

**As Reported by the House Health Committee**

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**Sub. H. B. No. 224**

**Representatives Cross, Wilkin**

**Cosponsors: Representatives Becker, Lang, Riedel, Stein, Jordan, Kick, Carfagna, Brent, Edwards, Smith, T., Hoops, Manning, D., Lepore-Hagan, Liston, West**

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**A BILL**

To amend sections 4723.43, 4729.01, and 4761.17 and 1  
to enact sections 4723.433, 4723.434, and 2  
4723.435 of the Revised Code regarding the 3  
practice of certified registered nurse 4  
anesthetists. 5

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 4723.43, 4729.01, and 4761.17 be 6  
amended and sections 4723.433, 4723.434, and 4723.435 of the 7  
Revised Code be enacted to read as follows: 8

**Sec. 4723.43.** A certified registered nurse anesthetist, 9  
clinical nurse specialist, certified nurse-midwife, or certified 10  
nurse practitioner may provide to individuals and groups nursing 11  
care that requires knowledge and skill obtained from advanced 12  
formal education and clinical experience. In this capacity as an 13  
advanced practice registered nurse, a certified nurse-midwife is 14  
subject to division (A) of this section, a certified registered 15  
nurse anesthetist is subject to division (B) of this section, a 16  
certified nurse practitioner is subject to division (C) of this 17  
section, and a clinical nurse specialist is subject to division 18

(D) of this section. 19

(A) A nurse authorized to practice as a certified nurse- 20  
midwife, in collaboration with one or more physicians, may 21  
provide the management of preventive services and those primary 22  
care services necessary to provide health care to women 23  
antepartally, intrapartally, postpartally, and gynecologically, 24  
consistent with the nurse's education and certification, and in 25  
accordance with rules adopted by the board of nursing. 26

No certified nurse-midwife may perform version, deliver 27  
breech or face presentation, use forceps, do any obstetric 28  
operation, or treat any other abnormal condition, except in 29  
emergencies. Division (A) of this section does not prohibit a 30  
certified nurse-midwife from performing episiotomies or normal 31  
vaginal deliveries, or repairing vaginal tears. A certified 32  
nurse-midwife may, in collaboration with one or more physicians, 33  
prescribe drugs and therapeutic devices in accordance with 34  
section 4723.481 of the Revised Code. 35

(B) A nurse authorized to practice as a certified 36  
registered nurse anesthetist, ~~with the supervision and in the~~ 37  
~~immediate presence of a physician, podiatrist, or dentist, may~~ 38  
~~administer anesthesia and perform anesthesia induction,~~ 39  
~~maintenance, and emergence, and may perform with supervision~~ 40  
~~preanesthetic preparation and evaluation, postanesthesia care,~~ 41  
~~and clinical support functions,~~ consistent with the nurse's 42  
education and certification, and in accordance with rules 43  
adopted by the board, may do the following: 44

(1) With supervision and in the immediate presence of a 45  
physician, podiatrist, or dentist, administer anesthesia and 46  
perform anesthesia induction, maintenance, and emergence; 47

(2) With supervision, obtain informed consent for 48  
anesthesia care and perform preanesthetic preparation and 49  
evaluation, postanesthetic preparation and evaluation, 50  
postanesthesia care, and, subject to section 4723.433 of the 51  
Revised Code, clinical support functions; 52

(3) With supervision and in accordance with section 53  
4723.434 of the Revised Code, engage in the activities described 54  
in division (A) of that section. 55

The physician, podiatrist, or dentist supervising a 56  
certified registered nurse anesthetist must be actively engaged 57  
in practice in this state. When a certified registered nurse 58  
anesthetist is supervised by a podiatrist, the nurse's scope of 59  
practice is limited to the anesthesia procedures that the 60  
podiatrist has the authority under section 4731.51 of the 61  
Revised Code to perform. A certified registered nurse 62  
anesthetist may not administer general anesthesia under the 63  
supervision of a podiatrist in a podiatrist's office. When a 64  
certified registered nurse anesthetist is supervised by a 65  
dentist, the nurse's scope of practice is limited to the 66  
anesthesia procedures that the dentist has the authority under 67  
Chapter 4715. of the Revised Code to perform. 68

