

Executive

As Passed By House

As Reported By Senate Finance

**MEDCD3 Personally furnishing drugs at employer-based clinics**

No provision.

No provision.

**R.C. 4730.43**

Permits a physician assistant to personally furnish supplies of specified drugs and therapeutic devices at an employer-based clinic.

**Fiscal effect: None.**

**MEDCD1 Massage Therapy Advisory Council**

No provision.

**R.C. 4731.152**

Creates the Massage Therapy Advisory Council to make recommendations to the State Medical Board regarding issues affecting the practice of massage therapy.

No provision.

No provision.

Requires the Board to appoint the Council's members, a majority of whom must be licensed and active in the practice of massage therapy. Authorizes associations of massage therapy professionals to nominate individuals for appointment.

No provision.

**Fiscal effect: While members will not receive compensation, they could receive reimbursements for related expenses. Thus, there could be minimal costs associated with this.**

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**MEDCD2 State Medical Board One-Bite Program**

No provision.

No provision.

**R.C. 4731.254, 4730.26, 4731.22, 4731.224, 4731.251, 4759.05, 4760.14, 4761.03, 4762.14, 4774.14, and 4778.18**

Specifies, for purposes of the State Medical Board's One-Bite Program for impaired practitioners, that a practitioner or applicant for licensure who discloses to the Board a previous impairment is not subject to Board discipline for that impairment, if the practitioner or applicant has completed treatment and complies with aftercare or remains in good standing with another state's version of the One-Bite Program. The program applies to physicians, podiatrists, massage therapists, physician assistants, dietitians, anesthesiologist assistants, respiratory therapists, acupuncturists, radiologist assistants, and genetic counselors.

**Fiscal effect: None.**

**MEDCD4 Out-of-state physician consultation with Ohio physicians**

No provision.

No provision.

**R.C. 4731.36**

Modifies a provision of existing law, which allows a physician licensed in another state or territory to provide consultation to a physician licensed in Ohio, by eliminating the specification that the Ohio-licensed physician who received the consultation from the out-of-state physician must also be responsible for the examination, diagnosis, and treatment of the patient who is the subject of the consultation.

**Fiscal effect: None.**

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**MEDCD6 Medical practitioner conscience clause**

No provision.	No provision.	<b>R.C. 4743.10</b> Recognizes the authority of a medical practitioner, health care institution, or health care payer to decline to perform, participate in, or pay for any health care service that violates the practitioner's, institution's, or payer's conscience as informed by the moral, ethical, or religious beliefs or principles held by the practitioner, institution, or payer.
No provision.	No provision.	Requires a medical practitioner, when the practitioner becomes aware of a health care service's conflict with or violation of the practitioner's beliefs or principles, to notify the practitioner's supervisor (if applicable), request to be excused from the service, and, if willing, seek a colleague to perform the service.
No provision.	No provision.	Requires a patient, in the event that a medical practitioner does not participate in a transfer of care or a colleague is unwilling to perform the service, to be notified and provided an opportunity to find an alternative medical practitioner and upon request, receive the patient's medical records.
No provision.	No provision.	Specifies that a medical practitioner, health care institution, or health care payer is not subject to civil, criminal, or administrative liability for declining to participate in or pay for a health care service.
No provision.	No provision.	Authorizes a medical practitioner, health care institution, or health care payer to bring a civil action in the event of a violation of the bill's provisions and, if the practitioner, institution, or payer prevails, provides for treble damages, injunctive relief, costs, and attorney's fees.

**Fiscal effect: There could be impacts to local courts if there were any violations.**

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MEDCD5 Exceptions to dietetics licensure

No provision.

No provision.

**R.C. 4759.10**

Exempts from dietetics licensure a person who provides wellness and lifestyle recommendations, individualized nutritional guidance or counseling, or individualized food and diet assessment or education, so long as the person does not use the title "dietitian" or any other title indicating that the person is practicing dietetics.

