

**As Introduced**

**134th General Assembly**

**Regular Session**

**2021-2022**

**H. B. No. 318**

**Representatives Swearingen, Plummer**

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**A BILL**

To amend sections 4723.01, 4729.01, 4760.08, 1  
4760.09, and 4761.17 of the Revised Code to 2  
revise the law governing the practice of 3  
anesthesiologist assistants. 4

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

**Section 1.** That sections 4723.01, 4729.01, 4760.08, 5  
4760.09, and 4761.17 of the Revised Code be amended to read as 6  
follows: 7

**Sec. 4723.01.** As used in this chapter: 8

(A) "Registered nurse" means an individual who holds a 9  
current, valid license issued under this chapter that authorizes 10  
the practice of nursing as a registered nurse. 11

(B) "Practice of nursing as a registered nurse" means 12  
providing to individuals and groups nursing care requiring 13  
specialized knowledge, judgment, and skill derived from the 14  
principles of biological, physical, behavioral, social, and 15  
nursing sciences. Such nursing care includes: 16

(1) Identifying patterns of human responses to actual or 17  
potential health problems amenable to a nursing regimen; 18

(2) Executing a nursing regimen through the selection,	19
performance, management, and evaluation of nursing actions;	20
(3) Assessing health status for the purpose of providing	21
nursing care;	22
(4) Providing health counseling and health teaching;	23
(5) Administering medications, treatments, and executing	24
regimens authorized by an individual who is authorized to	25
practice in this state and is acting within the course of the	26
individual's professional practice;	27
(6) Teaching, administering, supervising, delegating, and	28
evaluating nursing practice.	29
(C) "Nursing regimen" may include preventative,	30
restorative, and health-promotion activities.	31
(D) "Assessing health status" means the collection of data	32
through nursing assessment techniques, which may include	33
interviews, observation, and physical evaluations for the	34
purpose of providing nursing care.	35
(E) "Licensed practical nurse" means an individual who	36
holds a current, valid license issued under this chapter that	37
authorizes the practice of nursing as a licensed practical	38
nurse.	39
(F) "The practice of nursing as a licensed practical	40
nurse" means providing to individuals and groups nursing care	41
requiring the application of basic knowledge of the biological,	42
physical, behavioral, social, and nursing sciences at the	43
direction of a registered nurse or any of the following who is	44
authorized to practice in this state: a physician, physician	45
assistant, <u>anesthesiologist assistant</u> , dentist, podiatrist,	46

optometrist, or chiropractor. Such nursing care includes:	47
(1) Observation, patient teaching, and care in a diversity of health care settings;	48 49
(2) Contributions to the planning, implementation, and evaluation of nursing;	50 51
(3) Administration of medications and treatments authorized by an individual who is authorized to practice in this state and is acting within the course of the individual's professional practice on the condition that the licensed practical nurse is authorized under section 4723.17 of the Revised Code to administer medications;	52 53 54 55 56 57
(4) Administration to an adult of intravenous therapy authorized by an individual who is authorized to practice in this state and is acting within the course of the individual's professional practice, on the condition that the licensed practical nurse is authorized under section 4723.18 or 4723.181 of the Revised Code to perform intravenous therapy and performs intravenous therapy only in accordance with those sections;	58 59 60 61 62 63 64
(5) Delegation of nursing tasks as directed by a registered nurse;	65 66
(6) Teaching nursing tasks to licensed practical nurses and individuals to whom the licensed practical nurse is authorized to delegate nursing tasks as directed by a registered nurse.	67 68 69 70
(G) "Certified registered nurse anesthetist" means an advanced practice registered nurse who holds a current, valid license issued under this chapter and is designated as a certified registered nurse anesthetist in accordance with section 4723.42 of the Revised Code and rules adopted by the	71 72 73 74 75

