

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1640

Chapter 235, Laws of 2011

62nd Legislature
2011 Regular Session

RESPIRATORY CARE PRACTITIONERS

EFFECTIVE DATE: 07/22/11

Passed by the House February 25, 2011
Yeas 98 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 8, 2011
Yeas 49 Nays 0

BRAD OWEN

President of the Senate

Approved May 3, 2011, 2:37 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1640** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

May 4, 2011

**Secretary of State
State of Washington**

HOUSE BILL 1640

Passed Legislature - 2011 Regular Session

State of Washington 62nd Legislature 2011 Regular Session

By Representatives Green, Hinkle, Cody, and Moeller

Read first time 01/27/11. Referred to Committee on Health Care & Wellness.

1 AN ACT Relating to respiratory care practitioners; and amending RCW
2 18.89.020 and 18.89.040.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 18.89.020 and 1997 c 334 s 3 are each amended to read
5 as follows:

6 Unless the context clearly requires otherwise, the definitions in
7 this section apply throughout this chapter.

8 (1) "Department" means the department of health.

9 (2) "Secretary" means the secretary of health or the secretary's
10 designee.

11 (3) "Respiratory care practitioner" means an individual licensed
12 under this chapter.

13 (4) (~~"Physician" means an individual licensed under chapter 18.57~~
14 ~~or 18.71 RCW.~~) "Health care practitioner" means:

15 (a) A physician licensed under chapter 18.71 RCW;

16 (b) An osteopathic physician or surgeon licensed under chapter
17 18.57 RCW; or

18 (c) Acting within the scope of their respective licensure, a
19 podiatric physician and surgeon licensed under chapter 18.22 RCW, an

1 advanced registered nurse practitioner licensed under chapter 18.79
2 RCW, a naturopath licensed under chapter 18.36A RCW, a physician
3 assistant licensed under chapter 18.71A RCW, or an osteopathic
4 physician assistant licensed under chapter 18.57A RCW.

5 **Sec. 2.** RCW 18.89.040 and 1999 c 84 s 1 are each amended to read
6 as follows:

7 (1) A respiratory care practitioner licensed under this chapter is
8 employed in the treatment, management, diagnostic testing,
9 rehabilitation, and care of patients with deficiencies and
10 abnormalities which affect the cardiopulmonary system and associated
11 aspects of other systems, and is under the direct order and under the
12 qualified medical direction of a ((physician)) health care
13 practitioner. The practice of respiratory care includes:

14 (a) The use and administration of prescribed medical gases,
15 exclusive of general anesthesia;

16 (b) The use of air and oxygen administering apparatus;

17 (c) The use of humidification and aerosols;

18 (d) The administration, to the extent of training, as determined by
19 the secretary, of prescribed pharmacologic agents related to
20 respiratory care;

21 (e) The use of mechanical ventilatory, hyperbaric, and
22 physiological support;

23 (f) Postural drainage, chest percussion, and vibration;

24 (g) Bronchopulmonary hygiene;

25 (h) Cardiopulmonary resuscitation as it pertains to advanced
26 cardiac life support or pediatric advanced life support guidelines;

27 (i) The maintenance of natural and artificial airways and
28 insertion, without cutting tissues, of artificial airways, as
29 prescribed by a ((physician)) health care practitioner;

30 (j) Diagnostic and monitoring techniques such as the collection and
31 measurement of cardiorespiratory specimens, volumes, pressures, and
32 flows;

33 (k) The insertion of devices to draw, analyze, infuse, or monitor
34 pressure in arterial, capillary, or venous blood as prescribed by a
35 ((~~physician or an advanced registered nurse practitioner as authorized~~
36 ~~by the nursing care quality assurance commission under chapter 18.79~~
37 ~~RCW~~)) health care practitioner; and

1 (1) Diagnostic monitoring of and therapeutic interventions for
2 desaturation, ventilatory patterns, and related sleep abnormalities to
3 aid the ((physician)) health care practitioner in diagnosis. This
4 subsection does not prohibit any person from performing sleep
5 monitoring tasks as set forth in this subsection under the supervision
6 or direction of a licensed health care provider.

7 (2) Nothing in this chapter prohibits or restricts:

8 (a) The practice of a profession by individuals who are licensed
9 under other laws of this state who are performing services within their
10 authorized scope of practice, that may overlap the services provided by
11 respiratory care practitioners;

12 (b) The practice of respiratory care by an individual employed by
13 the government of the United States while the individual is engaged in
14 the performance of duties prescribed for him or her by the laws and
15 rules of the United States;

16 (c) The practice of respiratory care by a person pursuing a
17 supervised course of study leading to a degree or certificate in
18 respiratory care as a part of an accredited and approved educational
19 program, if the person is designated by a title that clearly indicates
20 his or her status as a student or trainee and limited to the extent of
21 demonstrated proficiency of completed curriculum, and under direct
22 supervision;

23 (d) The use of the title "respiratory care practitioner" by
24 registered nurses authorized under chapter 18.79 RCW; or

25 (e) The practice without compensation of respiratory care of a
26 family member.

27 Nothing in this chapter shall be construed to require that
28 individual or group policies or contracts of an insurance carrier,
29 health care service contractor, or health maintenance organization
30 provide benefits or coverage for services and supplies provided by a
31 person licensed under this chapter.

Passed by the House February 25, 2011.

Passed by the Senate April 8, 2011.

Approved by the Governor May 3, 2011.

Filed in Office of Secretary of State May 4, 2011.