



NORTH CAROLINA RESPIRATORY CARE BOARD
125 Edinburgh South Drive, Suite 100
Cary, NC 27511

January 8, 2015

Tommy Honeycutt
14330 Oakhill Park Lane
Huntersville, NC 28078

Dear Mr. Honeycutt,

This letter is sent on behalf of the North Carolina Respiratory Care Board in response to your letter of September 29, 2014 requesting the Board's interpretation of state statutes and rules that pertain to hyperbaric therapy provided under the supervision of a Certified Hyperbaric Technician providing Hyperbaric Oxygen Therapy (HBOT). Based on the information you furnished, the Board understands that the hyperbaric oxygen therapy would occur in the clinical environment of an HBOT facility with the ongoing direction provided by a qualified Medical Director and under the direct supervision of a CHT, and in an area established for the provision of these services.

The Respiratory Care Board discussed your request during its regular scheduled meeting held on January 8, 2015. It was determined that the Declaratory Ruling for Children's Hyperbaric Center, LLC applies in your case regarding the operation of the hyperbaric chamber. According to state statutes and Board rules, Certified Hyperbaric Technologist (CHT) are exempt under G.S. 90-664 (1) and rule 21 NCAC 61 .0202 which states:

"a person who is licensed by another North Carolina licensing board to carry on an occupation, who is acting within the recognized scope of practice for the license issued by that other board, or who otherwise is carrying out functions recognized as appropriate for the licensed person by that board; and any other person who is working under the supervision of such a licensed person, provided that the supervision of the other person also is recognized as being within the appropriate scope of practice or functions of the licensed person. With regard to other persons who are not licensed by a North Carolina licensing board, the Board shall consider whether there is evidence establishing that such persons meet the requirements of G. S. 90-664 (1)".

The Board recognizes that you do not have CHT credential. Therefore, to be granted an exemption under G. S. 90-664 (1), the ruling states that a person must meet each of several different criteria:

- The person must be "registered, certified, credentialed, or licensed to engage in another profession or occupation in this State, or must be working under the supervision of such a person";
- The person must be performing work incidental to or within the practice of that profession or occupation; and
- The person may not represent himself or herself as a respiratory care practitioner.

Based on the above requirements, you meet the exemption provided that you are supervised by the registered, certified, credentialed, or licensed in this State who is performing the enumerated functions of that profession or occupation. Furthermore, the Board stipulates that the supervision provided must be on site and immediately available for assistance.

Please advise if you have any other questions about this issue.

Regards,

William L. Croft, PhD, RRT, RCP
Executive Director