

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1381

Short Title: Resp. Care Bd./Inspections/Fees/Endorsements. (Public)

Sponsors: Representative Tolson.

Referred to: Health, if favorable, Finance.

April 11, 2007

A BILL TO BE ENTITLED

1 AN ACT AUTHORIZING THE NORTH CAROLINA RESPIRATORY CARE
2 BOARD TO CONDUCT INSPECTIONS OF THE PREMISES AND RECORDS
3 OF FACILITIES EMPLOYING RESPIRATORY CARE PRACTITIONERS OR
4 PROVIDING RESPIRATORY CARE, RAISE THE CEILING ON ITS
5 LICENSURE FEES AND ESTABLISH CERTAIN NEW FEES, AND ISSUE AN
6 ENDORSEMENT TO LICENSEES PROVIDING ADVANCED PRACTICE
7 RESPIRATORY CARE.
8

9 The General Assembly of North Carolina enacts:

10 **SECTION 1.** G.S. 90-652 is amended by adding a new subdivision to read:

11 "**§ 90-652. Powers and duties of the Board.**

12 The Board shall have the power and duty to:

13 ...

14 (5a) Conduct inspections of the premises and records of facilities
15 employing respiratory care practitioners or providing respiratory care
16 to ensure compliance with this Article. The facility shall allow
17 immediate access to its premises and records necessary to conduct an
18 inspection and determine compliance with this Article.

19"

20 **SECTION 2.** G.S. 90-660(b) reads as rewritten:

21 "(b) All monies received by the Board pursuant to this Article shall be deposited
22 in an account for the Board and shall be used for the administration and implementation
23 of this Article. The Board shall establish fees in amounts to cover the cost of services
24 rendered for the following purposes:

25 (1) For an initial application, a fee not to exceed ~~twenty five dollars~~
26 ~~(\$25.00)~~ fifty dollars (\$50.00).

27 (2) For examination or reexamination, a fee not to exceed two hundred
28 dollars (\$200.00).

- 1 (3) For issuance of any license, a fee not to exceed ~~one hundred dollars~~
2 ~~(\$100.00)~~, one hundred fifty dollars (\$150.00).
- 3 (4) For the renewal of any license, a fee not to exceed ~~fifty dollars~~
4 ~~(\$50.00)~~, seventy-five dollars (\$75.00).
- 5 (5) For the late renewal of any license, an additional late fee not to exceed
6 ~~fifty dollars (\$50.00)~~, seventy-five dollars (\$75.00).
- 7 (6) For a license with a provisional or temporary endorsement, a fee not to
8 exceed ~~thirty five dollars (\$35.00)~~, fifty dollars (\$50.00).
- 9 (7) For copies of rules adopted pursuant to this Article and licensure
10 standards, charges not exceeding the actual cost of printing and
11 mailing.
- 12 (8) For official verification of licensure status, a fee not to exceed twenty
13 dollars (\$20.00).
- 14 (9) For approval of continuing education programs, a fee not to exceed
15 one hundred fifty dollars (\$150.00).
- 16 (10) For an advanced respiratory care practice endorsement, a fee not to
17 exceed fifty dollars (\$50.00)."

18 **SECTION 3.** Article 38 of Chapter 90 of the General Statutes is amended by
19 adding a new section to read:

20 "**§ 90-667. License endorsement.**

21 (a) The Board may issue a license endorsement authorizing a licensee to provide
22 advanced practice respiratory care procedures under the direct supervision of a
23 physician licensed under Article 1 of this Chapter.

24 (b) The endorsement shall expire at the same time as the license to which the
25 endorsement is attached.

26 (c) The endorsement may be renewed after the licensee has satisfactorily
27 completed requirements established in rules adopted by the Board."

28 **SECTION 4.** This act is effective when it becomes law.