board of nursing.	76
(H) "Clinical nurse specialist" means an advanced practice registered nurse who holds a current, valid license issued under this chapter and is designated as a clinical nurse specialist in accordance with section 4723.42 of the Revised Code and rules adopted by the board of nursing.	77 78 79 80 81
(I) "Certified nurse-midwife" means an advanced practice registered nurse who holds a current, valid license issued under this chapter and is designated as a certified nurse-midwife in accordance with section 4723.42 of the Revised Code and rules adopted by the board of nursing.	82 83 84 85 86
(J) "Certified nurse practitioner" means an advanced practice registered nurse who holds a current, valid license issued under this chapter and is designated as a certified nurse practitioner in accordance with section 4723.42 of the Revised Code and rules adopted by the board of nursing.	87 88 89 90 91
(K) "Physician" means an individual authorized under Chapter 4731. of the Revised Code to practice medicine and surgery or osteopathic medicine and surgery.	92 93 94
(L) "Collaboration" or "collaborating" means the following:	95 96
(1) In the case of a clinical nurse specialist or a certified nurse practitioner, that one or more podiatrists acting within the scope of practice of podiatry in accordance with section 4731.51 of the Revised Code and with whom the nurse has entered into a standard care arrangement or one or more physicians with whom the nurse has entered into a standard care arrangement are continuously available to communicate with the clinical nurse specialist or certified nurse practitioner either	97 98 99 100 101 102 103 104

in person or by electronic communication; 105

(2) In the case of a certified nurse-midwife, that one or 106  
more physicians with whom the certified nurse-midwife has 107  
entered into a standard care arrangement are continuously 108  
available to communicate with the certified nurse-midwife either 109  
in person or by electronic communication. 110

(M) "Supervision," as it pertains to a certified 111  
registered nurse anesthetist, means that the certified 112  
registered nurse anesthetist is under the direction of a 113  
podiatrist acting within the podiatrist's scope of practice in 114  
accordance with section 4731.51 of the Revised Code, a dentist 115  
acting within the dentist's scope of practice in accordance with 116  
Chapter 4715. of the Revised Code, or a physician, and, when 117  
administering anesthesia, the certified registered nurse 118  
anesthetist is in the immediate presence of the podiatrist, 119  
dentist, or physician. 120

(N) "Standard care arrangement" means a written, formal 121  
guide for planning and evaluating a patient's health care that 122  
is developed by one or more collaborating physicians or 123  
podiatrists and a clinical nurse specialist, certified nurse- 124  
midwife, or certified nurse practitioner and meets the 125  
requirements of section 4723.431 of the Revised Code. 126

(O) "Advanced practice registered nurse" means an 127  
individual who holds a current, valid license issued under this 128  
chapter that authorizes the practice of nursing as an advanced 129  
practice registered nurse and is designated as any of the 130  
following: 131

(1) A certified registered nurse anesthetist; 132

(2) A clinical nurse specialist; 133

(3) A certified nurse-midwife;	134
(4) A certified nurse practitioner.	135
(P) "Practice of nursing as an advanced practice registered nurse" means providing to individuals and groups nursing care that requires knowledge and skill obtained from advanced formal education, training, and clinical experience. Such nursing care includes <u>the care described in section 4723.43</u> of the Revised Code.	136 137 138 139 140 141
(Q) "Dialysis care" means the care and procedures that a dialysis technician or dialysis technician intern is authorized to provide and perform, as specified in section 4723.72 of the Revised Code.	142 143 144 145
(R) "Dialysis technician" means an individual who holds a current, valid certificate to practice as a dialysis technician issued under section 4723.75 of the Revised Code.	146 147 148
(S) "Dialysis technician intern" means an individual who holds a current, valid certificate to practice as a dialysis technician intern issued under section 4723.75 of the Revised Code.	149 150 151 152
(T) "Certified community health worker" means an individual who holds a current, valid certificate as a community health worker issued under section 4723.85 of the Revised Code.	153 154 155
(U) "Medication aide" means an individual who holds a current, valid certificate issued under this chapter that authorizes the individual to administer medication in accordance with section 4723.67 of the Revised Code;	156 157 158 159
(V) "Nursing specialty" means a specialty in practice as a certified registered nurse anesthetist, clinical nurse	160 161

