

21 NCAC 61 .0901 is adopted under temporary procedures with changes as follows:

SECTION .0900 – NATIONAL EMERGENCY RESPONSE WAIVERS FOR CERTAIN RULES

21 NCAC 61 .0901 RULE WAIVERS

In light of the State of National Emergency declared by President Trump as a result of the COVID-19 Virus, ~~and the urgent need to have respiratory care practitioners available to provide respiratory services to patients afflicted with COVID-19 Virus,~~ the Board has determined to waive certain provisions in its rules, as set forth below, ~~and during the effective period of this Temporary Rule, below:~~

(a) The Board shall waive the requirement for licensure set forth in 21 NCAC 61 .0201(a)(4) that requires each applicant for an initial license renewal to provide a copy of current certification in Basic Life Support (BLS);

(b) The Board shall waive the requirement for licensure set forth in 21 NCAC 61 .0201(b)(1) ~~which that~~ states that for applicants who have not practiced respiratory care for a period of time greater than one year, but less than five years, the applicant must provide evidence of twelve hours of continuing education, that meet the requirements of 21 NCAC 61 .0401, for each full year of inactivity;

(c) The Board shall waive the requirement for licensure set forth in 21 NCAC 61 .0204(a)(4) that requires following the late renewal of any license, an additional late fee of seventy-five dollars (\$75.00);

(d) The Board shall waive the requirement for licensure set forth in 21 NCAC 61 .0302(c) that requires each applicant for renewal to provide proof of completion of continuing education requirements as established in this Chapter;

(e) The Board shall waive the requirement for licensure set forth in 21 NCAC 61 .0302(e) that requires each applicant for renewal to provide a copy of current certification in Basic Life Support (BLS);

(f) The Board shall waive the requirement for licensure set forth in 21 NCAC 61.0302(f) that requires licenses lapsed in excess of 24 months shall not be renewable;

(g) The Board shall waive the requirement for licensure set forth in 21 NCAC 61 .0305(b) that requires an individual licensed on inactive status to convert his or her license to active status by ~~submission of a renewal application and~~ payment of the renewal fee and late fee and provide evidence of the completion of a minimum of 12 hours of continuing education that meets the requirements of 21 NCAC 61 .0401 for each full year of inactivity;

(h) The Board shall waive the requirement for licensure set forth in 21 NCAC 61 .0401(a) for continuing education requirements, and shall renew licenses without compliance with this provision;

(i) The Board shall waive the requirement for licensure set forth in 21 NCAC 61 .0401(e) that requires a licensee to be subjected to a random audit for proof of compliance with the Board's requirements for continuing education; and

(j) The Board shall waive the requirement for licensure set forth in 21 NCAC 61 .0401(f) that requires continuing education audits be submitted to the Board no later than 30 days of receipt of the audit notice.

History Note: *Authority G.S. 90-652(1); G.S. 90-652(2); G.S. 90-652(9); G.S. 90-652(11); G.S. 90-652(13);*
Emergency Rule Eff. March 23, 2020;

1 Temporary Adoption Eff. June 1, 2020.