21 i. Maintain appropriate contact and communication with the dentist providing
22 collaborative supervision;
 - 23 ii. Practice according to age and procedure specific standing orders as directed by
24 the supervising dentist, unless otherwise directed by the dentist for a specific
25 patient;
 - 26 iii. Provide to the patient, parent or guardian a written plan for referral to a dentist
27 and assessment of further dental treatment needs;
 - 28 iv. Have each patient sign a consent form that notifies the patient that the services
29 that will be provided do not take the place of regular dental checkups at a dental
30 office and are meant for people who otherwise would not have access to services;
31 and
 - 32 v. Specify a procedure for creating and maintaining dental records for the patients
33 that are treated by the dental hygienist, including where these records are to be
34 located.
- 35 c. A copy of the collaborative agreement shall be filed with the board. If any changes are
36 made to the collaborative agreement, an updated copy of the agreement shall be filed
37 with the board within 30 days.
- 38 d. If the agreement is terminated by the dentist or dental hygienist, the board shall be
39 notified in writing within 30 days. A termination of the collaborative agreement shall
40 result in termination of the registration.
- 41 e. The collaborative agreement must be maintained by the dentist and the dental hygienist in
42 each location where collaborative supervision is provided and must be made available to
43 the board upon request. The dentist and dental hygienist must review the agreement
44 annually.

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46 General Authority: SDCL 36-6A-40.2