(C) A nurse authorized to practice as a certified nurse 69  
practitioner, in collaboration with one or more physicians or 70  
podiatrists, may provide preventive and primary care services, 71  
provide services for acute illnesses, and evaluate and promote 72  
patient wellness within the nurse's nursing specialty, 73  
consistent with the nurse's education and certification, and in 74  
accordance with rules adopted by the board. A certified nurse 75  
practitioner may, in collaboration with one or more physicians 76  
or podiatrists, prescribe drugs and therapeutic devices in 77

accordance with section 4723.481 of the Revised Code. 78

When a certified nurse practitioner is collaborating with 79  
a podiatrist, the nurse's scope of practice is limited to the 80  
procedures that the podiatrist has the authority under section 81  
4731.51 of the Revised Code to perform. 82

(D) A nurse authorized to practice as a clinical nurse 83  
specialist, in collaboration with one or more physicians or 84  
podiatrists, may provide and manage the care of individuals and 85  
groups with complex health problems and provide health care 86  
services that promote, improve, and manage health care within 87  
the nurse's nursing specialty, consistent with the nurse's 88  
education and in accordance with rules adopted by the board. A 89  
clinical nurse specialist may, in collaboration with one or more 90  
physicians or podiatrists, prescribe drugs and therapeutic 91  
devices in accordance with section 4723.481 of the Revised Code. 92

When a clinical nurse specialist is collaborating with a 93  
podiatrist, the nurse's scope of practice is limited to the 94  
procedures that the podiatrist has the authority under section 95  
4731.51 of the Revised Code to perform. 96

Sec. 4723.433. When performing clinical support functions 97  
as authorized by section 4723.43 of the Revised Code, a 98  
certified registered nurse anesthetist may direct a registered 99  
nurse, licensed practical nurse, or respiratory therapist to 100  
provide supportive care, including monitoring vital signs, 101  
conducting electrocardiograms, and administering intravenous 102  
fluids, if the nurse or therapist is authorized by law to 103  
provide such care. 104

In addition, the certified registered nurse anesthetist 105  
may direct the nurse or therapist to administer treatments, 106

drugs, and intravenous fluids to treat conditions related to the 107  
administration of anesthesia if the nurse or therapist is 108  
authorized by law to administer treatments, drugs, and 109  
intravenous fluids and a physician, podiatrist, or dentist 110  
ordered the treatments, drugs, and intravenous fluids. 111

**Sec. 4723.434.** (A) During the time period that begins on a 112  
patient's admission for a surgery or procedure to a health care 113  
facility where the certified registered nurse anesthetist 114  
practices and ends with the patient's discharge from recovery, 115  
the nurse may engage in one or more of the following activities: 116

(1) Performing and documenting evaluations and 117  
assessments, which may include ordering and evaluating one or 118  
more diagnostic tests for conditions related to the 119  
administration of anesthesia; 120

(2) As necessary for patient management and care, 121  
selecting, ordering, and administering treatments, drugs, and 122  
intravenous fluids for conditions related to the administration 123  
of anesthesia; 124

(3) As necessary for patient management and care, 125  
directing registered nurses, licensed practical nurses, and 126  
respiratory therapists to perform either or both of the 127  
following activities if authorized by law to perform such 128  
activities: 129

(a) Providing supportive care, including monitoring vital 130  
signs, conducting electrocardiograms, and administering 131  
intravenous fluids; 132

(b) Administering treatments, drugs, and intravenous 133  
fluids to treat conditions related to the administration of 134  
anesthesia. 135

(B) (1) A certified registered nurse anesthetist may not 136  
engage in one or more of the activities described in division 137  
(A) of this section unless all of the following apply: 138

(a) The nurse is physically present at the health care 139  
facility when performing the activities. 140

(b) The nurse's supervising physician, podiatrist, or 141  
dentist is physically present at the health care facility where 142  
the nurse is performing the activities. 143

(c) The health care facility where the nurse practices has 144  
adopted a written policy developed by the facility's medical, 145  
nursing, and pharmacy directors that meets the requirements of 146  
section 4723.435 of the Revised Code. 147

(2) A certified registered nurse anesthetist shall not 148  
engage in one or more of the activities described in division 149  
(A) of this section if the supervising physician, podiatrist, or 150  
dentist or the health care facility where the nurse practices 151  
determines that it is not in a patient's best interest for the 152  
nurse to perform such an activity or activities. If a 153  
supervising physician, podiatrist, or dentist or facility makes 154  
such a determination, the patient's medical or electronic health 155  
record shall indicate that the nurse is prohibited from 156  
performing the activity or activities. 157

(3) If a certified registered nurse anesthetist performs 158  
one or more of the activities described in division (A) of this 159  
section, the nurse shall so indicate in the patient's medical or 160  
electronic health record. 161

