

## **BILL ANALYSIS**

Senate Research Center  
79R15161 E

C.S.H.B. 102  
By: Van Arsdale (Lindsay)  
Health & Human Services  
4/27/2005  
Committee Report (Substituted)

### **AUTHOR'S/SPONSOR'S STATEMENT OF INTENT**

Currently, Section 604.151, Occupations Code, provides that renewing a respiratory care practitioner certificate requires six to twelve hours of continuing education for each renewal period.

The 78th Legislature, Regular Session 2003, passed H.B. 2292, amending Section 12.0112 (term of license), to change the renewal term for a license for respiratory care practitioners from one year to two years. The change inadvertently created a situation where continuing education requirements must be met every two years, instead of annually. C.S.H.B. 102 solves this conflict by increasing the number of continuing education hours that practitioners must complete during each renewal period.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

[While the statutory reference in this bill is to the Texas Department of Health (TDH), the following amendments affect the Department of State Health Services, as the successor agency to TDH.]

SECTION 1. Amends the heading for Section 604.151, Occupations Code, to read as follows:

Sec. 604.151. CERTIFICATE RENEWAL.

SECTION 2. Amends Section 604.151(a), Occupations Code, to require a certificate to practice respiratory care to be renewed biennially, rather than annually or biennially as determined by TDH. Deletes existing exception referring to other provisions of this subchapter.

SECTION 3. Amends Section 604.154(a), Occupations Code, to require TDH to establish for the renewal of a certificate uniform continuing education requirements of not less than 12 or more than 24 continuing education hours for each renewal period, rather than not less than six or more than 12 hours.

SECTION 4. Effective date: upon passage or the 91st day after adjournment.