



— State of —
North Dakota
Office of the Governor
John Hoeven
Governor

October 14, 2003

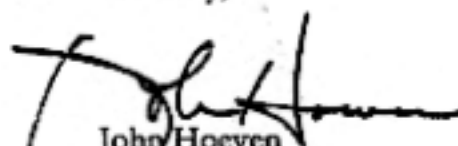
The Honorable Thomas A. Scully
Administrator
Centers for Medicare and Medicaid Services
314G Hubert Humphrey Building
200 Independence Avenue, SW
Washington, DC 20201

Dear Mr. Scully:

In accordance with 42 CFR – Chapter IV, as amended by the final rule published in the November 13, 2001, Federal Register, Volume 66, Number 219, I am writing to request an exemption from the requirement of physician supervision of Certified Registered Nurse Anesthetists as a condition of participation for hospitals, critical access hospitals and ambulatory surgical centers as they provide surgical and anesthesia services.

After consultation with the State's boards of medicine and nursing and other interested and affected parties, I have concluded that this exemption is consistent with state law and in the best interest of North Dakota citizens.

Sincerely,



John Hoeven
Governor

38:31:33

cc: Rolf Sletten, Executive Director, State Board of Medical Examiners
Bruce Levi, Executive Director, North Dakota Medical Association
Constance B. Kalanck, Executive Director, State Board of Nursing