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Representatives Cross, Wilkin

Cosponsors: Representatives Becker, Lang, Riedel, Stein, Jordan, Kick, Carfagna, Brent, Edwards, Smith, T., Hoops, Manning, D., Lepore-Hagan, Liston, West, Baldrige, Blair, Boyd, Brown, Butler, Crawley, Crossman, Cupp, Dean, Denson, DeVitis, Fraizer, Galonski, Ghanbari, Ginter, Grendell, Hambley, Hicks-Hudson, Hillyer, Holmes, A., Howse, Ingram, Jones, Lanese, LaRe, Leland, Lightbody, Manning, G., McClain, Merrin, Miller, J., Miranda, O'Brien, Patterson, Patton, Perales, Reineke, Robinson, Roemer, Rogers, Romanchuk, Russo, Scherer, Sheehy, Sobecki, Strahorn, Sweeney, Sykes, Upchurch, Weinstein, Wiggam

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

<u>intravenous fluids;</u>	132
<u>(b) Administering treatments, drugs, and intravenous</u>	133
<u>fluids to treat conditions related to the administration of</u>	134
<u>anesthesia.</u>	135
<u>(B) (1) A certified registered nurse anesthetist may not</u>	136
<u>engage in one or more of the activities described in division</u>	137
<u>(A) of this section unless all of the following apply:</u>	138
<u>(a) The nurse is physically present at the health care</u>	139
<u>facility when performing the activities.</u>	140
<u>(b) The nurse's supervising physician, podiatrist, or</u>	141
<u>dentist is physically present at the health care facility where</u>	142
<u>the nurse is performing the activities.</u>	143
<u>(c) The health care facility where the nurse practices has</u>	144
<u>adopted a written policy developed by the facility's medical,</u>	145
<u>nursing, and pharmacy directors that meets the requirements of</u>	146
<u>section 4723.435 of the Revised Code.</u>	147
<u>(2) A certified registered nurse anesthetist shall not</u>	148
<u>engage in one or more of the activities described in division</u>	149
<u>(A) of this section if the supervising physician, podiatrist, or</u>	150
<u>dentist or the health care facility where the nurse practices</u>	151
<u>determines that it is not in a patient's best interest for the</u>	152
<u>nurse to perform such an activity or activities. If a</u>	153
<u>supervising physician, podiatrist, or dentist or facility makes</u>	154
<u>such a determination, the patient's medical or electronic health</u>	155
<u>record shall indicate that the nurse is prohibited from</u>	156
<u>performing the activity or activities.</u>	157
<u>(3) If a certified registered nurse anesthetist performs</u>	158
<u>one or more of the activities described in division (A) of this</u>	159
<u>section, the nurse shall so indicate in the patient's medical or</u>	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 165
nurse from implementing a verbal order of a supervising 166
physician, podiatrist, or dentist. 167

Sec. 4723.435. (A) A written policy adopted by a health 168
care facility as described in section 4723.434 of the Revised 169
Code shall establish standards and procedures to be followed by 170
certified registered nurse anesthetists when performing one or 171
more of the following activities in the health care facility: 172

(1) Selecting, ordering, and administering treatments, 173
drugs, and intravenous fluids; 174

(2) Ordering diagnostic tests and evaluating those tests; 175

(3) Directing registered nurses, licensed practical 176
nurses, and respiratory therapists to perform activities as 177
described in division (A) (3) of section 4723.434 of the Revised 178
Code. 179

(B) In adopting a policy, both of the following apply: 180

(1) The health care facility shall not authorize a 181
certified registered nurse anesthetist to select, order, or 182
administer any drug that a supervising physician, podiatrist, or 183
dentist is not authorized to prescribe. 184

(2) The health care facility shall allow a supervising 185
physician, podiatrist, or dentist to issue every order related 186
to a patient's anesthesia care. 187

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.	189 190 191 192
(B) "Practice of pharmacy" means providing pharmacist care requiring specialized knowledge, judgment, and skill derived from the principles of biological, chemical, behavioral, social, pharmaceutical, and clinical sciences. As used in this division, "pharmacist care" includes the following:	193 194 195 196 197
(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 therapy, recommending drug therapy related devices, and assisting in the selection of drugs and appliances for treatment of common diseases and injuries and providing instruction in the proper use of the drugs and appliances;	201 202 203 204 205
(5) Performing drug regimen reviews with individuals by discussing all of the drugs that the individual is taking and explaining the interactions of the drugs;	206 207 208
(6) Performing drug utilization reviews with licensed health professionals authorized to prescribe drugs when the pharmacist determines that an individual with a prescription has a drug regimen that warrants additional discussion with the prescriber;	209 210 211 212 213
(7) Advising an individual and the health care professionals treating an individual with regard to the	214 215

individual's drug therapy;	216
(8) Acting pursuant to a consult agreement with one or more physicians authorized under Chapter 4731. of the Revised Code to practice medicine and surgery or osteopathic medicine and surgery, if an agreement has been established;	217 218 219 220
(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	242

commercially available regardless of the reason that the drug is 243
not available, including the absence of a manufacturer for the 244
drug or the lack of a readily available supply of the drug from 245
a manufacturer. 246

