Guidance Document Regarding RRT Entry to Licensure

Introduction

The American Association for Respiratory Care’s (AARC) vision is to promote professional excellence, advocate and advance the science and practice of the profession of respiratory care. A key element to achieving success is through state licensure. When it comes to advancing the entry-level licensure to a Registered Respiratory Therapist (RRT), a state should consider the following to ensure any actions do not inadvertently cause patient harm from workforce shortage. This document is a resource for the state affiliates whom are considering or starting to pursue raising the licensure entry level to that of the RRT. As this practice change begins to gain momentum across the country, the AARC will be taking the combined knowledge of its Government Affairs Department and what the association has learned from states that have completed RRT entry to licensure or states that currently have duel credential licensure for respiratory therapists. This is a dynamic document that will be updated as necessary. The AARC asks states currently working on this effort to share what they have learned to help ensure each affiliate taking on this task can be successful.

Rationale

In addition to graduation from a CoARC accredited Respiratory Care program, the Certified Respiratory Therapist (CRT) credential was initially adopted by all states as an indicator that an individual had demonstrated the minimum level of competency in respiratory care needed to be licensed as a respiratory therapist by state licensing authorities. The current educational requirement for respiratory therapists prepares all graduates with the knowledge and clinical expertise necessary to meet eligibility requirements for the examinations that lead to the Registered Respiratory Therapist (RRT) credential. It is the belief of the AARC that as the complexity of the patients served by RTs increases, some state licensure boards/advisory boards have been exploring the RRT as the minimum entry credential for licensure. The AARC has long encouraged all respiratory therapists to obtain the RRT credential. Possessing the RRT credential exemplifies the dedication of a respiratory therapist to professional excellence and demonstrates a commitment to providing care at the highest possible level. See AARC Issue Paper on the RRT Credential for more details.

Below are steps to help the state affiliate navigate the process.

1. Research and Survey Period:
   a. It is imperative to determine if the state affiliate’s constituents (members) are going to support a change in the licensure entry level. For example, some states affiliates have added questions to surveys of their members to see how supportive the membership will be. The state affiliate will not want to get to the point where there is a bill in legislature and there is significant opposition to/or testifying against the bill.
   b. Research the credential make-up of the state. It is a good idea to know the numbers of RRTs and CRTs. The state affiliate must consider what the licensure law or regulations change could do to those who hold the CRT credential and the impact preventing new CRTs from entering the workforce.
   c. Those states that now require the RRT credential as an entry level to licensure, or have begun the work to move towards it, have begun the work to move towards it, have made efforts to survey employers to make sure they currently require the RRT credential for employment. If the state affiliate’s workforce requires CRT as the minimum credential for employment, an issue may arise where the employers may oppose the bill. States that will successfully navigate this change tend to have employers that have not only moved to an RRT requirement for
2. Crafting the Change: Legislation or Rule:
   a. The state affiliate needs to find out the best way to achieve the goal. What route will the state affiliate need to take to achieve the goal?
      i. In most states, it is prudent to review the current practice act. If the state has a lobbyist, have them provide guidance to assist the state affiliate in developing the legislative language, if needed.
      ii. In some states, there may be opportunities to make changes through regulation or rule change. Most every state has a RT licensure board/committee/council and the state affiliate may need to engage them from the start of the process to make sure they are supportive and, if possible, to make recommendations on how to proceed.
   b. Put together advocates:
      i. Based on research, does the state affiliate have the support of the RTs in the state?
      ii. Is there an opportunity to garner the support of the state medical society and/or the state hospital association?
      iii. If there is a licensure board/committee/council, are they going to support the proposed change and in some cases lead the advocacy for this legislation?
      iv. Is there a legislator within the state government who would be supportive and introduce the legislation?
   c. Set reasonable timeframes:
      i. Give those involved ample time to digest the proposed changes.
      ii. Plan to give individuals ample opportunity to conform to the new requirements. This is particularly important for graduates. They will need to take and pass all of the examinations required for the RRT credential prior to them being able to work.
   d. It is critical to consider the CRTs working as licensed therapists within the state and those outside the state who may come into the state in question to work.
      i. The state’s legislation or rule changes should allow in-state RTs licensed with the CRT credential prior to the implementation date of the RRT credential entry licensure requirement to continue to renew and hold their license as an RT in the state if all other licensure requirements continue to be met. In other words, ensure there is a “grandfather” clause to cover the situation.
      ii. A similar situation exists for those RTs who hold a CRT licensure credential in another state and who migrate to the state in question. The same rules above should apply.

