



Title 30  
Legislative Rules  
The West Virginia Board of Respiratory Care  
Series #1  
Procedure for Licensure Application

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE  
JUN 24 10 18 AM 1987  
FILED

30-1-1. General

1.1. Scope -- This legislative rule establishes the application process for licensure by the West Virginia Board of Respiratory Care.

1.2. Authority -- W.V. Code 30-34-6

1.3. Filing Date --

1.4. Effective Date --

30-1-2. Application for License

2.1. An applicant for licensure shall file with the West Virginia Board of Respiratory Care, a signed application form and shall pay an initial application fee of two hundred dollars (\$200.00).

2.2. The applicant for a license shall indicate the level of license requested, Licensed Respiratory Care Technician or Licensed Respiratory Therapist. The applicant shall also submit a notarized copy of the "National Board of Respiratory Care, Inc." certificate designating the applicant's registry or certification status.

30-1-3. Temporary Permits

3.1. The board may issue a temporary permit to practice respiratory care for a period of six months to an individual who is currently practicing in another state, territory or country, and is completing requirements for licensure in this state. The applicant applying for a permit under this provision must submit a completed application form, a letter of good standing from the board of the state where they hold a license and must submit the application fee of two hundred dollars (\$200.00).

3.2. The board may issue a temporary permit to practice respiratory care for a period of six months to a graduate of a board approved educational program who is scheduled to take the next available entry level examination or is waiting for the results of that examination. An applicant for a temporary permit shall include a notarized copy of a certificate of completion from a respiratory care program accredited by the "Joint Review Committee for Respiratory Therapy Education" or its board approved successor and shall pay an initial application fee of two hundred dollars (\$200.00).

3.2.a. An applicant who has not yet graduated may apply for a temporary permit no earlier than 30 days prior to graduation. The applicant shall file a certificate of completion with the board no later than 30 days after graduation. The board shall revoke the temporary permit of an applicant who does not file the certificate of completion within 30 days of graduation.

3.2.b. The board may issue an applicant under a temporary permit shall file an application to take the next available entry level examination offered by the "National Board of Respiratory Care, Inc." The applicant must submit a score release form to the "National Board of Respiratory Care, Inc." The results of the examination shall be recorded by the board as reported by the "National Board of Respiratory Care, Inc." or its testing service.

3.2.c. The applicant under a temporary permit shall provide a letter of intent to graduate with the application. The letter must be signed by the program director, and a principal administrative office of the institution where the program is completed.

3.2.d. Upon notification of passage of the examination by the NBRC, the board shall issue a license as a Licensed Respiratory Care Technician to the applicant. A notarized copy of the NBRC certificate must be submitted with the next renewal.

3.2.e. Upon notification that the applicant under a temporary permit failed the examination, the board shall revoke the temporary permit and refund the application fee less a processing fee of thirty dollars (\$30.00).

#### 30-1-4. Grandfather Applicants

4.1. An applicant who has not passed the board approved entry level examination may apply for a temporary license whose term expires June 1, 1997.

4.2. The applicant must submit a letter from an employer verifying that he or she has been employed as a respiratory care provider for a minimum of two years. The two year employment period shall have begun on or before June 15, 1994. The applicant shall have worked a minimum of one thousand (1000) hours each year. The letter shall be signed by a principle administrative officer of the institution where the applicant is employed, and the applicant's direct supervisor. The applicant must submit an application, pay an application fee of two hundred dollars (\$200.00) and shall submit the employment verification letter.

4.3. Those individuals currently licensed by appropriate agencies or boards of the State of West Virginia may not apply for a license under this section.

4.4. Upon review the board shall issue an appropriate license. An applicant who is granted a license under this provision shall hold a temporary license as a Licensed Respiratory Care Assistant (RCA), and must work under the supervision of a Licensed Respiratory Care Technician, Licensed Respiratory Therapist or other qualified health care professional as designated by the board. The board shall revoke the license of a licensee who fails to pass the licensing examination on or before June 1, 1997.

30-1-5. Restricted Titles

5.1. The following titles are prohibited from use by persons who are not licensed under this provision: respiratory care professional; respiratory care educator; respiratory care practitioner; respiratory therapist; respiratory technologist; respiratory technician; inhalation therapist; cardiopulmonary technician; respiratory care associate; cardiopulmonary associate; or any similar title.

KEN HECHLER  
Secretary of State

MARY P. RATLIFF  
Deputy Secretary of State

JAN CASTO  
Deputy Secretary of State

CATHERINE FREROTTE  
Executive Assistant

Telephone: (304) 558-6000  
Corporations: (304) 558-8000  
FAX: (304) 558-0900



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WILLIAM H. HARRINGTON  
Chief of Staff

JUDY COOPER  
Administrative Law

PENNEY BARKER  
Supervisor, Corporations

STATE OF WEST VIRGINIA

SECRETARY OF STATE

Building 1, Suite 157-K  
1900 Kanawha Blvd., East  
Charleston, WV 25305-0770

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

(Plus all the volunteer  
help we can get)

TO: ANN PARKMAN

AGENCY: RESPIRATORY CARE

FROM: JUDY COOPER, DIRECTOR, ADMINISTRATIVE LAW DIVISION

DATE: July 14, 1997

THE ATTACHED RULE FILED BY YOUR AGENCY HAS BEEN ENTERED INTO OUR COMPUTER SYSTEM. PLEASE REVIEW, PROOF AND RETURN IT WITH ANY CORRECTIONS. IF THERE ARE NO CORRECTIONS, PLEASE SIGN THIS MEMO AND RETURN IT TO THIS OFFICE. YOU WILL BE SENT A FINAL VERSION OF THE RULE FOR YOUR RECORDS.

PLEASE RETURN EITHER THE CORRECTED RULE OR THIS FORM WITHIN TEN (10) WORKING DAYS OF THE DATE YOU RECEIVED THIS REQUEST. CALL IF YOU HAVE ANY QUESTIONS.

SERIES: 1 TITLE: 30 RESPIRATORY CARE

\* THE ATTACHED RULE HAS BEEN REVIEWED AND IS CORRECT.

SIGNED: Karen J. Stewart

TITLE OF PERSON SIGNING: President

DATE: July 21, 1997

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\* THE ATTACHED RULE HAS BEEN REVIEWED AND NEEDS CORRECTING. THE CORRECTIONS HAVE BEEN MARKED.

SIGNED: \_\_\_\_\_

TITLE OF PERSON SIGNING: \_\_\_\_\_

DATE: \_\_\_\_\_

NOTE: IF YOU ARE NOT THE PERSON WHO HANDLES THIS RULE, PLEASE FORWARD TO THE CORRECT PERSON.