ARTICLE 105-02
RESPIRATORY CARE PRACTITIONER LICENSURE

Chapter
105-02-01 Initial Licensure and Renewals

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INITIAL LICENSURE AND RENEWALS

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105-02-01-01. Initial licensure application.

An application for a license to practice respiratory care must be made to the state board of respiratory care on forms approved by the board. The application must contain such information as the board may reasonably require.

1. Each application for a license must be accompanied by:

   a. The prescribed fee.

   b. An official transcript, certificate, or diploma verifying completion of an academic program in respiratory care recognized by the commission on accreditation for respiratory care or its successor.

   c. A photocopy of original national board of respiratory care registry or certification certificate.

2. All applications must be signed by the applicant and notarized.

3. An applicant who has not maintained a license as a registered respiratory therapist or certified respiratory therapist for three years will require entry-level recredentialing.

4. The board may request such additional information or clarification of information provided in the application as it deems necessary.

History: Effective September 1, 1996; amended effective January 1, 2006; July 1, 2018.
General Authority: NDCC 43-42-03
Law Implemented: NDCC 43-42-03

105-02-01-02. Licensure renewal.

Licenses are renewable annually.

1. Applications for renewal of license will be mailed by the board on or before December first to all licenseholders. Fees are payable to the board on or before December thirty-first of the year preceding the renewal year.

2. An application for renewal of license must be signed by the applicant.

3. License fees are considered delinquent and a late charge is assessed if the renewal application is not processed online or postmarked on or before December thirty-first of the year preceding the renewal year.

4. A license is considered as a renewal if renewal is sought within three years from the date of the last issuance. After three years any application is considered a new application.

5. Renewal of license must be mailed by January twenty-fourth of the renewal year if the renewal request is complete and postmarked on or before December thirty-first.

6. All late renewal applications will be audited and proof of continuing education units is required.

History: Effective September 1, 1996; amended effective July 1, 2018.
General Authority: NDCC 43-42-03
Law Implemented: NDCC 43-42-03

105-02-01-03. Fees.

The board has adopted the following fee payment schedule:

1. Initial license fee and license fee for renewal are:

   Registered respiratory therapist - $80.00

   Certified respiratory therapist - $80.00

2. Late fees in the amount of twenty-five dollars must be charged for all applications received by the board which are postmarked after December thirty-first of the year prior to the year of renewal.

3. Respiratory therapists who initially become licensed after November first of the year are exempt from licensure renewal for a period of one year. There is no proration of fees.

History: Effective September 1, 1996; amended effective January 1, 2006; July 1, 2018.
General Authority: NDCC 43-42-03
Law Implemented: NDCC 43-42-03

105-02-01-04. Continuing education.

To renew a license, a person must present proof of having attended or acquired at least ten clock-hours of continuing education approved by the board. If any licensee allows the licensee's license to lapse for a period of more than one year, the licensee must be required to submit proof of attendance or acquisition of at least ten clock-hours of continuing education for each year that the license has lapsed up to a period of three years.

Continuing education for licensure renewal must be completed in the calendar year prior to the year for which licensure is sought. Under extraordinary circumstances, the board may consider a request for continuing education hours accrued in the same calendar year.

Continuing education courses must relate to or increase the professional competence of the attendee. This determination will be made by the board through approval of requested courses. The board has the authority to accept programs sponsored by a local, state, regional, national, international, scientific, or professional organization appropriate to provide continuing education (i.e., American association of respiratory care (AARC), North Dakota society of respiratory care (NDSRC), American medical association (AMA), American lung association (ALA), American heart association (AHA), American academy of sleep medicine (AASM), American association of sleep technologists (AAST), board of registered polysomnographic technologists (BRPT), American society of electroneurodiagnostic technologists (ASET), etc.).

History: Effective September 1, 1996; amended effective January 1, 2006; July 1, 2018.
General Authority: NDCC 43-42-03
Law Implemented: NDCC 43-42-03

105-02-01-05. Passing score.

The successful passing of a national examination means obtaining a score equal to or greater than the passing score established by the national board for respiratory care or its successor, as recognized by the board, which is in effect at the time of the administration of the test.

History: Effective September 1, 1996; amended effective January 1, 2006.
General Authority: NDCC 43-42-03
Law Implemented: NDCC 43-42-03

105-02-01-06. Qualified applicant.

In licensing a registered respiratory therapist or a certified respiratory therapist, "qualified" means trained and possessing the credential issued by the recognized testing or certification body of the profession.

History: Effective September 1, 1996; amended effective January 1, 2006; July 1, 2018.
General Authority: NDCC 43-42-03
Law Implemented: NDCC 43-42-03