3. Working towards successful passage of legislation/rule change:
   a. Communication and Transparency is essential to prevent opposition from fractions within the RT community:
      i. Update the state affiliate website to ensure this is a highlighted focus and there are items such as Frequently Asked Questions (FAQs) available to those who visit the site that answer questions as they arise. This document should be updated frequently to ensure all new questions are addressed.
      ii. Hold public hearings or town hall meetings to allow questions to come up and be answered. It is recommended the state affiliate hold more than one and in geographically pertinent areas to allow the membership and others to have the access that is needed to ensure the questions get answered.
      iii. Avoid misinformation or rumor – this is essential and will happen if it is perceived that the move to the RRT is a secretive process.
   b. Communication and transparency is essential to prevent opposition from fractions outside the RT community:
      i. Along with making the website available to others and holding hearings and meetings that are open to more than just RTs will help.
      ii. Utilize any state hospital association resources that give the state affiliate audience with hospitals to ensure their questions are answered as well as the message is heard first hand.

4. After the passage of the legislation/rule change:
   a. Build a long lead-time before implementation of the RRT credential entry to licensure. This means making sure the legislation or rule change sets a future date for enactment of the law or the start of the rule enforcement. This will help make sure there is ample time for RTs in the state to adjust to the change.
   b. The state affiliate will need to communicate to the CRTs in the state the language in the new law or rule change.

The AARC encourages state societies to follow not only the guidance listed in this document, but to listen to their members to make sure the move is right for the state at the time of consideration. As state affiliates move to introduce legislation or make rule changes, the AARC will provide support through the Government Affairs Department to provide information in order to help the affiliate be successful in this endeavor. “Letters of Support” by the AARC to State

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Legislative Members/Bodies can be requested and after a review of the language in the legislation/rule change, the AARC may forward such letter(s) of support to the appropriate persons as directed by the state affiliate leadership.

Additional Resources

AARC - Government Affairs Department
(972) 243-2272
States that Require the RRT Credential as Entry Level for Licensure

Ohio by rule change effective date 2013 provided a 3-year grandfather window for those with CRT credential prior to January 1, 2015 “if the examination was passed within three years prior to the date of application for an Ohio license.” http://codes.ohio.gov/oac/4761-5

California by law effective January 1, 2015 there is a grandfather clause without an end date “(a), any person applying for licensure who provides evidence that he or she passed the national certified respiratory therapist examination prior to January 1, 2015, shall not be required to pass the national registered respiratory therapist examination, if there is no evidence of prior license or job-related discipline, as determined by the board in its discretion” http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?sectionNum=3735.&lawCode=BPC

Arizona by rule change effective January 1, 2017. The “Fence line” is when the application was submitted prior to January 1, 2017. If an out-of-state therapist with the CRT credential applied prior to January 1, 2017 then a license is issued. But will not issue a license to an out-of-state therapist with the CRT credential or licensed out-of-state CRT credential without the RRT credential. In state CRTs, if they keep their license current, will continue to be licensed. If, however, the Arizona’s CRT license lapses more than 3 months the CRT will not be able to have it renewed without the RRT credential. http://apps.azsos.gov/public_services/Title_04/4-45.pdf

NOTE: The following states license both the Registered Respiratory Therapist (RTT) and the Certified Respiratory Therapist (CRT):
Florida
Maine
New York
North Dakota
West Virginia
Tennessee (Note: In addition to the RRT and CRT credential, Tennessee also includes the RT Assistant credential dating back to when Tennessee licensure was first enacted (e.g., around 1986). Tennessee will only renew the RT Assistant license for those who currently hold that level of license and meet the renewal requirements. It is our understanding that less than 35 individuals in TN continue to have the RT Assistant license renewed and it has been well over a decade since any new RT assistant licenses have been issued.

References