

As Reported by the Senate Health Committee

135th General Assembly

Regular Session

2023-2024

Sub. H. B. No. 303

Representatives Hall, Santucci

Cosponsors: Representatives Seitz, Lipps, Cross, Abrams, Brennan, Brewer, Brown, Carruthers, Dell'Aquila, Dobos, Edwards, Forhan, Ghanbari, Isaacsohn, Jarrells, Jones, Lampton, LaRe, Liston, Mathews, Miller, J., Miller, K., Patton, Piccolantonio, Ray, Robb Blasdel, Roemer, Schmidt, Thomas, C., Upchurch, Weinstein, Wiggam, Williams, Willis, Young, T.

Senators Huffman, S., Ingram

A BILL

To amend sections 4723.67 and 4723.69; to enact 1
section 4765.163; and to repeal section 4723.671 2
of the Revised Code to establish a process for 3
the revision of training subjects for EMS 4
personnel and to revise the law governing 5
medication aides. 6

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

Section 1. That sections 4723.67 and 4723.69 be amended 7
and section 4765.163 of the Revised Code be enacted to read as 8
follows: 9

Sec. 4723.67. (A) In accordance with this section, a 10
medication aide who holds a current, valid medication aide 11
certificate issued under this chapter may administer 12
prescription medications to the residents of nursing homes and 13
residential care facilities, but only pursuant to the 14

supervision of a registered nurse or a licensed practical nurse 15
acting at the direction of a registered nurse. 16

(B) In exercising the authority to administer prescription 17
medications pursuant to nursing supervision, all of the 18
following apply to a medication aide: 19

(1) Subject to division (B) (4) of this section, a 20
medication aide may administer prescription medications ~~in by~~ 21
any of the following ~~categories~~methods: 22

~~(1) Oral (a) Giving medications to be taken orally;~~ 23

~~(2) (b) Topical medications application;~~ 24

~~(3) (c) Medications administered Application as drops to~~ 25
the eye, ear, or nose; 26

~~(4) (d) Rectal insertion and vaginal medications;~~ 27

~~(5) Medications insertion.~~ 28

(2) A medication aide may administer medications 29
prescribed with a designation authorizing or requiring 30
administration on an as-needed basis, regardless of whether the 31
supervising nurse is present at the home or facility. 32

(3) A medication aide may administer initial doses of 33
prescription medications. 34

(4) A medication aide may administer medications 35
containing a schedule II controlled substance, as defined in 36
section 3719.01 of the Revised Code, but only by the methods 37
described in divisions (B) (1) (a) and (b) of this section. 38

(C) All of the following limitations apply to the 39
authority of a medication aide to administer prescription 40
medication: 41

(1) A medication aide shall not administer prescription medications requiring dosage calculations. 42
43

~~(D)~~ (2) A medication aide shall not administer prescription medications by any of the following methods: 44
45

~~(1)~~ (a) Injection, except for insulin as provided in division ~~(E)~~ (D) of this section; 46
47

~~(2)~~ (b) Intravenous therapy procedures; 48

~~(3)~~ Splitting A medication aide shall not split pills for purposes of changing the dose being given. 49
50

~~(E)~~ (D) A medication aide may administer insulin to a resident by injection, but only if both of the following are satisfied: 51
52
53

(1) The medication aide satisfies training and competency requirements established by the aide's employer. 54
55

(2) The insulin is injected using an insulin pen device that contains a dosage indicator. 56
57

Sec. 4723.69. (A) The board of nursing may adopt rules to implement sections ~~4723.61-4723.63~~ to 4723.68 of the Revised Code. All rules adopted under this section shall be adopted in accordance with Chapter 119. of the Revised Code. 58
59
60
61

(B) If the board adopts rules under this section establishing standards governing approval of and participation in medication aide training programs, both of the following apply: 62
63
64
65

(1) With respect to supervised clinical practice components of training programs, when such training is provided in a nursing home or residential care facility and the home or 66
67
68

facility has been notified by the department of health of real 69
and present danger related to its administration of medications 70
or provision of skilled nursing care, the board shall prohibit 71
the home or facility from commencing any further supervised 72
clinical practice components until either of the following 73
occurs: 74

(a) A plan of correction is approved. 75

(b) The home or facility resolves the danger. 76

The board shall allow a training program to continue any 77
supervised clinical practice components that commenced prior to 78
the department of health notifying the home or facility. 79

(2) If the rules establish a minimum or maximum number of 80
days for participating in or completing a training program, the 81
board shall base that number on calendar days rather than 82
business days. 83

Sec. 4765.163. (A) The state board of emergency medical, 84
fire, and transportation services shall establish a process by 85
which any person may submit a petition to the board requesting 86
that a topic be included in a training or continuing education 87
program for first responders, EMTs-basic, EMTs-I, or paramedics 88
that is in addition to the topics specified in section 4765.16 89
of the Revised Code. A person shall submit a petition to the 90
board in a manner prescribed by the board. A petitioner shall 91
not seek to add a broad category of topics. 92

(B) Upon receipt of a petition, the board shall review it 93
to determine whether to approve or deny the addition of the 94
topic described in the petition. The board shall approve or deny 95
a petition in accordance with rules adopted by the board under 96
section 4765.11 of the Revised Code. 97

(C) Upon approval of a topic, the board shall require the 98
topic to be included in the training or continuing education 99
programs and shall adopt rules as necessary, in accordance with 100
section 4765.11 of the Revised Code, regarding the number of 101
hours required for the topic. 102

Section 2. That existing sections 4723.67 and 4723.69 of 103
the Revised Code are hereby repealed. 104

Section 3. That section 4723.671 of the Revised Code is 105
hereby repealed. 106