(C) (1) This section does not authorize a certified 162  
registered nurse anesthetist to prescribe a drug for use outside 163  
of the health care facility where the nurse practices. 164

(2) This section does not prohibit a certified registered nurse from implementing a verbal order of a supervising physician, podiatrist, or dentist. 165  
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**Sec. 4723.435.** (A) A written policy adopted by a health care facility as described in section 4723.434 of the Revised Code shall establish standards and procedures to be followed by certified registered nurse anesthetists when performing one or more of the following activities in the health care facility: 168  
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(1) Selecting, ordering, and administering treatments, drugs, and intravenous fluids; 173  
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(2) Ordering diagnostic tests and evaluating those tests; 175

(3) Directing registered nurses, licensed practical nurses, and respiratory therapists to perform activities as described in division (A) (3) of section 4723.434 of the Revised Code. 176  
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(B) In adopting a policy, both of the following apply: 180

(1) The health care facility shall not authorize a certified registered nurse anesthetist to select, order, or administer any drug that a supervising physician, podiatrist, or dentist is not authorized to prescribe. 181  
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(2) The health care facility shall allow a supervising physician, podiatrist, or dentist to issue every order related to a patient's anesthesia care. 185  
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**Sec. 4729.01.** As used in this chapter: 188

(A) "Pharmacy," except when used in a context that refers to the practice of pharmacy, means any area, room, rooms, place of business, department, or portion of any of the foregoing where the practice of pharmacy is conducted. 189  
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(B) "Practice of pharmacy" means providing pharmacist care	193
requiring specialized knowledge, judgment, and skill derived	194
from the principles of biological, chemical, behavioral, social,	195
pharmaceutical, and clinical sciences. As used in this division,	196
"pharmacist care" includes the following:	197
(1) Interpreting prescriptions;	198
(2) Dispensing drugs and drug therapy related devices;	199
(3) Compounding drugs;	200
(4) Counseling individuals with regard to their drug	201
therapy, recommending drug therapy related devices, and	202
assisting in the selection of drugs and appliances for treatment	203
of common diseases and injuries and providing instruction in the	204
proper use of the drugs and appliances;	205
(5) Performing drug regimen reviews with individuals by	206
discussing all of the drugs that the individual is taking and	207
explaining the interactions of the drugs;	208
(6) Performing drug utilization reviews with licensed	209
health professionals authorized to prescribe drugs when the	210
pharmacist determines that an individual with a prescription has	211
a drug regimen that warrants additional discussion with the	212
prescriber;	213
(7) Advising an individual and the health care	214
professionals treating an individual with regard to the	215
individual's drug therapy;	216
(8) Acting pursuant to a consult agreement with one or	217
more physicians authorized under Chapter 4731. of the Revised	218
Code to practice medicine and surgery or osteopathic medicine	219
and surgery, if an agreement has been established;	220



(9) Engaging in the administration of immunizations to the extent authorized by section 4729.41 of the Revised Code;	221 222
(10) Engaging in the administration of drugs to the extent authorized by section 4729.45 of the Revised Code.	223 224
(C) "Compounding" means the preparation, mixing, assembling, packaging, and labeling of one or more drugs in any of the following circumstances:	225 226 227
(1) Pursuant to a prescription issued by a licensed health professional authorized to prescribe drugs;	228 229
(2) Pursuant to the modification of a prescription made in accordance with a consult agreement;	230 231
(3) As an incident to research, teaching activities, or chemical analysis;	232 233
(4) In anticipation of orders for drugs pursuant to prescriptions, based on routine, regularly observed dispensing patterns;	234 235 236
(5) Pursuant to a request made by a licensed health professional authorized to prescribe drugs for a drug that is to be used by the professional for the purpose of direct administration to patients in the course of the professional's practice, if all of the following apply:	237 238 239 240 241
(a) At the time the request is made, the drug is not commercially available regardless of the reason that the drug is not available, including the absence of a manufacturer for the drug or the lack of a readily available supply of the drug from a manufacturer.	242 243 244 245 246
(b) A limited quantity of the drug is compounded and provided to the professional.	247 248

