

GEORGIA COMPOSITE MEDICAL BOARD

EXECUTIVE DIRECTOR
LaSharn Hughes, MBA



BOARD CHAIRPERSON
Richard Weil, MD

2 Peachtree Street, N.W., 36th Floor • Atlanta, Georgia 30303 • Tel: 404.656.3923 • <http://www.medicalboard.georgia.gov>
E-Mail: medbd@dch.ga.gov

GEORGIA COMPOSITE MEDICAL BOARD **NOTICE OF INTENT TO AMEND AND ADOPT RULES**

TO ALL INTERESTED PARTIES:

Notice is hereby given by the Georgia Composite Medical Board that it intends to amend **Rules 360-4-.02 "Licensure" and 360-4-.06 "Renewal."** An exact copy of the proposed rule is attached to this Notice.

This notice, together with an exact copy of the proposed rules and a synopsis of the proposed rules are being emailed to all persons who have requested, in writing, that they be placed on the mailing list. A copy of this notice, an exact copy of the proposed rules and a synopsis of the proposed rules may be reviewed during normal business hours of 8:00a.m. to 5:00 p.m., Monday through Friday, except official State holidays, at the office of the Georgia Composite Medical Board, 2 Peachtree Street, N.W., 36th Floor, Atlanta, Georgia 30303.

Any interested person who will be affected by these rules may present his or her comments to the Board no later than **December 20, 2013** or make comments at the public hearing. Comments may be directed to LaSharn Hughes, Georgia Composite Medical Board, 2 Peachtree Street, N.W., 36th Floor, Atlanta, Georgia 30303-3465 or may be received by the Board by e-mail at lhughes@dch.ga.gov.

A public hearing is scheduled to begin at **9:00 a.m.** on **January 9, 2014** at the 36th Floor Board Room, 2 Peachtree Street, N.W., Atlanta, Georgia 30303, to provide the public an opportunity to comment upon and provide input into the proposed rules.

The Board voted to adopt this Notice of Intent on **November 8, 2013** meeting. The Board will consider at its meeting on **January 9, 2014** at **9:00 a.m.** the comments from the public hearing whether the formulation and adoption of these proposed rule amendments imposes excessive regulatory costs on any license or entity and whether any cost to comply with the proposed rule amendments could be reduced by a less expensive alternative that accomplishes the objectives of the statutes which are the basis of the proposed rule. Additionally at its meeting on **January 9, 2014**, the Board will consider whether it is legal or feasible in meeting the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A)(B)(C)(D).

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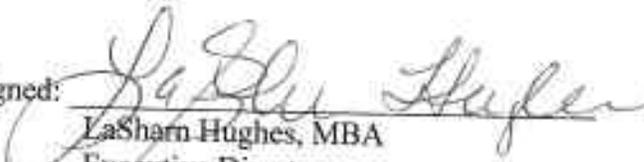
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The authority for promulgation of these rules is O.C.G.A. Secs. 43-1-4, 43-1-19, 43-1-25, 43-34-5, 43-34-11, 43-34-24, 43-34-172, 43-34-173, 43-34-176, and 43-34-179 and the specific statutes cited in the proposed rules.

This Notice is adopted and posted in compliance with O.C.G.A. § 50-13-4 of the Georgia Administrative Procedures Act. A synopsis of the proposed rules and an economic impact statement are attached to this Notice.

Date: 11/15/13

Signed: 
LaSharn Hughes, MBA
Executive Director
Georgia Composite Medical Board

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ECONOMIC IMPACT AND SYNOPSIS FOR AMENDMENTS TO CHAPTER 360-4 CLINICAL PERFUSIONIST LICENSURE

ECONOMIC IMPACT:

The attached rules are promulgated under the authority of the Medical Practice Act, Title 43, Chapter 34. The Georgia Composite Medical Board licenses and regulates nine professions. The formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated. Additionally, it is not legal or feasible to meet the objectives of the Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated to adopt or implement differing actions for businesses listed at O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D).

RULE SYNOPSIS

360-4-.02 "Licensure"

Purpose/Main Feature: The purpose of this rule is to establish the requirements for references and to include language for verification of citizenship.

360-4-.06 "Renewal."

Purpose/Main Feature: The purpose of the proposed rule is to include language for verification of citizenship for renewal and to include language that will allow veterans to late renew licenses after return from active duty

Authority O.C.G.A. Secs. 43-1-4, 43-1-19, 43-1-25, 43-34-5, 43-34-11, 43-34-24, 43-34-172, 43-34-173, 43-34-176, and 43-34-179

CLINICAL PERFUSIONIST LICENSURE
Rule Chapter 360-4

360-4-.02 Licensure.

(1) Each applicant for licensure as a clinical perfusionist shall meet the requirements listed below:

(a) Must be at least 21 years of age;

(b) Submit a completed application required by the Board;

(c) Submit an application fee as published in the Board's fee schedule;

(d) Submit a fully completed certificate of education that is mailed directly from a perfusion education program, approved by the Board that has educational standards at least as stringent as those programs approved by the Committee on Allied Health Education and Accreditation (CAHEA) prior to 1994 or the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or its successor, which establishes that the applicant has successfully completed the perfusion education program;

(e) Evidence, in a form approved by the Board, of successful completion of the complete examination(s) given by the American Board of Cardiovascular Perfusion (ABCP) or its successor or a substantially equivalent examination approved by the Board.

