

1 10A NCAC 13P .1403 is proposed for amendment as follows:

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3 **10A NCAC 13P .1403 CONDITIONS FOR RESTRICTED PRACTICE WITH LIMITED PRIVILEGES**

4 (a) In order to assist in determining eligibility for an individual to return to restricted practice, ~~the OEMS shall create~~
5 ~~a standing Reinstatement Committee that shall consist of at least the following members: completion of all~~
6 ~~requirements outlined in the individual's consent agreement with the Department as described in Rule .1401 of this~~
7 ~~Section shall be presented to the Chief of the OEMS.~~

8 ~~(1) one physician licensed by the North Carolina Medical Board, representing EMS Systems, who shall~~
9 ~~serve as Chair of this committee;~~

10 ~~(2) one counselor trained in chemical addiction or abuse therapy; and~~

11 ~~(3) the OEMS staff member responsible for managing the treatment program as set forth in Rule .1401~~
12 ~~of this Section.~~

13 (b) Individuals who have surrendered his or her EMS credential(s) as a condition of entry into the ~~treatment recovery~~
14 ~~program, as required in Rule .1402(4) .1402 of this Section, shall be reviewed by the OEMS Reinstatement Committee~~
15 ~~Chief to determine if a recommendation to the OEMS for issuance of an encumbered EMS credential is warranted by~~
16 ~~the Department.~~

17 (c) In order to obtain an encumbered credential with limited privileges, an individual shall:

18 (1) be compliant for a minimum of 90 consecutive days with the treatment program described in Rule
19 ~~.1401(b) .1401~~ of this Section; ~~and~~

20 (2) be recommended in writing for review by the individual's ~~treatment counselor;~~ recovery healthcare
21 professional overseeing the treatment plan developed as described in Rule .1401 of this Section.

22 ~~(3) be interviewed by the OEMS Reinstatement Committee; and~~

23 ~~(4) be recommended in writing by the OEMS Reinstatement Committee for issuance of an encumbered~~
24 ~~EMS credential. The OEMS Reinstatement Committee shall detail in their recommendation all~~
25 ~~restrictions and limitations to the individual's practice privileges.~~

26 (d) The individual shall agree to sign a consent agreement with the OEMS that details the practice restrictions and
27 privilege limitations of the encumbered EMS credential, and that contains the consequences of failure to abide by the
28 terms of this agreement.

29 (e) The individual shall be issued the encumbered credential by the OEMS within 10 business days following
30 execution of the consent agreement described in Paragraph (d) of this Rule.

31 (f) The encumbered EMS credential shall be valid for a period not to exceed four years.

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33 *History Note: Authority G.S. 131E-159(f); 143-508(b); 143-508(d)(10);*

34 *Eff. October 1, 2010;*

35 *Readopted Eff. January 1, 2017. 2017;*

36 *Amended Eff. July 1, 2021.*