(c) The drug is compounded and provided to the professional as an occasional exception to the normal practice of dispensing drugs pursuant to patient-specific prescriptions.	249 250 251
(D) "Consult agreement" means an agreement that has been entered into under section 4729.39 of the Revised Code.	252 253
(E) "Drug" means:	254
(1) Any article recognized in the United States pharmacopoeia and national formulary, or any supplement to them, intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in humans or animals;	255 256 257 258
(2) Any other article intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in humans or animals;	259 260 261
(3) Any article, other than food, intended to affect the structure or any function of the body of humans or animals;	262 263
(4) Any article intended for use as a component of any article specified in division (E) (1), (2), or (3) of this section; but does not include devices or their components, parts, or accessories.	264 265 266 267
"Drug" does not include "hemp" or a "hemp product" as those terms are defined in section 928.01 of the Revised Code.	268 269
(F) "Dangerous drug" means any of the following:	270
(1) Any drug to which either of the following applies:	271
(a) Under the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301, as amended, the drug is required to bear a label containing the legend "Caution: Federal law prohibits dispensing without prescription" or "Caution:	272 273 274 275

Federal law restricts this drug to use by or on the order of a licensed veterinarian" or any similar restrictive statement, or the drug may be dispensed only upon a prescription;

(b) Under Chapter 3715. or 3719. of the Revised Code, the drug may be dispensed only upon a prescription.

(2) Any drug that contains a schedule V controlled substance and that is exempt from Chapter 3719. of the Revised Code or to which that chapter does not apply;

(3) Any drug intended for administration by injection into the human body other than through a natural orifice of the human body;

(4) Any drug that is a biological product, as defined in section 3715.01 of the Revised Code.

(G) "Federal drug abuse control laws" has the same meaning as in section 3719.01 of the Revised Code.

(H) "Prescription" means all of the following:

(1) A written, electronic, or oral order for drugs or combinations or mixtures of drugs to be used by a particular individual or for treating a particular animal, issued by a licensed health professional authorized to prescribe drugs;

(2) For purposes of sections 2925.61, 4723.488, 4730.431, and 4731.94 of the Revised Code, a written, electronic, or oral order for naloxone issued to and in the name of a family member, friend, or other individual in a position to assist an individual who there is reason to believe is at risk of experiencing an opioid-related overdose.

(3) For purposes of section 4729.44 of the Revised Code, a written, electronic, or oral order for naloxone issued to and in

the name of either of the following:	304
(a) An individual who there is reason to believe is at risk of experiencing an opioid-related overdose;	305 306
(b) A family member, friend, or other individual in a position to assist an individual who there is reason to believe is at risk of experiencing an opioid-related overdose.	307 308 309
(4) For purposes of sections 4723.4810, 4729.282, 4730.432, and 4731.93 of the Revised Code, a written, electronic, or oral order for a drug to treat chlamydia, gonorrhea, or trichomoniasis issued to and in the name of a patient who is not the intended user of the drug but is the sexual partner of the intended user;	310 311 312 313 314 315
(5) For purposes of sections 3313.7110, 3313.7111, 3314.143, 3326.28, 3328.29, 4723.483, 4729.88, 4730.433, 4731.96, and 5101.76 of the Revised Code, a written, electronic, or oral order for an epinephrine autoinjector issued to and in the name of a school, school district, or camp;	316 317 318 319 320
(6) For purposes of Chapter 3728. and sections 4723.483, 4729.88, 4730.433, and 4731.96 of the Revised Code, a written, electronic, or oral order for an epinephrine autoinjector issued to and in the name of a qualified entity, as defined in section 3728.01 of the Revised Code.	321 322 323 324 325
(I) "Licensed health professional authorized to prescribe drugs" or "prescriber" means an individual who is authorized by law to prescribe drugs or dangerous drugs or drug therapy related devices in the course of the individual's professional practice, including only the following:	326 327 328 329 330
(1) A dentist licensed under Chapter 4715. of the Revised Code;	331 332

(2) A clinical nurse specialist, certified nurse-midwife, 333  
or certified nurse practitioner who holds a current, valid 334  
license issued under Chapter 4723. of the Revised Code to 335  
practice nursing as an advanced practice registered nurse—~~issued~~ 336  
~~under Chapter 4723. of the Revised Code;~~ 337

(3) A certified registered nurse anesthetist who holds a 338  
current, valid license issued under Chapter 4723. of the Revised 339  
Code to practice nursing as an advanced practice registered 340  
nurse, but only to the extent of the nurse's authority under 341  
sections 4723.43 and 4723.434 the Revised Code; 342

(4) An optometrist licensed under Chapter 4725. of the 343  
Revised Code to practice optometry under a therapeutic 344  
pharmaceutical agents certificate; 345