specialist, certified nurse-midwife, or certified nurse 162  
practitioner. 163

**Sec. 4729.01.** As used in this chapter: 164

(A) "Pharmacy," except when used in a context that refers 165  
to the practice of pharmacy, means any area, room, rooms, place 166  
of business, department, or portion of any of the foregoing 167  
where the practice of pharmacy is conducted. 168

(B) "Practice of pharmacy" means providing pharmacist care 169  
requiring specialized knowledge, judgment, and skill derived 170  
from the principles of biological, chemical, behavioral, social, 171  
pharmaceutical, and clinical sciences. As used in this division, 172  
"pharmacist care" includes the following: 173

(1) Interpreting prescriptions; 174

(2) Dispensing drugs and drug therapy related devices; 175

(3) Compounding drugs; 176

(4) Counseling individuals with regard to their drug 177  
therapy, recommending drug therapy related devices, and 178  
assisting in the selection of drugs and appliances for treatment 179  
of common diseases and injuries and providing instruction in the 180  
proper use of the drugs and appliances; 181

(5) Performing drug regimen reviews with individuals by 182  
discussing all of the drugs that the individual is taking and 183  
explaining the interactions of the drugs; 184

(6) Performing drug utilization reviews with licensed 185  
health professionals authorized to prescribe drugs when the 186  
pharmacist determines that an individual with a prescription has 187  
a drug regimen that warrants additional discussion with the 188  
prescriber; 189

(7) Advising an individual and the health care professionals treating an individual with regard to the individual's drug therapy;	190 191 192
(8) Acting pursuant to a consult agreement, if an agreement has been established;	193 194
(9) Engaging in the administration of immunizations to the extent authorized by section 4729.41 of the Revised Code;	195 196
(10) Engaging in the administration of drugs to the extent authorized by section 4729.45 of the Revised Code.	197 198
(C) "Compounding" means the preparation, mixing, assembling, packaging, and labeling of one or more drugs in any of the following circumstances:	199 200 201
(1) Pursuant to a prescription issued by a licensed health professional authorized to prescribe drugs;	202 203
(2) Pursuant to the modification of a prescription made in accordance with a consult agreement;	204 205
(3) As an incident to research, teaching activities, or chemical analysis;	206 207
(4) In anticipation of orders for drugs pursuant to prescriptions, based on routine, regularly observed dispensing patterns;	208 209 210
(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:	211 212 213 214 215
(a) At the time the request is made, the drug is not	216



commercially available regardless of the reason that the drug is 217  
not available, including the absence of a manufacturer for the 218  
drug or the lack of a readily available supply of the drug from 219  
a manufacturer. 220

(b) A limited quantity of the drug is compounded and 221  
provided to the professional. 222

(c) The drug is compounded and provided to the 223  
professional as an occasional exception to the normal practice 224  
of dispensing drugs pursuant to patient-specific prescriptions. 225

(D) "Consult agreement" means an agreement that has been 226  
entered into under section 4729.39 of the Revised Code. 227

(E) "Drug" means: 228

(1) Any article recognized in the United States 229  
pharmacopoeia and national formulary, or any supplement to them, 230  
intended for use in the diagnosis, cure, mitigation, treatment, 231  
or prevention of disease in humans or animals; 232

(2) Any other article intended for use in the diagnosis, 233  
cure, mitigation, treatment, or prevention of disease in humans 234  
or animals; 235

(3) Any article, other than food, intended to affect the 236  
structure or any function of the body of humans or animals; 237

(4) Any article intended for use as a component of any 238  
article specified in division (E) (1), (2), or (3) of this 239  
section; but does not include devices or their components, 240  
parts, or accessories. 241