(b) A limited quantity of the drug is compounded and 247
provided to the professional. 248

(c) The drug is compounded and provided to the 249
professional as an occasional exception to the normal practice 250
of dispensing drugs pursuant to patient-specific prescriptions. 251

(D) "Consult agreement" means an agreement that has been 252
entered into under section 4729.39 of the Revised Code. 253

(E) "Drug" means: 254

(1) Any article recognized in the United States 255
pharmacopoeia and national formulary, or any supplement to them, 256
intended for use in the diagnosis, cure, mitigation, treatment, 257
or prevention of disease in humans or animals; 258

(2) Any other article intended for use in the diagnosis, 259
cure, mitigation, treatment, or prevention of disease in humans 260
or animals; 261

(3) Any article, other than food, intended to affect the 262
structure or any function of the body of humans or animals; 263

(4) Any article intended for use as a component of any 264
article specified in division (E) (1), (2), or (3) of this 265
section; but does not include devices or their components, 266
parts, or accessories. 267

"Drug" does not include "hemp" or a "hemp product" as 268
those terms are defined in section 928.01 of the Revised Code. 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: 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;	272 273 274 275 276 277 278
(b) Under Chapter 3715. or 3719. of the Revised Code, the drug may be dispensed only upon a prescription.	279 280
(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;	281 282 283
(3) Any drug intended for administration by injection into the human body other than through a natural orifice of the human body;	284 285 286
(4) Any drug that is a biological product, as defined in section 3715.01 of the Revised Code.	287 288
(G) "Federal drug abuse control laws" has the same meaning as in section 3719.01 of the Revised Code.	289 290
(H) "Prescription" means all of the following:	291
(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;	292 293 294 295
(2) For purposes of sections 2925.61, 4723.488, 4730.431,	296

and 4731.94 of the Revised Code, a written, electronic, or oral 297
order for naloxone issued to and in the name of a family member, 298
friend, or other individual in a position to assist an 299
individual who there is reason to believe is at risk of 300
experiencing an opioid-related overdose. 301

(3) For purposes of section 4729.44 of the Revised Code, a 302
written, electronic, or oral order for naloxone issued to and in 303
the name of either of the following: 304

(a) An individual who there is reason to believe is at 305
risk of experiencing an opioid-related overdose; 306

(b) A family member, friend, or other individual in a 307
position to assist an individual who there is reason to believe 308
is at risk of experiencing an opioid-related overdose. 309

(4) For purposes of sections 4723.4810, 4729.282, 310
4730.432, and 4731.93 of the Revised Code, a written, 311
electronic, or oral order for a drug to treat chlamydia, 312
gonorrhoea, or trichomoniasis issued to and in the name of a 313
patient who is not the intended user of the drug but is the 314
sexual partner of the intended user; 315

(5) For purposes of sections 3313.7110, 3313.7111, 316
3314.143, 3326.28, 3328.29, 4723.483, 4729.88, 4730.433, 317
4731.96, and 5101.76 of the Revised Code, a written, electronic, 318
or oral order for an epinephrine autoinjector issued to and in 319
the name of a school, school district, or camp; 320

(6) For purposes of Chapter 3728. and sections 4723.483, 321
4729.88, 4730.433, and 4731.96 of the Revised Code, a written, 322
electronic, or oral order for an epinephrine autoinjector issued 323
to and in the name of a qualified entity, as defined in section 324
3728.01 of the Revised Code. 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:

(1) A dentist licensed under Chapter 4715. of the Revised Code;

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

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

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

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

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

~~(6)~~ (7) A veterinarian licensed under Chapter 4741. of the

Revised Code.	355
(J) "Sale" or "sell" includes any transaction made by any person, whether as principal proprietor, agent, or employee, to do or offer to do any of the following: deliver, distribute, broker, exchange, gift or otherwise give away, or transfer, whether the transfer is by passage of title, physical movement, or both.	356 357 358 359 360 361
(K) "Wholesale sale" and "sale at wholesale" mean any sale in which the purpose of the purchaser is to resell the article purchased or received by the purchaser.	362 363 364
(L) "Retail sale" and "sale at retail" mean any sale other than a wholesale sale or sale at wholesale.	365 366
(M) "Retail seller" means any person that sells any dangerous drug to consumers without assuming control over and responsibility for its administration. Mere advice or instructions regarding administration do not constitute control or establish responsibility.	367 368 369 370 371
(N) "Price information" means the price charged for a prescription for a particular drug product and, in an easily understandable manner, all of the following:	372 373 374
(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 contains a single active ingredient or if the drug product contains more than one active ingredient and a relevant strength can be associated with the product without indicating each active ingredient. The established name and quantity of each active ingredient are required if such a relevant strength	377 378 379 380 381 382

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