

**PROPOSED REGULATION OF THE
BOARD OF MEDICAL EXAMINERS**

LCB File No. R124-10

August 30, 2010

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §§1 and 2, NRS 630.279.

A REGULATION relating to practitioners of respiratory care; revising the date on which the holder of a license to practice respiratory care must submit the fee for biennial registration; and providing other matters properly relating thereto.

Section 1. NAC 630.525 is hereby amended to read as follows:

630.525 1. ~~[All licenses to practice respiratory care issued with an effective date between January 1, 2002, and February 29, 2003:~~

~~—(a) Are effective until March 1, 2004; and~~

~~—(b) Must be renewed before the expiration of business on February 29, 2004.~~

~~—2.]~~ On or before ~~[March]~~ *July* 1 of each ~~[alternate]~~ *odd-numbered* year after March 1, ~~[2004,]~~ *2010*, each holder of a license to practice respiratory care shall pay the applicable fee for biennial registration to the Secretary-Treasurer of the Board.

~~[3.]~~ **2.** A practitioner of respiratory care who has been licensed by the Board but is not currently licensed, has surrendered his license or has failed to renew his license may be disciplined by the Board, if the Board deems necessary, upon hearing a complaint for disciplinary action against him.

~~[4.]~~ **3.** If the Board determines that the conduct of a practitioner of respiratory care when he was on inactive status in another jurisdiction would have resulted in the denial of an application

for licensure in this State, the Board will, if appropriate, refuse to license the practitioner of respiratory care.

Sec. 2. NAC 630.530 is hereby amended to read as follows:

630.530 1. The license of a practitioner of respiratory care may be renewed biennially upon dates set by the Board. The license will not be renewed unless the practitioner of respiratory care provides satisfactory proof:

(a) Of current certification by the National Board for Respiratory Care or its successor organization; and

(b) That he has completed the number of contact hours of continuing professional education required by subsections 2 and 3.

2. To renew a license for the practice of respiratory care, a licensee shall complete the number of contact hours of continuing education required by subsection 3, of which:

(a) Sixty percent must be from an approved educational source directly related to the practice of respiratory care. Two hours of this 60 percent must be in medical ethics.

(b) Forty percent must be in any program approved by the American Association for Respiratory Care for Continuing Respiratory Care Education or any program of another organization approved by the Board.

3. The following contact hours for continuing education are required for a licensee to renew a license for the practice of respiratory care:

(a) If licensed during the first 6 months of the biennial period of registration, 20 hours.

(b) If licensed during the second 6 months of the biennial period of registration, 15 hours.

(c) If licensed during the third 6 months of the biennial period of registration, 10 hours.

(d) If licensed during the fourth 6 months of the biennial period of registration, 5 hours.

4. A practitioner of respiratory care shall notify the Board within 10 days if his certification by the National Board for Respiratory Care or its successor organization is withdrawn.

5. To allow for the renewal of a license to practice respiratory care by each person to whom a license was issued or renewed in the preceding renewal period, the Board will make such reasonable attempts as are practicable to:

(a) Mail a renewal notice at least 60 days before the expiration of a license to practice respiratory care; and

(b) Send a renewal application to a licensee at the last known address of the licensee on record with the Board.

6. If a licensee fails to pay the fee for biennial registration ~~[after it becomes due,]~~ *required by NAC 630.525 on or before July 1 of each odd-numbered year*, his license to practice respiratory therapy in this State is automatically suspended. Within 2 years after the date his license is suspended, the holder may be reinstated to practice respiratory care if he:

(a) Pays twice the amount of the current fee for biennial registration to the Secretary-Treasurer of the Board; and

(b) Is found to be in good standing and qualified pursuant to the provisions of NRS 630.277 and chapter 630 of NAC.