

# GEORGIA COMPOSITE MEDICAL BOARD

EXECUTIVE DIRECTOR  
LaSharr Hughes, MBA



BOARD CHAIRPERSON  
Charles L. White, DO

2 Peachtree Street, N.W., 36<sup>th</sup> Floor • Atlanta, Georgia 30303 • Tel: 404.656.3923 • <http://www.medicalboard.georgia.gov>  
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## **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 **Rule 360-13-.01 “Requirements for Board Certification.”** Exact copies of the proposed amendments are 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., 36<sup>th</sup> 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 **April 30, 2012** or make comments at the public hearing. Comments may be directed to Carol Dorsey, Georgia Composite Medical Board, 2 Peachtree Street, N.W., 36<sup>th</sup> Floor, Atlanta, Georgia 30303-3465, or may be received by the Board by e-mail at [cdorsey@dch.ga.gov](mailto:cdorsey@dch.ga.gov).

A public hearing is scheduled to begin at **8:00 a.m.** on **May 4, 2012** 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 **March 29, 2012**. The Board will consider at its meeting on **May 4, 2012** at **8:00 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 **May 4, 2012**, 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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The authority for promulgation of these rules is O.C.G.A. Section 43-34-143, 43-34-145, and 43-34-145 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: April 4, 2012

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

**ECONOMIC IMPACT AND SYNOPSIS FOR  
AMENDMENTS TO RULE CHAPTER 360-13**

**Respiratory Care Professionals, Technicians and Therapists**

**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:**

**360-13-.01 Requirements for Board Certification.**

**Purpose/Main Feature:** The purpose of this rule is to define the availability of the medical director in the workplace.

Authority: O.C.G.A. Secs. Section 43-34-143, 43-34-145, and 43-34-14.

### **360-13-.01 Requirements for Board Certification.**

(1) The requirements for Board Certification are as follows:

- (a) must be at least 18 years of age;
- (b) must have submitted a completed application and the fees as required by the Board;
- (c) must submit evidence of receiving a passing score on the entry level examination given by the National Board for Respiratory Care;
- (d) must provide an original letter of recommendation, signed by a physician licensed to practice medicine in Georgia, who serves as a local medical director or advisor under whom the applicant will practice;

1. In order to qualify as a medical director or advisor under whom the applicant will practice, such person must meet the following requirements:

- (i) shall hold a current Georgia medical license;
- (ii) must have experience in and knowledge of respiratory care;
- (iii) designee must be readily available to the applicants in his/her workplace to provide personal supervision;
- (e) is not otherwise ineligible for certification under Code Section 43-34-149.

Authority O.C.G.A. Secs. 43-34-143, 43-34-145, 43-34-148.