

1 10A NCAC 13F .0504 is proposed for amendment as follows:

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3 **10A NCAC 13F .0504 COMPETENCY VALIDATION FOR LICENSED HEALTH PROFESSIONAL**
4 **SUPPORT TASKS**

5 (a) ~~An adult care home~~ The facility shall assure that ~~non-licensed personnel and licensed personnel~~ non-licensed staff
6 and licensed staff not practicing in their licensed capacity ~~as governed by their practice act and~~ in accordance with
7 occupational licensing laws are competency validated by return demonstration for any personal care task specified in
8 Subparagraph (a)(1) through (28) of Rule .0903 of this ~~Subchapter~~ Subchapter. The facility shall assure the
9 competency validation occurs prior to staff performing the task and ~~that their~~ ongoing competency is assured through
10 facility staff oversight and supervision.

11 (b) Competency validation shall be performed by the following licensed health professionals:

12 (1) A registered nurse shall validate the competency of staff who perform any of the personal care tasks
13 specified in Subparagraphs (a)(1) through (28) of Rule .0903 of this Subchapter.

14 (2) In lieu of a registered nurse, a licensed respiratory care practitioner ~~licensed under G.S. 90, Article~~
15 ~~38,~~ may validate the competency of staff who perform personal care tasks specified in
16 Subparagraphs (a)(6), (a)(11), (a)(16), (a)(18), ~~(a)(19)~~ (a)(19), and (a)(21) of Rule .0903 of this
17 Subchapter.

18 (3) In lieu of a registered nurse, a ~~registered~~ licensed pharmacist may validate the competency of staff
19 who perform the personal care ~~task~~ tasks specified in Subparagraph (a)(8) and (a)(11) of Rule .0903
20 of this Subchapter. An immunizing pharmacist may validate the competency of staff who perform
21 the personal care task specified in Subparagraph (a)(15) of Rule .0903 of this Subchapter.

22 (4) In lieu of a registered nurse, an occupational therapist or physical therapist may validate the
23 competency of staff who perform personal care tasks specified in Subparagraphs (a)(17) and (a)(22)
24 through (27) of Rule .0903 of this Subchapter.

25 (c) Competency validation of staff, according to Paragraph (a) of this Rule, for the licensed health professional support
26 tasks specified in Paragraph (a) of Rule .0903 of this Subchapter and the performance of these tasks is limited
27 exclusively to these tasks except in those cases in which a physician acting under the authority of G.S. 131D-2.2(a)
28 certifies that non-licensed personnel can be competency validated to perform other tasks on a temporary basis to meet
29 the resident's needs and prevent unnecessary ~~relocation.~~ relocation of the resident.

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31 *History Note: Authority G.S. 131D-2.16; 131D-4.5; 143B-165;*

32 *Temporary Adoption Eff. September 1, 2003;*

33 *Eff. July 1, 2004;*

34 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6,*
35 *2018;*

36 *Amended Eff. October 1, 2022; July 1, 2021.*