"Drug" does not include "hemp" or a "hemp product" as 242  
those terms are defined in section 928.01 of the Revised Code. 243

(F) "Dangerous drug" means any of the following:	244
(1) Any drug to which either of the following applies:	245
(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;	246 247 248 249 250 251 252
(b) Under Chapter 3715. or 3719. of the Revised Code, the drug may be dispensed only upon a prescription.	253 254
(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;	255 256 257
(3) Any drug intended for administration by injection into the human body other than through a natural orifice of the human body;	258 259 260
(4) Any drug that is a biological product, as defined in section 3715.01 of the Revised Code.	261 262
(G) "Federal drug abuse control laws" has the same meaning as in section 3719.01 of the Revised Code.	263 264
(H) "Prescription" means all of the following:	265
(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;	266 267 268 269
(2) For purposes of sections 2925.61, 4723.484, 4730.434,	270

and 4731.94 of the Revised Code, a written, electronic, or oral 271  
order for naloxone issued to and in the name of a family member, 272  
friend, or other individual in a position to assist an 273  
individual who there is reason to believe is at risk of 274  
experiencing an opioid-related overdose. 275

(3) For purposes of section 4729.44 of the Revised Code, a 276  
written, electronic, or oral order for naloxone issued to and in 277  
the name of either of the following: 278

(a) An individual who there is reason to believe is at 279  
risk of experiencing an opioid-related overdose; 280

(b) A family member, friend, or other individual in a 281  
position to assist an individual who there is reason to believe 282  
is at risk of experiencing an opioid-related overdose. 283

(4) For purposes of sections 4723.4810, 4729.282, 284  
4730.432, and 4731.93 of the Revised Code, a written, 285  
electronic, or oral order for a drug to treat chlamydia, 286  
gonorrhea, or trichomoniasis issued to and in the name of a 287  
patient who is not the intended user of the drug but is the 288  
sexual partner of the intended user; 289

(5) For purposes of sections 3313.7110, 3313.7111, 290  
3314.143, 3326.28, 3328.29, 4723.483, 4729.88, 4730.433, 291  
4731.96, and 5101.76 of the Revised Code, a written, electronic, 292  
or oral order for an epinephrine autoinjector issued to and in 293  
the name of a school, school district, or camp; 294

(6) For purposes of Chapter 3728. and sections 4723.483, 295  
4729.88, 4730.433, and 4731.96 of the Revised Code, a written, 296  
electronic, or oral order for an epinephrine autoinjector issued 297  
to and in the name of a qualified entity, as defined in section 298  
3728.01 of the Revised Code; 299

(7) For purposes of sections 3313.7115, 3313.7116, 300  
3314.147, 3326.60, 3328.38, 4723.484, 4730.434, 4731.92, and 301  
5101.78 of the Revised Code, a written, electronic, or oral 302  
order for injectable or nasally administered glucagon in the 303  
name of a school, school district, or camp. 304

(I) "Licensed health professional authorized to prescribe 305  
drugs" or "prescriber" means an individual who is authorized by 306  
law to prescribe drugs or dangerous drugs or drug therapy 307  
related devices in the course of the individual's professional 308  
practice, including only the following: 309

(1) A dentist licensed under Chapter 4715. of the Revised 310  
Code; 311

(2) A clinical nurse specialist, certified nurse-midwife, 312  
or certified nurse practitioner who holds a current, valid 313  
license issued under Chapter 4723. of the Revised Code to 314  
practice nursing as an advanced practice registered nurse; 315

(3) A certified registered nurse anesthetist who holds a 316  
current, valid license issued under Chapter 4723. of the Revised 317  
Code to practice nursing as an advanced practice registered 318  
nurse, but only to the extent of the nurse's authority under 319  
sections 4723.43 and 4723.434 of the Revised Code; 320

(4) An optometrist licensed under Chapter 4725. of the 321  
Revised Code to practice optometry under a therapeutic 322  
pharmaceutical agents certificate; 323

