

Ga. Comp. R. & Regs. r. 360-13-.12 Practice of **Respiratory Care** Without Certification Prohibited; Exceptions

Georgia Administrative Code

Department 360. RULES OF GEORGIA COMPOSITE MEDICAL BOARD

Chapter 360-13. **RESPIRATORY CARE** PROFESSIONALS, TECHNICIANS, AND THERAPISTS

Current through Rules filed through January 26, 2017

Rule 360-13-.12. Practice of **Respiratory Care Without Certification Prohibited; Exceptions**

- (1) Unless certified pursuant to O.C.G.A. Title 43, Chapter 34, Article 6, no person shall:
 - (a) Practice **respiratory care**; or
 - (b) Represent himself or herself to be a **respiratory care** professional who is certified pursuant to O.C.G.A. [43-34-151](#).
- (2) The prohibition in subsection (1) does not apply to:
 - (a) The delivery of **respiratory care** by health **care** personnel who have been formally trained in these modalities and who are duly licensed to provide that **care** under any other provision of Title 43;
 - (b) The practice of **respiratory care** which is an integral part of the program of study by students enrolled in a **respiratory care** education program recognized by the Committee on Accreditation for **Respiratory Care** (COARC) and the American Medical Association Committee on Allied Health Education and Accreditation (CAHEA) or the equivalent thereof as accepted by the Board. Students enrolled in **respiratory** therapy education programs shall be identified as "Student-RCP" and shall only provide **respiratory care** under direct clinical supervision;
 - (c) Self-**care** by a patient or gratuitous **care** by a friend or family member who does not represent or hold himself or herself out to be a **respiratory care** professional;
 - (d) **Respiratory care** services rendered in the course of an emergency disaster;
 - (e) Persons in the military services or working in Federal facilities when functioning in the course of their assigned duties;
 - (f) The performance of **respiratory care** diagnostic testing by individuals

who are certified or registered as pulmonary function technologists by the National Board for **Respiratory Care**, or equivalent certifying agency, as recognized by the Board;

- (g) The delivery, assembly, setup, testing, and demonstration of oxygen and aerosol equipment upon the order of a physician licensed under Art. 2 of Chapter 34, Title 43. Provided, however,

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patients, develop **care** plans, instruct patients in taking treatment, or discuss the hazards, administration, or side effects of medications with patients.

- (h) Persons who perform limited **respiratory care** procedures under the supervision of a certified **respiratory care** professional in a hospital or nursing home when the Board has defined the competencies required to perform such limited **respiratory care** procedures.

1. The Board has defined the following class of persons as having the competencies required to perform such limited **respiratory care** procedures:

- (i) Students of an accredited **Respiratory Care** Program who perform limited **respiratory care** procedures under the supervision of a certified **respiratory care** professional in a hospital or nursing home, if the student's competency has been validated through an accredited education program and by the hospital or nursing home for whom he or she is employed.

- (I) Upon completion of the educational program, the student must then apply for a temporary permit as specified in Chapter 34. In addition, pending the granting or denial of a certificate or permit, graduates of an accredited **respiratory care** program who have applied for certification or a permit shall only perform limited **respiratory care** procedures where their competency has been validated in writing to the Board through the accredited program and by the hospital or nursing home for whom they are employed.

- (II) Any student who performs limited **respiratory care** procedures without complying with the requirements listed in the above paragraphs of Rule [360-13-.12\(2\)\(b\)](#) is engaging in the practice of **respiratory care** without certification, which is prohibited by O.C.G.A. [43-34-151](#). Any certified **respiratory care** professional who supervises a student prior to compliance with the above listed paragraphs of Rule [360-13-.12\(b\)](#) is aiding and assisting an uncertified person engage in the practice of **respiratory care** and may be subject to disciplinary action.

Cite as Ga. Comp. R. & Regs. R. 360-13-.12

Authority: O.C.G.A. Secs. [43-34-143](#), [43-34-150](#), [43-34-151](#).

History. Original Rule entitled "Practice of **Respiratory Care** Without Certification Prohibited; Exceptions" adopted. F. Aug. 14, 2003; eff. Sept. 3,

2003.

Repealed: New Rule of same title adopted. F. Oct. 6, 2009; eff. Oct. 26, 2009.

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