

IN THE SENATE

SENATE BILL NO. 1280

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO THE RESPIRATORY CARE PRACTICE ACT; AMENDING SECTION 54-4313,  
2 IDAHO CODE, TO REVISE THE LICENSURE BOARD MEMBER COMPENSATION AND TO  
3 MAKE A TECHNICAL CORRECTION.  
4

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 54-4313, Idaho Code, be, and the same is hereby  
7 amended to read as follows:

8 54-4313. LICENSURE BOARD. (1) The licensure board shall consist of  
9 five (5) members appointed by the board, three (3) of whom shall be certi-  
10 fied respiratory care practitioners, one (1) of whom, in addition to being  
11 a licensed respiratory care practitioner, shall also be an Idaho permit-  
12 ted registered polysomnographic technologist, and all of whom shall be  
13 residents of Idaho at the time of their appointment and for their term of  
14 service. The persons appointed to the licensure board who are required to  
15 be licensed under this chapter shall have been engaged in rendering respira-  
16 tory care services and polysomnography related respiratory care services,  
17 respectively, to the public, in teaching, or in research in respiratory care  
18 and polysomnography related respiratory care services, respectively, for  
19 at least five (5) years immediately preceding their appointments. These  
20 members shall at all times be holders of valid licenses for the practice of  
21 respiratory care in Idaho and one (1) such member shall be a holder of a valid  
22 Idaho permit as a registered polysomnographic technologist, except for the  
23 members of the first board, all of whom shall, at the time of appointment,  
24 hold the designation of certified respiratory therapy technician or regis-  
25 tered respiratory therapist conferred by the national board for respiratory  
26 care, inc. (NBRC) and all of whom meet the requirements for licensure under  
27 the provisions of this chapter. The remaining two (2) members of the licen-  
28 sure board shall be members of health professions or members of the public  
29 with an interest in the rights of the consumers of health services.

30 (2) The board, within sixty (60) days following the effective date of  
31 this chapter, shall appoint two (2) licensure board members for a term of  
32 one (1) year; two (2) for a term of two (2) years; and one (1) for a term of  
33 three (3) years. Appointments made thereafter shall be for three (3) year  
34 terms, but no person shall be appointed to serve more than two (2) consecu-  
35 tive terms. Terms shall begin on the first day of the calendar year and end  
36 on the last day of the calendar year or until successors are appointed, ex-  
37 cept for the first appointed members who shall serve through the last calen-  
38 dar day of the year in which they are appointed, before commencing the terms  
39 prescribed in this section.

40 (3) The two (2) members of the licensure board who shall be licensed  
41 respiratory care practitioners shall be selected by the board of medicine  
42 after considering a list of three (3) qualified applicants for each such

1 vacancy submitted by the Idaho society of respiratory care or other in-  
2 terested associations. The member of the licensure board who shall be a  
3 licensed respiratory care practitioner and an Idaho permitted registered  
4 polysomnographic technologist shall be selected by the board of medicine  
5 after considering a list of three (3) qualified applicants submitted by the  
6 Idaho sleep disorder association or other interested associations. The  
7 remaining two (2) public members shall be selected by the board of medicine  
8 which may solicit nominations of qualified applicants submitted by the Idaho  
9 society for respiratory care, the Idaho sleep disorder association or other  
10 interested associations or individuals.

11 (4) The licensure board shall within sixty (60) days after the effec-  
12 tive date of this chapter, and annually thereafter, hold a meeting and elect  
13 a chairman who shall preside at meetings of the licensure board. In the event  
14 the chairman is not present at any licensure board meeting, the licensure  
15 board may by majority vote of the members present appoint a temporary chair-  
16 man. A majority of the members of the licensure board shall constitute a quo-  
17 rum. Other meetings may be convened at the call of the chairman or the writ-  
18 ten request of any two (2) licensure board members.

19 (5) Each member of the licensure board shall be compensated as provided  
20 in section 59-509(~~hn~~), Idaho Code.