(5) A physician authorized under Chapter 4731. of the 324  
Revised Code to practice medicine and surgery, osteopathic 325  
medicine and surgery, or podiatric medicine and surgery; 326

(6) A physician assistant who holds a license to practice 327  
as a physician assistant issued under Chapter 4730. of the 328

Revised Code, holds a valid prescriber number issued by the 329  
state medical board, and has been granted physician-delegated 330  
prescriptive authority; 331

(7) A veterinarian licensed under Chapter 4741. of the 332  
Revised Code; 333

(8) An anesthesiologist assistant who holds a current, 334  
valid license issued under Chapter 4760. of the Revised Code, 335  
but only to the extent of the anesthesiologist assistant's 336  
authority under sections 4760.08 and 4760.09 of the Revised 337  
Code. 338

(J) "Sale" or "sell" includes any transaction made by any 339  
person, whether as principal proprietor, agent, or employee, to 340  
do or offer to do any of the following: deliver, distribute, 341  
broker, exchange, gift or otherwise give away, or transfer, 342  
whether the transfer is by passage of title, physical movement, 343  
or both. 344

(K) "Wholesale sale" and "sale at wholesale" mean any sale 345  
in which the purpose of the purchaser is to resell the article 346  
purchased or received by the purchaser. 347

(L) "Retail sale" and "sale at retail" mean any sale other 348  
than a wholesale sale or sale at wholesale. 349

(M) "Retail seller" means any person that sells any 350  
dangerous drug to consumers without assuming control over and 351  
responsibility for its administration. Mere advice or 352  
instructions regarding administration do not constitute control 353  
or establish responsibility. 354

(N) "Price information" means the price charged for a 355  
prescription for a particular drug product and, in an easily 356  
understandable manner, all of the following: 357

(1) The proprietary name of the drug product;	358
(2) The established (generic) name of the drug product;	359
(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 cannot be so associated with a drug product containing more than one ingredient.	360 361 362 363 364 365 366 367
(4) The dosage form;	368
(5) The price charged for a specific quantity of the drug product. The stated price shall include all charges to the consumer, including, but not limited to, the cost of the drug product, professional fees, handling fees, if any, and a statement identifying professional services routinely furnished by the pharmacy. Any mailing fees and delivery fees may be stated separately without repetition. The information shall not be false or misleading.	369 370 371 372 373 374 375 376
(O) "Wholesale distributor of dangerous drugs" or "wholesale distributor" means a person engaged in the sale of dangerous drugs at wholesale and includes any agent or employee of such a person authorized by the person to engage in the sale of dangerous drugs at wholesale.	377 378 379 380 381
(P) "Manufacturer of dangerous drugs" or "manufacturer" means a person, other than a pharmacist or prescriber, who manufactures dangerous drugs and who is engaged in the sale of those dangerous drugs.	382 383 384 385
(Q) "Terminal distributor of dangerous drugs" or "terminal	386

distributor" means a person who is engaged in the sale of 387  
dangerous drugs at retail, or any person, other than a 388  
manufacturer, repackager, outsourcing facility, third-party 389  
logistics provider, wholesale distributor, or pharmacist, who 390  
has possession, custody, or control of dangerous drugs for any 391  
purpose other than for that person's own use and consumption. 392  
"Terminal distributor" includes pharmacies, hospitals, nursing 393  
homes, and laboratories and all other persons who procure 394  
dangerous drugs for sale or other distribution by or under the 395  
supervision of a pharmacist, licensed health professional 396  
authorized to prescribe drugs, or other person authorized by the 397  
state board of pharmacy. 398

(R) "Promote to the public" means disseminating a 399  
representation to the public in any manner or by any means, 400  
other than by labeling, for the purpose of inducing, or that is 401  
likely to induce, directly or indirectly, the purchase of a 402  
dangerous drug at retail. 403

