

1 10A NCAC 13P .1403 is readopted with changes as published in 30:24 NCR, pp. 2558-2606, 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 with an encumbered~~
5 ~~credential containing limited privileges pursuant to G.S. 143-509(13);~~ practice, the OEMS shall create a standing
6 Reinstatement Committee that shall consist of at least the following members:

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

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

10 (3) the OEMS staff member responsible for managing the ~~Chemical Addiction or Abuse Treatment~~
11 ~~Program;~~ treatment program as set forth in Rule .1401 of this Section.

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

16 ~~(b)~~ (c) In order to obtain an encumbered credential with limited privileges, an individual ~~must~~ shall:

17 (1) be compliant for a minimum of 90 consecutive days with the treatment program described in
18 ~~Paragraph (b) of Rule .1402~~ ~~[.1401]~~ Rule .1401(b) of this Section;

19 (2) be recommended in writing for review by the individual's treatment counselor;

20 (3) be interviewed by the ~~EMS Disciplinary~~ OEMS Reinstatement Committee; and

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

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

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

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

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32 *History Note:* Authority G.S. 131E-159(f); 143-508(b); 143-508(d)(10); ~~143-509(13); 143-519;~~
33 ~~Eff. October 1, 2010; 2010;~~
34 Readopted Eff. January 1, 2017.