

Rule Changes Effective April 15, 2018

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RULE CHANGES ADOPTED

CHAPTER 186. RESPIRATORY CARE CHAPTER 186. RESPIRATORY CARE

The amendment to **§186.2**, concerning Definitions, adds new language under paragraph (41) that defines “voluntary charity care.”

The amendments to **§186.4**, concerning Procedural Rules and Qualifications for Certificate Applicants, add language to subsection (a)(2) to specify that application fees are set forth in 22 T.A.C. §175.1. The amendments also add language to subsection (g) to detail alternative certification procedures for military service members and military veterans, in addition to military spouses.

The amendments to **§186.6**, concerning Biennial Renewal of Certificate, add language to subsections (a), (d), and (j)(1) to reference specific rules in Chapter 175 that list certain fees.

The amendments to **§186.7**, concerning Temporary Permit, add language to subsection (a)(1) to detail that temporary permits issued under this subsection pertain to applicants who have signed an Agreed Order or Remedial Plan and are awaiting board approval. The amendments also add language to subsection (a)(3) to reference fees listed in 22 T.A.C. §175.1. Additionally, the amendments add language to subsection (c) to make clear that requirements listed in this subsection apply only to those applicants who have active practice issues.

The amendments to **§186.8**, concerning Inactive Certificate, add language to subsection (a) to clarify that inactive certificates must be renewed each year.

The amendments to **§186.10**, concerning Continuing Education Requirements, add language to subsection (a) to state that at least two hours of the required 24 hours must be in the topic of ethics. Additionally, the amendments add subsection (b)(2)(C) to give non-traditional continuing education credit to those who teach or instruct a course in an accredited respiratory care educational program. The amendments also add language to subsection (b)(3) to clarify that credit may be awarded for credentialing or re-credentialing examinations listed in this subsection. The National Asthma Education Certification Board (NAECB) Certified Asthma Educator (AE-C) and neonatal resuscitation program (NRP) examinations are also added to this subsection. Language is also added to subsection (b)(3)(J) to explain how often credit may be awarded when the same examination is taken for initial credentialing purposes and re-credentialing purposes.

The amendments to **§186.13**, concerning Identification Requirements, adds subsection (b) to require respiratory care practitioners holding a temporary permit to hold themselves out as temporary care practitioners or TRCPs.

The amendments to **§186.17**, concerning Grounds for Denial of Certification and for Disciplinary Action, adds language in paragraph (4) to make clear that disciplinary action or denial of certification based on criminal history is done in accordance with Chapter 53 of the Texas Occupations Code.

The amendments to **§186.28**, concerning Retired Certificate, adds language in subparagraph (2)(A) to reference the new definition of voluntary charity care adopted in 22 T.A.C. §186.2(41).