~~(4)~~ (5) A physician authorized under Chapter 4731. of the 346  
Revised Code to practice medicine and surgery, osteopathic 347  
medicine and surgery, or podiatric medicine and surgery; 348

~~(5)~~ (6) A physician assistant who holds a license to 349  
practice as a physician assistant issued under Chapter 4730. of 350  
the Revised Code, holds a valid prescriber number issued by the 351  
state medical board, and has been granted physician-delegated 352  
prescriptive authority; 353

~~(6)~~ (7) A veterinarian licensed under Chapter 4741. of the 354  
Revised Code. 355

(J) "Sale" or "sell" includes any transaction made by any 356  
person, whether as principal proprietor, agent, or employee, to 357  
do or offer to do any of the following: deliver, distribute, 358  
broker, exchange, gift or otherwise give away, or transfer, 359  
whether the transfer is by passage of title, physical movement, 360  
or both. 361

(K) "Wholesale sale" and "sale at wholesale" mean any sale 362  
in which the purpose of the purchaser is to resell the article 363  
purchased or received by the purchaser. 364

(L) "Retail sale" and "sale at retail" mean any sale other 365  
than a wholesale sale or sale at wholesale. 366

(M) "Retail seller" means any person that sells any 367  
dangerous drug to consumers without assuming control over and 368  
responsibility for its administration. Mere advice or 369  
instructions regarding administration do not constitute control 370  
or establish responsibility. 371

(N) "Price information" means the price charged for a 372  
prescription for a particular drug product and, in an easily 373  
understandable manner, all of the following: 374

(1) The proprietary name of the drug product; 375

(2) The established (generic) name of the drug product; 376

(3) The strength of the drug product if the product 377  
contains a single active ingredient or if the drug product 378  
contains more than one active ingredient and a relevant strength 379  
can be associated with the product without indicating each 380  
active ingredient. The established name and quantity of each 381  
active ingredient are required if such a relevant strength 382  
cannot be so associated with a drug product containing more than 383  
one ingredient. 384

(4) The dosage form; 385

(5) The price charged for a specific quantity of the drug 386  
product. The stated price shall include all charges to the 387  
consumer, including, but not limited to, the cost of the drug 388  
product, professional fees, handling fees, if any, and a 389

statement identifying professional services routinely furnished 390  
by the pharmacy. Any mailing fees and delivery fees may be 391  
stated separately without repetition. The information shall not 392  
be false or misleading. 393

(O) "Wholesale distributor of dangerous drugs" or 394  
"wholesale distributor" means a person engaged in the sale of 395  
dangerous drugs at wholesale and includes any agent or employee 396  
of such a person authorized by the person to engage in the sale 397  
of dangerous drugs at wholesale. 398

(P) "Manufacturer of dangerous drugs" or "manufacturer" 399  
means a person, other than a pharmacist or prescriber, who 400  
manufactures dangerous drugs and who is engaged in the sale of 401  
those dangerous drugs. 402

(Q) "Terminal distributor of dangerous drugs" or "terminal 403  
distributor" means a person who is engaged in the sale of 404  
dangerous drugs at retail, or any person, other than a 405  
manufacturer, repackager, outsourcing facility, third-party 406  
logistics provider, wholesale distributor, or pharmacist, who 407  
has possession, custody, or control of dangerous drugs for any 408  
purpose other than for that person's own use and consumption. 409  
"Terminal distributor" includes pharmacies, hospitals, nursing 410  
homes, and laboratories and all other persons who procure 411  
dangerous drugs for sale or other distribution by or under the 412  
supervision of a pharmacist, licensed health professional 413  
authorized to prescribe drugs, or other person authorized by the 414  
state board of pharmacy. 415

(R) "Promote to the public" means disseminating a 416  
representation to the public in any manner or by any means, 417  
other than by labeling, for the purpose of inducing, or that is 418  
likely to induce, directly or indirectly, the purchase of a 419

dangerous drug at retail. 420

(S) "Person" includes any individual, partnership, 421  
association, limited liability company, or corporation, the 422  
state, any political subdivision of the state, and any district, 423  
department, or agency of the state or its political 424  
subdivisions. 425

(T) "Animal shelter" means a facility operated by a humane 426  
society or any society organized under Chapter 1717. of the 427  
Revised Code or a dog pound operated pursuant to Chapter 955. of 428  
the Revised Code. 429

(U) "Food" has the same meaning as in section 3715.01 of 430  
the Revised Code. 431