(S) "Person" includes any individual, partnership, 404  
association, limited liability company, or corporation, the 405  
state, any political subdivision of the state, and any district, 406  
department, or agency of the state or its political 407  
subdivisions. 408

(T) (1) "Animal shelter" means a facility operated by a 409  
humane society or any society organized under Chapter 1717. of 410  
the Revised Code or a dog pound operated pursuant to Chapter 411  
955. of the Revised Code. 412

(2) "County dog warden" means a dog warden or deputy dog 413  
warden appointed or employed under section 955.12 of the Revised 414  
Code. 415

(U) "Food" has the same meaning as in section 3715.01 of the Revised Code. 416  
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(V) "Pain management clinic" has the same meaning as in section 4731.054 of the Revised Code. 418  
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(W) "Investigational drug or product" means a drug or product that has successfully completed phase one of the United States food and drug administration clinical trials and remains under clinical trial, but has not been approved for general use by the United States food and drug administration. 420  
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"Investigational drug or product" does not include controlled substances in schedule I, as defined in section 3719.01 of the Revised Code. 425  
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(X) "Product," when used in reference to an investigational drug or product, means a biological product, other than a drug, that is made from a natural human, animal, or microorganism source and is intended to treat a disease or medical condition. 428  
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(Y) "Third-party logistics provider" means a person that provides or coordinates warehousing or other logistics services pertaining to dangerous drugs including distribution, on behalf of a manufacturer, wholesale distributor, or terminal distributor of dangerous drugs, but does not take ownership of the drugs or have responsibility to direct the sale or disposition of the drugs. 433  
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(Z) "Repackager of dangerous drugs" or "repackager" means a person that repacks and relabels dangerous drugs for sale or distribution. 440  
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(AA) "Outsourcing facility" means a facility that is engaged in the compounding and sale of sterile drugs and is 443  
444



registered as an outsourcing facility with the United States 445  
food and drug administration. 446

(BB) "Laboratory" means a laboratory licensed under this 447  
chapter as a terminal distributor of dangerous drugs and 448  
entrusted to have custody of any of the following drugs and to 449  
use the drugs for scientific and clinical purposes and for 450  
purposes of instruction: dangerous drugs that are not controlled 451  
substances, as defined in section 3719.01 of the Revised Code; 452  
dangerous drugs that are controlled substances, as defined in 453  
that section; and controlled substances in schedule I, as 454  
defined in that section. 455

**Sec. 4760.08.** (A) An anesthesiologist assistant shall 456  
practice only under the direct supervision and in the immediate 457  
presence of a physician who is actively and directly engaged in 458  
the clinical practice of medicine as of an anesthesiologist and 459  
in a manner consistent with a written practice protocol 460  
described in division (B) of this section and the 461  
anesthesiologist assistant's education, training, and licensure. 462  
~~An anesthesiologist assistant shall not practice in any location~~ 463  
~~other than a hospital or ambulatory surgical facility. At all~~ 464  
~~times when an anesthesiologist assistant is providing direct~~ 465  
~~patient care, the anesthesiologist assistant shall display in an~~ 466  
~~appropriate manner the title "anesthesiologist assistant" as a~~ 467  
~~means of identifying the individual's authority to practice~~ 468  
~~under this chapter.~~ 469

(B) Each anesthesiologist who agrees to act as the 470  
supervising anesthesiologist of an anesthesiologist assistant 471  
shall adopt a written practice protocol that is consistent with 472  
section 4760.09 of the Revised Code and delineates the services 473  
that the anesthesiologist assistant is authorized to provide and 474

the manner in which the anesthesiologist will supervise the 475  
anesthesiologist assistant. The supervising anesthesiologist 476  
shall base the provisions of the protocol on consideration of 477  
relevant quality assurance standards, including regular review 478  
by the anesthesiologist of the medical records of the patients 479  
of the anesthesiologist assistant. 480

