(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections are not in boldface or underlined.)

12 AAC is amended by adding a new chapter to read:

Chapter 80. Respiratory Care Practitioners.

Article

1. Licensing (12 AAC 80.100)

2. License Renewal and Continuing Competency Requirements (12 AAC 80.200 - 12 AAC 80.230)

3. General Provisions (12 AAC 80.900 - 12 AAC 80.990)

Article 1. Licensing.

Section

100. Application requirements

12 AAC 80.100. Application requirements. (a) The department will issue a license as a respiratory care practitioner to an applicant who meets the requirements of AS 08.90 and this section.

(b) Except as provided under AS 08.90.020(b), an applicant shall

(1) submit a completed application on a form provided by the department;

(2) pay the applicable fees established in 12 AAC 02.397;

(3) ensure the submission of verification of the applicant's registered respiratory therapist credential from the National Board of Respiratory Care; and

(4) ensure the submission of verification of licensure for all respiratory care practitioner licenses that the applicant holds or has ever held in another state, United States

territory, or foreign country, as set out under AS 08.90.040. (Eff. ____/____/_____, Register _____)

Authority: AS 08.90.020 AS 08.90.040 AS 08.90.100
AS 08.90.030

Article 2. License Renewal and Continuing Competency Requirements.

Section

200. License renewal and reinstatement

210. Continuing education credit hour requirements

220. Maintenance of current certification

230. Audit of continuing education

12 AAC 80.200. License renewal and reinstatement. (a) A license to practice as a respiratory care practitioner must be renewed biennially on or before a date set by the department.

(b) A licensee applying for renewal shall

(1) submit a completed renewal application for the applicable licensing period on a form provided by the department;

(2) pay the applicable fees established in 12 AAC 02.397;

(3) successfully complete the continuing education credit hours as required under 12 AAC 80.210; and

(4) maintain active credentials as a registered respiratory therapist from the National Board of Respiratory Care as required under 12 AAC 80.220, unless exempted under

AS 08.90.020(b).

(c) A license that has been lapsed for less than two years may be reinstated once the applicant meets the requirements of (b) of this section.

(d) The department will reinstate a license that has been lapsed for more than two years but less than five years if the applicant for reinstatement

(1) submits a completed renewal application for the applicable licensing period on a form provided by the department;

(2) pays the applicable fees established in 12 AAC 02.397;

(3) provides proof of successful completion of the number of continuing education credit hours required under 12 AAC 80.210 completed within the two years immediately preceding the date of application;

(4) ensures the submission of verification of active credentials as a registered respiratory therapist from the National Board of Respiratory Care, unless exempted under AS 08.90.020(b); and

(5) ensures the submission of verification of licensure for all respiratory care practitioner licenses that the applicant held in another state, United States territory, or foreign country during the period the license in this state was lapsed. (Eff. ____/____/_____, Register _____)

Authority: AS 08.90.050 AS 08.90.100

12 AAC 80.210. Continuing education credit hour requirements. (a) Except as provided in (b) of this section, an applicant for renewal of a respiratory care practitioner license

shall successfully complete 20 credit hours of continuing respiratory care education during the concluding licensing period.

(b) An applicant for renewal of a respiratory care practitioner license that was initially issued less than 12 months from the expiration date from the concluding licensing period is exempt from the requirements of this section. (Eff. ____/____/_____, Register _____)

Authority: AS 08.90.050 AS 08.90.100

12 AAC 80.220. Maintenance of current certification. A licensee under this chapter shall maintain current certification as a registered respiratory therapist from the National Board of Respiratory Care unless exempted under AS 08.90.020(b). (Eff. ____/____/_____, Register _____)

Authority: AS 08.90.020 AS 08.90.100

12 AAC 80.230. Audit of continuing education. The department will audit renewal applications in accordance with 12 AAC 02.960 to monitor compliance with the continuing education requirements of AS 08.90 and this chapter. (Eff. ____/____/_____, Register _____)

Authority: AS 08.90.050 AS 08.90.100

Article 3. General Provisions.

Section

900. Respiratory care standards

990. Definitions

12 AAC 80.900. Respiratory care standards. An individual licensed under AS 08.90 and this chapter shall comply with the American Association for Respiratory Care's *Statement of Ethics and Professional Conduct* dated July 2012, revised as of April 2021, adopted by reference. (Eff. ____/____/_____, Register _____)

Authority: AS 08.90.070 AS 08.90.100

Editor's note: A copy of the *Statement of Ethics and Professional Conduct* adopted by reference in 12 AAC 80.900 may be obtained from the American Association for Respiratory Care, 16479 Dallas Parkway, Ste 420, Addison, TX 75001, or at AARC's website at http://www.aarc.org.

12 AAC 80.990. Definition. In this chapter, "department" means the Department of Commerce, Community, and Economic Development. (Eff. ____/____/_____, Register _____)

Authority: AS 08.90.100