**Fiscal effect: Minimal.**

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DOHCD52 Variances from written transfer agreements

No provision.	No provision.	<b>R.C. 3702.304, Section 291.80</b> Adds the following requirements to existing law governing variances from written transfer agreements for ambulatory surgical facilities (ASF):
(1) No provision.	(1) No provision.	(1) The local hospital at which the consulting physician has admitting privileges must be within a 25-mile radius of the ASF;
(2) No provision.	(2) No provision.	(2) The consulting physician cannot teach or provide instruction at a medical school, osteopathic medical school, any state hospital, or other public institution;
(3) No provision.	(3) No provision.	(3) The consulting physician cannot be employed by, compensated pursuant to a contract with, or otherwise provide instruction or consultation to, a medical school, osteopathic medical school, any state hospital, or other public institution;
(4) No provision.	(4) No provision.	(4) The consulting physician must actively practice clinical medicine within a 25-mile radius of the ASF; and
(5) No provision.	(5) No provision.	(5) An ASF with an existing variance must demonstrate compliance with the new requirements within 90 days of the provisions' effective date, or the variance is rescinded.
		<b>Fiscal effect: ODH could experience costs to review variance applications.</b>

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JFSCD54 Streamlining County Level-Information Access Task Force

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No provision.	<p><b>Section: 751.10</b></p> <p>Creates the Task Force on Streamlining County Level-Information Access to make recommendations on streamlining information access across information technology systems for county departments of job and family services, child support enforcement agencies, public children services agencies, and county OhioMeansJobs centers.</p>	<p><b>Section: 751.10</b></p> <p>Same as the House.</p>
No provision.	<p>Requires the Task Force to do all of the following:</p>	<p>Same as the House.</p>
(1) No provision.	<p>(1) Identify barriers to efficient operations between information technology systems that affect both department and agency operations and client services.</p>	<p>(1) Same as the House.</p>
(2) No provision.	<p>(2) For each identified barrier, explore the feasibility of allowing county employee access to more than one information technology system.</p>	<p>(2) Same as the House.</p>
(3) No provision.	<p>(3) Prioritize which barriers should be addressed first.</p>	<p>(3) Same as the House.</p>
No provision.	<p>Provides for the appointment of Task Force's 16 members and establishes requirements for the first meeting, the provision of subject matter experts, and the submission of a report to the General Assembly.</p> <p><b>Fiscal effect: Minimal.</b></p>	<p>Same as the House, but increases the membership to 21 members.</p> <p><b>Fiscal effect: Same as the House.</b></p>

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**PRXCD1 Dispensing tobacco cessation drugs without a prescription**

**R.C. 4729.42, 4731.90**

(1) Permits a pharmacist or pharmacy intern to dispense tobacco cessation drugs without a prescription in accordance with a physician-established protocol that meets specified requirements and establishes recordkeeping and notice requirements.

(2) Requires a pharmacist or pharmacy intern to provide notice to the individual's primary care provider within 30 days after a screening is conducted.

(3) Requires a pharmacy to keep records for an unspecified period of time.

(4) No provision.

(5) Requires the State Board of Pharmacy to adopt rules in consultation with the State Medical Board and the Department of Health regarding dispensing tobacco cessation drugs.

(6) No provision.

**Fiscal effect: Potential increase in administrative expenses for the State Board of Pharmacy to promulgate rules and regulate additional pharmacist and pharmacy intern duties.**

**R.C. 4729.42, 4731.90**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive

(4) No provision.

(5) Same as the Executive.

(6) No provision.

**Fiscal effect: Same as the Executive.**

**R.C. 4729.42, 4731.90**

(1) Same as Executive, but removes the authority for pharmacy interns to dispense the drugs, and limits the dispensing authority to nicotine replacement therapy, as opposed to all tobacco cessation drugs.

(2) Same as the Executive, but requires a pharmacist to notify an individual's primary care provider within 72-hours, as opposed to 30 days.

(3) Same as the Executive, but requires a pharmacy to keep records for three years

(4) Requires the individual to whom the nicotine replacement therapy is dispensed to be 18 years old or older.

(5) Same as Executive.

(6) Provides qualified immunity for physicians who authorize dispensing of nicotine replacement therapy in accordance with a protocol.

**Fiscal effect: Same as the Executive.**