The supervising anesthesiologist shall supervise the 481  
anesthesiologist assistant in accordance with the terms of the 482  
protocol under which the assistant practices and the rules for 483  
supervision of anesthesiologist assistants adopted by the state 484  
medical board under this chapter and Chapter 4731. of the 485  
Revised Code. ~~The board's rules shall include requirements for~~ 486  
~~enhanced supervision of an anesthesiologist assistant during the~~ 487  
~~first four years of practice.~~ 488

(C) At all times when an anesthesiologist assistant is 489  
providing direct patient care, the anesthesiologist assistant 490  
shall display in an appropriate manner the title 491  
"anesthesiologist assistant" as a means of identifying the 492  
individual's authority to practice under this chapter. 493

**Sec. 4760.09.** ~~If~~ (A) Subject to division (B) of this 494  
section, if the practice and supervision requirements of section 495  
4760.08 of the Revised Code are being met, an anesthesiologist 496  
assistant may ~~assist the supervising anesthesiologist in~~ 497  
~~developing and implementing an anesthesia care plan for a~~ 498  
~~patient. In providing assistance to the supervising~~ 499  
~~anesthesiologist, an anesthesiologist assistant may do any of~~ 500  
~~the following:~~ 501

~~(A) Obtain~~ engage in any of the following activities: 502

(1) Developing and implementing anesthesia care plans; 503

<u>(2) Performing anesthesia induction, maintenance, and emergence, including by administering anesthetic, adjuvant, and accessory drugs;</u>	504
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<u>(3) Performing epidural or spinal anesthetic procedures;</u>	507
<u>(4) Obtaining and interpreting information from anesthesia delivery systems;</u>	508
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<u>(5) Administering intermittent vasoactive drugs and starting and adjusting vasoactive infusion;</u>	510
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<u>(6) Obtaining a comprehensive patient history and <del>present</del> presenting the history to the supervising anesthesiologist;</u>	512
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<del>(B) Pretest</del> <u>(7) Testing and <del>calibrate</del> calibrating anesthesia delivery systems and monitor and obtain and interpret information from the systems and monitors;</u>	514
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<del>(C) Assist the supervising anesthesiologist with the implementation of medically accepted monitoring techniques;</del>	517
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<del>(D) Establish</del> <u>(8) Establishing basic and advanced airway interventions, including <del>intubation of the trachea and</del> performing <u>tracheal intubations and ventilatory support;</u></u>	519
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<del>(E) Administer intermittent vasoactive drugs and start and adjust vasoactive infusions;</del>	522
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<del>(F) Administer anesthetic drugs, adjuvant drugs, and accessory drugs;</del>	524
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<del>(G) Assist the supervising anesthesiologist with the performance of epidural anesthetic procedures and spinal anesthetic procedures;</del>	526
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<del>(H) Administer</del> <u>(9) Administering blood, blood products, and supportive fluids;</u>	529
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<u>(10) Obtaining informed consent for anesthesia care;</u>	531
<u>(11) Performing preanesthetic preparation and evaluation,</u>	532
<u>postanesthetic preparation and evaluation, postanesthesia care,</u>	533
<u>clinical support functions, and any other function described in</u>	534
<u>the written practice protocol adopted under division (B) of</u>	535
<u>section 4760.08 of the Revised Code;</u>	536
<u>(12) Performing and documenting evaluations and</u>	537
<u>assessments, including ordering and evaluating one or more</u>	538
<u>diagnostic tests for conditions related to the administration of</u>	539
<u>anesthesia;</u>	540
<u>(13) As necessary for patient management and care,</u>	541
<u>selecting, ordering, and administering treatments, drugs, and</u>	542
<u>intravenous fluids for conditions related to the administration</u>	543
<u>of anesthesia;</u>	544
<u>(14) As necessary for patient management and care,</u>	545
<u>directing registered nurses, licensed practical nurses, and</u>	546
<u>respiratory therapists to do either or both of the following if</u>	547
<u>authorized by law to do so:</u>	548
<u>(a) Provide supportive care, including by monitoring vital</u>	549
<u>signs, conducting electrocardiograms, and administering</u>	550
<u>intravenous fluids;</u>	551
<u>(b) Administer treatments, drugs, and intravenous fluids</u>	552
<u>to treat conditions related to the administration of anesthesia.</u>	553
<u>(B) An anesthesiologist assistant may engage in the</u>	554
<u>activities described in divisions (A) (1) to (5) of this section</u>	555
<u>only if the anesthesiologist assistant is in the immediate</u>	556
<u>presence of an anesthesiologist.</u>	557
<b>Sec. 4761.17.</b> All of the following apply to the practice	558

