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Bill Analysis
Legislative Service Commission

S.B. 245*

124th General Assembly
(As Reported, S. Health, Human Services and Aging)

Sen. Wachtmann

BILL SUMMARY

- Provides that certain medical physical examinations that are required by statute may be performed by a clinical nurse specialist, certified nurse practitioner, or certified nurse-midwife.

CONTENT AND OPERATION

Nurses with special certificates

The Revised Code provides for issuance of special certificates to nurses with advanced training. These certificates authorize a scope of practice beyond that of other nurses. The nurses include clinical nurse specialists, certified nurse practitioners, and certified nurse midwives. The bill allows these types of nurses to perform physical examinations required by statute that currently may be performed only by physicians. Clinical nurse specialists, certified nurse practitioners, and certified nurse midwives are registered nurses who hold certificates of authority for their practices. They are required to practice in collaboration with a physician. Those who hold certificates to prescribe may prescribe drugs and therapeutic devices. (Revised Code § 4723.01, 4723.43, and 4723.48.)

A clinical nurse specialist may provide and manage the care of persons with complex health problems and provide health care services that promote, improve, and manage health care.

A certified nurse practitioner may provide preventative and primary care services and evaluate and promote patient wellness.

* This analysis was prepared before the report of the Senate Health, Human Services and Aging Committee appeared in the Senate Journal. Note that the list of co-sponsors and the legislative history may be incomplete.

A certified nurse-midwife may provide the management of preventive services and those primary care services necessary to provide health care to women antepartally, intrapartally, postpartally, and gynecologically.

The bill

Physical examinations are required by statute for many different reasons. Current law requires that many of these examinations be performed by a physician. Under the bill many of these physical examinations required may be performed by a clinical nurse specialist, certified nurse practitioner, or certified nurse-midwife. The chart below lists the Revised Code sections the bill amends and gives a brief description of each examination that may be performed under the bill by a clinical nurse specialist, certified nurse practitioner, or certified nurse-midwife.

Revised Code section	Examination
§ 124.32	Reinstatement to a position in the state's classified civil service following injury or disability
§§ 124.41, 124.42	Original appointment to a police department as a police officer or to a fire department as a fire fighter
§ 124.50	Reinstatement of a police officer or fire fighter who was injured or disabled
§§ 503.45, 503.47	Applicant for a massager's license and periodic certification of massager
§ 505.38	Volunteer fire fighters in township fire departments
§ 709.012	Township fire fighters offered employment by an annexing municipal corporation
§ 737.15	Village chief of police
§ 737.16	Deputy marshals, police officers, night guards, and special police officers appointed by the mayor of a village
§ 737.22	Person appointed to the position of village fire chief, fire prevention officer, permanent full-time fire fighter, or volunteer fire fighter

Revised Code section	Examination
§ 911.11	Person working or intending to work in a bakery
§ 1531.26	Member of a mine rescue crew
§ 2151.53	Person taken into custody by a juvenile court (The bill specifies that a physical examination for a person in the custody of the juvenile court must be conducted by a competent physician, clinical nurse specialist, or certified nurse practitioner. A mental examination must be conducted by a competent psychologist or psychiatrist or a clinical nurse specialist who practices in the specialty of mental health or psychiatric mental health.)
§ 2743.62	Victim or claimant for crime victim's compensation
§ 2907.29	Victim of a sexual offense
§ 3107.02	Individual to be adopted
§ 3111.91	The donor in a non-spousal artificial insemination
§ 3319.13	Reinstatement of a teacher returning from duty in the uniformed services
§ 3327.10	School bus or van driver (Under current law, a clinical nurse specialist or certified nurse practitioner may conduct these examinations. The bill also authorizes a certified nurse-midwife to conduct them.)
§§ 3331.02, 3331.06, 3331.07	Issuance of an age and schooling certificate to a child applying for employment (The bill would permit a clinical nurse specialist or certified nurse practitioner to conduct these examinations.)
§§ 3773.41, 3773.42, 3773.45	A referee, judge, matchmaker, timekeeper, contestant, manager,



Revised Code section	Examination
	trainer, or second of a contestant in a public boxing match or exhibition
§ 3919.29	Issuance of a life, accident, or life and accident insurance certificate or policy
§§ 4506.10, 4507.20	Applicant for a commercial driver's license and, if required by the Registrar of Motor Vehicles, an individual who has accrued seven violation points on driving record
§ 4715.30	Dentist or dental hygienist who is under investigation for misconduct
§ 4933.122	Public utility consumer who needs the operation of medical or life-supporting equipment and requests an extended payment plan for utility service
§ 5103.0327	Determination of foster home placement
§ 5104.011	Child day-care if examination is required by rule of Ohio Department of Job and Family Services
§ 5503.08	Highway patrol officers taking occupational injury leave

HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	02-27-02	p. 1529
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