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Bill Analysis
Legislative Service Commission

H.B. 196
126th General Assembly
(As Introduced)

Reps. Kearns, Barrett, Chandler, Collier, C. Evans, Hartnett, Harwood, McGregor, Miller, S. Patton, Perry, Schaffer, Seitz, Setzer

BILL SUMMARY

- Authorizes advanced practice nurses to make hospital admissions.
- Provides that services that may be rendered by an advanced practice nurse to patients admitted to a hospital solely for the purpose of receiving those services must be under the supervision of the admitting advanced practice nurse.

CONTENT AND OPERATION

Hospital admissions

(R.C. 3727.06(B))

Current law

Under current law, the only health care professionals authorized to admit a patient to a hospital are doctors,¹ dentists,² and podiatrists³ who are members of the hospital's medical staff. "Member of the medical staff" is not defined.

¹ A "doctor" is an individual authorized to practice medicine and surgery or osteopathic medicine and surgery (R.C. 3727.06(A)(1)).

² The term, "dentist," is not specifically defined for purposes of the section amended by the bill (R.C. 3727.06); however, the term is defined in another section of R.C. Title 37 to mean a person who is licensed by the State Dental Board to practice dentistry.

³ A "podiatrist" is an individual authorized to practice podiatric medicine and surgery (R.C. 3727.06(A)(2)).

The bill

The bill expands current law by authorizing advanced practice nurses who are approved by the hospital to provide services to admit a patient to the hospital. The bill defines "advanced practice nurse" to mean a certified nurse-midwife,⁴ certified nurse practitioner,⁵ certified registered nurse anesthetist,⁶ or clinical nurse specialist.⁷ The bill does not define the phrase "approved by the hospital to provide services."

Supervision of an admitted patient

(R.C. 3727.06(C))

Current law

Current law provides that all hospital patients must be under the medical supervision of a doctor *except* that services that may be rendered by a licensed dentist or podiatrist to patients admitted solely for the purpose of receiving dental or podiatric services must be under the supervision of the admitting dentist or admitting podiatrist. If the patient requires treatment outside the scope of the practice of dentistry as defined in the Revised Code (R.C. Chapter 4715.) or the practice of podiatry as defined in the Revised Code (R.C. 4731.51) at the time of admission, or if such treatment becomes necessary during the course of hospital treatment by a dentist or podiatrist, the treatment outside the dentist's or podiatrist's scope of practice must be under the supervision of a doctor who is a

⁴ A "certified nurse-midwife" is a registered nurse who holds a valid certificate of authority that authorizes the practice of nursing as a certified nurse-midwife in accordance with the Revised Code and rules adopted by the Ohio Nursing Board (R.C. 4723.01(I)).

⁵ A "certified nurse practitioner" is a registered nurse who holds a valid certificate of authority that authorizes the practice of nursing as a certified nurse practitioner in accordance with the Revised Code and rules adopted by the Ohio Nursing Board (R.C. 4723.01(J)).

⁶ A "certified registered nurse anesthetist" is a registered nurse who holds a valid certificate of authority that authorizes the practice of nursing as a certified registered nurse anesthetist in accordance with the Revised Code and rules adopted by the Ohio Nursing Board (R.C. 4723.01(G)).

⁷ A "clinical nurse specialist" is a registered nurse who holds a valid certificate of authority that authorizes the practice of nursing as a clinical nurse specialist in accordance with the Revised Code and rules adopted by the Ohio Nursing Board (R.C. 4723.01(H)).

member of the hospital's medical staff. Furthermore, it is the responsibility of the admitting dentist or podiatrist to make arrangements with a doctor who is a member of the medical staff to be responsible for the patient's treatment outside the scope of dental or podiatric practice when necessary during the patient's hospital stay.

The bill

The bill adds another exception to the rule that all hospital patients must be under the medical supervision of a doctor. Specifically, the bill provides that services that may be rendered by an advanced practice nurse under Ohio law⁸ to patients admitted solely for the purpose of receiving those services must be under the supervision of the admitting advanced practice nurse. Like the exceptions to the supervision law applicable to dentists and podiatrists, the bill also provides that if treatment outside the scope of the advanced practice nurse's practice is required at the time the patient is admitted, or becomes necessary during the course of hospital treatment, the treatment must be under the supervision of a doctor, dentist, or podiatrist who is a member of the hospital's medical staff depending on the treatment needed. Furthermore, the bill specifies that it is the admitting advanced practice nurse's responsibility to make arrangements with a doctor, dentist, or podiatrist who is a member of the hospital's medical staff to be responsible for the patient's treatment outside the scope of the advanced practice nurse's practice when necessary during the patient's hospital stay.

HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	04-12-05	p. 387

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⁸ R.C. 4723.43 defines the scope of practice of advanced practice nurses.