(f) Two (2) references are required and may be completed by one of the following sources: supervisor, physician with whom you have worked with professionally, professor from perfusion program, or a clinical instructor.

(g) An affidavit that the applicant is a United States citizen, a legal permanent resident of the United States, or that he/she is a qualified alien or non-immigrant under the Federal Immigration and Nationality Act. If the applicant is not a U.S. citizen, he/she must submit documentation that will determine his/her qualified alien status. The Board participates in the DHS-USCIS SAVE (Systematic Alien Verification for Entitlements or "SAVE") program for the purpose of verifying citizenship and immigration status information of non-citizens. If the applicant is a qualified alien or non-immigrant under the Federal Immigration and Nationality Act, he/she must provide the alien number issued by the Department of Homeland Security or other federal immigration agency.

(2) Notwithstanding the provisions of Rule 360-4-.02(1), those applicants who have applied for licensure pursuant to O.C.G.A. § 43-34-173(b) shall be required to provide verification that the person was operating cardiopulmonary bypass systems during cardiac surgical cases in a licensed health care facility as the person's primary function

for at least six of the eight years immediately preceding the date of application.

(a) Primary function of the applicant means that the applicant has completed a minimum of 240 cases in six of the eight years immediately preceding the date of application.

(b) Completion of said cases shall be documented by an affidavit(s) signed by either a cardiovascular surgeon(s) or a perfusionist(s) certified American Board of Cardiovascular Perfusion who acted in a supervisory capacity during said cases.

(3) The Board may waive the examination and educational requirements for any applicant who, at the time of application:

(a) Is appropriately licensed or certified in another state, territory or possession whose requirements for the license or certificate are substantially equal to the requirements for licensure in this State; or

(b) Holds a current certification as a certified clinical perfusionist issued by the American Board of Cardiovascular Perfusion (ABCP) or its successor.

(c) In support of the applicant's petition, the Board must receive:

1. Directly from the appropriate authority of the state, territory or possession, verification by oath of certification, registration, licensure or other authority to engage in the practice of perfusion; or

2. Evidence in a form satisfactory to the Board of the applicant's current certification as a certified clinical perfusionist issued by the ABCP or its successor.

(4) Nothing in this rule shall be construed to prevent the Board from denying or conditionally granting an application for licensure.

Authority O.C.G.A. Secs. 43-34-172, 43-34-173, 43-34-176, 43-34-179.

360-4-.06 Renewal.

(1) All active licenses must be renewed on a biennial basis. Clinical Perfusionist licenses will expire on the last day of the month in which the licensee's birthday renewal falls. In order to renew the license, the licensee must have completed the Board-approved continuing education requirements provided in Rule 360-4-.07.

(2) Approximately 60 days prior to the expiration date, the Board may as a courtesy, mail a notice for license renewal to the last address on file in the Board's records to every person holding a current license. Failure to receive such notification shall not relieve the licensee of the obligation to renew and pay the required fee prior to the expiration date of the license. Deposit of the renewal fee by the Board does not indicate acceptance of the renewal application or that any renewal requirements have been fulfilled.

(3) Failure to meet the requirements for renewal is a basis for nonrenewal.

(4) A license that is not renewed by the expiration date may be late renewed for a period of three (3) months following the expiration date. In order to late renew, the licensee must submit an application, pay the late renewal fee established by the Board and show completion of the required continuing professional education.

(5) Licenses that are not renewed within three (3) months of expiration shall be revoked for failure to renew. In order to obtain a license after revocation for failure to renew, an applicant must reapply for licensure in accordance with rule 360-4-.02.

(6) A person who holds an expired license shall not engage in the practice of perfusion or represent himself or herself as a licensed clinical perfusionist until such time as the Board has renewed, reinstated or relicensed such person.

(7) Notwithstanding the provisions of paragraph (5) of this rule, any service member as defined in O.C.G.A. § 15-12-1 whose license to practice medicine expired while on active duty outside the state shall be permitted to practice in accordance with the expired license and shall not be charged with a violation relating to such practice on an expired license for a period of six (6) months from the date of his or her discharge from active duty or reassignment to a location within the state. Such service member shall be entitled to renew such expired license without penalty within six (6) months after the date of his or her discharge from active duty or reassignment to a location within this state. The service member must present to the Board a copy of the official military orders or a written verification signed by the service member's commanding officer to waive any charges.

(8) All applicants must provide an affidavit and a secure and verifiable document in accordance with O.C.G.A. 50-36-1(f). If the applicant has previously provided a secure and verifiable document and affidavit of United States citizenship, no additional documentation of citizenship is required for renewal. If the applicant for renewal is not a United States citizen, he/she must submit documentation that will determine his/her qualified alien status. The Board participates in the DHS-USCIS SAVE (Systematic Alien Verification for Entitlements or "SAVE") program for purpose of verifying citizenship and immigration status information of non-U.S. citizens. If the applicant for renewal is a qualified alien or non-immigrant under the Federal Immigration and Nationality Act, he/she must provide the alien number issued by the Department of Homeland Security or other federal agency.

Authority O.C.G.A. Secs. 43-1-4, 43-1-19, 43-1-25, 43-34-5, 43-34-11, 43-34-24, 43-34-172, 43-34-174, 43-34-177.