

South Dakota Board of Medical and Osteopathic Examiners
South Dakota Department of Health

Notice of Public Hearing
Petition for Declaratory Ruling Concerning Athletic Trainers and Dry Needling

A public hearing will be held at 101 N. Main Ave, in the First Dakota National Bank building in room 306, Sioux Falls, South Dakota on Thursday, June 12, 2025, at 10:00 a.m. (CDT), or as soon thereafter as may be heard, to consider the petition for a declaratory ruling regarding whether athletic trainers, who have the requisite education and training, may perform dry needling.

The petition was submitted by Mary Beth Zwart, President – S.D. Athletic Trainers' Association.

The Board of Medical and Osteopathic Examiners has jurisdiction and authority to issue a declaratory ruling in response to the petition pursuant to SDCL 1-26-15, 36-1C-15, & ch. 36-29, as well as ARSD ch. 20:78:02. The Board will specifically consider whether the language of SDCL 36-29-1.1 authorizes athletic trainers to perform dry needling if the athletic trainer has obtained the necessary education and training.

Persons interested in presenting opinions or arguments may do so by appearing in person at the public hearing. Interested persons may also send written comments to the South Dakota Board of Medical and Osteopathic Examiners, 101 N. Main Ave., Suite 301, Sioux Falls, South Dakota, 57104, or by sending an email to SDBMOE@state.sd.us. Material sent by mail and email must reach the Board of Medical and Osteopathic Examiners by 10 a.m. (CDT) on Monday, June 9, to be considered.

The Board will consider all written and oral comments it receives regarding the petition. After concluding the hearing, the Board will enter a formal Declaratory Ruling concerning the petition. The Board's decision in issuing a declaratory ruling may be appealed to the circuit court and State Supreme Court as provided by law.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the Board of Medical and Osteopathic Examiners at least 48 hours before the public hearing if you have special needs for which special arrangements must be made. The telephone number for making special arrangements is (605) 367-7781.

The Petition is available on the South Dakota's Boards and Commissions website: <https://boardsandcommissions.sd.gov/Meetings.aspx?BoardID=65> . Copies of the petition may be obtained without charge from the following address:

South Dakota Board of Medical and Osteopathic Examiners
101 N. Main Ave. Ste. 301
Sioux Falls, South Dakota 57104