of respiratory care by a person who holds a license or limited permit issued under this chapter: 559  
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(A) The person shall practice only pursuant to a prescription or other order for respiratory care issued by any of the following: 561  
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(1) A physician; 564

(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 and has entered into a standard care arrangement with a physician; 565  
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(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 and acts in compliance with sections 4723.43, 4723.433, and 4723.434 of the Revised Code; 570  
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(4) An anesthesiologist assistant who holds a current, valid license issued under Chapter 4760. of the Revised Code and acts in compliance with sections 4760.08 and 4760.09 of the Revised Code; 575  
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(5) A physician assistant who holds a valid prescriber number issued by the state medical board, has been granted physician-delegated prescriptive authority, and has entered into a supervision agreement that allows the physician assistant to prescribe or order respiratory care services. 579  
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(B) The person shall practice only under the supervision of any of the following: 584  
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(1) A physician; 586

(2) A certified nurse practitioner, certified nurse- 587  
midwife, or clinical nurse specialist; 588

(3) A physician assistant who is authorized to prescribe 589  
or order respiratory care services as provided in division ~~(A)~~ 590  
~~(4)~~ (5) of this section. 591

(C) (1) When practicing under the prescription or order of 592  
a certified nurse practitioner, certified nurse midwife, or 593  
clinical nurse specialist or under the supervision of such a 594  
nurse, the person's administration of medication that requires a 595  
prescription is limited to the drugs that the nurse is 596  
authorized to prescribe pursuant to section 4723.481 of the 597  
Revised Code. 598

(2) When practicing under the order of a certified 599  
registered nurse anesthetist, the person's administration of 600  
medication is limited to the drugs that the nurse is authorized 601  
to order or direct the person to administer, as provided in 602  
sections 4723.43, 4723.433, and 4723.434 of the Revised Code. 603

(3) When practicing under the order of an anesthesiologist 604  
assistant, the person's administration of medication is limited 605  
to the drugs that the anesthesiologist assistant is authorized 606  
to order or direct the person to administer, as provided in 607  
sections 4760.08 and 4760.09 of the Revised Code. 608

(4) When practicing under the prescription or order of a 609  
physician assistant or under the supervision of a physician 610  
assistant, the person's administration of medication that 611  
requires a prescription is limited to the drugs that the 612  
physician assistant is authorized to prescribe pursuant to the 613  
physician assistant's physician-delegated prescriptive 614  
authority. 615

**Section 2.** That existing sections 4723.01, 4729.01, 616  
4760.08, 4760.09, and 4761.17 of the Revised Code are hereby 617  
repealed. 618

**Section 3.** Section 4729.01 of the Revised Code is 619  
presented in this act as a composite of the section as amended 620  
by H.B. 24, H.B. 197, H.B. 203, H.B. 231, H.B. 341, and S.B. 57, 621  
all of the 133rd General Assembly. The General Assembly, 622  
applying the principle stated in division (B) of section 1.52 of 623  
the Revised Code that amendments are to be harmonized if 624  
reasonably capable of simultaneous operation, finds that the 625  
composite is the resulting version of the section in effect 626  
prior to the effective date of the section as presented in this 627  
act. 628