(V) "Pain management clinic" has the same meaning as in 432  
section 4731.054 of the Revised Code. 433

(W) "Investigational drug or product" means a drug or 434  
product that has successfully completed phase one of the United 435  
States food and drug administration clinical trials and remains 436  
under clinical trial, but has not been approved for general use 437  
by the United States food and drug administration. 438  
"Investigational drug or product" does not include controlled 439  
substances in schedule I, as defined in section 3719.01 of the 440  
Revised Code. 441

(X) "Product," when used in reference to an 442  
investigational drug or product, means a biological product, 443  
other than a drug, that is made from a natural human, animal, or 444  
microorganism source and is intended to treat a disease or 445  
medical condition. 446

(Y) "Third-party logistics provider" means a person that 447  
provides or coordinates warehousing or other logistics services 448



pertaining to dangerous drugs including distribution, on behalf 449  
of a manufacturer, wholesale distributor, or terminal 450  
distributor of dangerous drugs, but does not take ownership of 451  
the drugs or have responsibility to direct the sale or 452  
disposition of the drugs. 453

(Z) "Repackager of dangerous drugs" or "repackager" means 454  
a person that repacks and relabels dangerous drugs for sale or 455  
distribution. 456

(AA) "Outsourcing facility" means a facility that is 457  
engaged in the compounding and sale of sterile drugs and is 458  
registered as an outsourcing facility with the United States 459  
food and drug administration. 460

(BB) "Laboratory" means a laboratory licensed under this 461  
chapter as a terminal distributor of dangerous drugs and 462  
entrusted to have custody of any of the following drugs and to 463  
use the drugs for scientific and clinical purposes and for 464  
purposes of instruction: dangerous drugs that are not controlled 465  
substances, as defined in section 3719.01 of the Revised Code; 466  
dangerous drugs that are controlled substances, as defined in 467  
that section; and controlled substances in schedule I, as 468  
defined in that section. 469

**Sec. 4761.17.** All of the following apply to the practice 470  
of respiratory care by a person who holds a license or limited 471  
permit issued under this chapter: 472

(A) The person shall practice only pursuant to a 473  
prescription or other order for respiratory care issued by any 474  
of the following: 475

(1) A physician; 476

(2) A clinical nurse specialist, certified nurse-midwife, 477

or certified nurse practitioner who holds a current, valid 478  
license issued under Chapter 4723. of the Revised Code to 479  
practice nursing as an advanced practice registered nurse and 480  
has entered into a standard care arrangement with a physician; 481

(3) A certified registered nurse anesthetist who holds a 482  
current, valid license issued under Chapter 4723. of the Revised 483  
Code to practice nursing as an advanced practice registered 484  
nurse and acts in compliance with sections 4723.43, 4723.433, 485  
and 4723.434 of the Revised Code; 486

(4) A physician assistant who holds a valid prescriber 487  
number issued by the state medical board, has been granted 488  
physician-delegated prescriptive authority, and has entered into 489  
a supervision agreement that allows the physician assistant to 490  
prescribe or order respiratory care services. 491

(B) The person shall practice only under the supervision 492  
of any of the following: 493

(1) A physician; 494

(2) A certified nurse practitioner, certified nurse- 495  
midwife, or clinical nurse specialist; 496

(3) A physician assistant who is authorized to prescribe 497  
or order respiratory care services as provided in division ~~(A)~~ 498  
~~(3)~~ (A) (4) of this section. 499

(C) (1) When practicing under the prescription or order of 500  
a certified nurse practitioner, certified nurse midwife, or 501  
clinical nurse specialist or under the supervision of such a 502  
nurse, the person's administration of medication that requires a 503  
prescription is limited to the drugs that the nurse is 504  
authorized to prescribe pursuant to section 4723.481 of the 505  
Revised Code. 506

(2) When practicing under the order of a certified 507  
registered nurse anesthetist, the person's administration of 508  
medication is limited to the drugs that the nurse is authorized 509  
to order or direct the person to administer, as provided in 510  
sections 4723.43, 4723.433, and 4723.434 of the Revised Code. 511

(3) When practicing under the prescription or order of a 512  
physician assistant or under the supervision of a physician 513  
assistant, the person's administration of medication that 514  
requires a prescription is limited to the drugs that the 515  
physician assistant is authorized to prescribe pursuant to the 516  
physician assistant's physician-delegated prescriptive 517  
authority. 518

**Section 2.** That existing sections 4723.43, 4729.01, and 519  
4761.17 of the Revised Code are hereby repealed. 520