

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1905 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Cynthia Roe _____

Adopted: _____

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1905

By: Roe

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to advanced practice registered
9 nursing; amending 59 O.S. 2021, Section 353.1, which
10 relates to definitions used in the Oklahoma Pharmacy
11 Act; modifying definitions; amending 59 O.S. 2021,
12 Section 353.1a, which relates to prescriptive
13 authority of Advanced Practice Registered Nurses;
14 modifying prescriptive authority of Certified Nurse-
15 Midwives; amending 59 O.S. 2021, Section 567.3a,
16 which relates to definitions used in the Oklahoma
17 Nursing Practice Act; modifying definitions; amending
18 59 O.S. 2021, Section 567.4a, which relates to
19 prescriptive authority; eliminating supervision
20 requirement for Certified Nurse-Midwife; providing
21 for independent and collaborative practice; providing
22 certain construction; directing the Oklahoma Board of
23 Nursing to promulgate certain rules; amending 59 O.S.
24 2021, Section 567.5a, which relates to Advanced
Practice Registered Nurse license; providing for
independent prescriptive authority by endorsement for
Certified Nurse-Midwife; amending 63 O.S. 2021,
Section 2-312, which relates to controlled dangerous
substances; eliminating supervision requirement for
Certified Nurse-Midwife; updating statutory
reference; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 59 O.S. 2021, Section 353.1, is
amended to read as follows:

1 Section 353.1 For the purposes of the Oklahoma Pharmacy Act:

2 1. "Accredited program" means those seminars, classes,
3 meetings, work projects, and other educational courses approved by
4 the Board for purposes of continuing professional education;

5 2. "Act" means the Oklahoma Pharmacy Act;

6 3. "Administer" means the direct application of a drug, whether
7 by injection, inhalation, ingestion or any other means, to the body
8 of a patient;

9 4. "Assistant pharmacist" means any person presently licensed
10 as an assistant pharmacist in the State of Oklahoma by the Board
11 pursuant to Section 353.10 of this title and for the purposes of the
12 Oklahoma Pharmacy Act shall be considered the same as a pharmacist,
13 except where otherwise specified;

14 5. "Board" or "State Board" means the State Board of Pharmacy;

15 6. "Certify" or "certification of a prescription" means the
16 review of a filled prescription by a licensed pharmacist or a
17 licensed practitioner with dispensing authority to confirm that the
18 medication, labeling and packaging of the filled prescription are
19 accurate and meet all requirements prescribed by state and federal
20 law. For the purposes of this paragraph, "licensed practitioner"
21 shall not include optometrists with dispensing authority;

22 7. "Chemical" means any medicinal substance, whether simple or
23 compound or obtained through the process of the science and art of
24 chemistry, whether of organic or inorganic origin;

1 8. "Compounding" means the combining, admixing, mixing,
2 diluting, pooling, reconstituting or otherwise altering of a drug or
3 bulk drug substance to create a drug. Compounding includes the
4 preparation of drugs or devices in anticipation of prescription drug
5 orders based on routine, regularly observed prescribing patterns;

6 9. "Continuing professional education" means professional,
7 pharmaceutical education in the general areas of the socioeconomic
8 and legal aspects of health care; the properties and actions of
9 drugs and dosage forms; and the etiology, characteristics and
10 therapeutics of the diseased state;

11 10. "Dangerous drug", "legend drug", "prescription drug" or "Rx
12 Only" means a drug:

- 13 a. for human use subject to 21 U.S.C. 353(b)(1), or
- 14 b. is labeled "Prescription Only", or labeled with the
15 following statement: "Caution: Federal law restricts
16 this drug except for use by or on the order of a
17 licensed veterinarian";

18 11. "Director" means the Executive Director of the State Board
19 of Pharmacy unless context clearly indicates otherwise;

20 12. "Dispense" or "dispensing" means the interpretation,
21 evaluation, and implementation of a prescription drug order,
22 including the preparation and delivery of a drug or device to a
23 patient or a patient's agent in a suitable container appropriately
24 labeled for subsequent administration to, or use by, a patient.

1 Dispense includes sell, distribute, leave with, give away, dispose
2 of, deliver or supply;

3 13. "Dispenser" means a retail pharmacy, hospital pharmacy, a
4 group of chain pharmacies under common ownership and control that do
5 not act as a wholesale distributor, or any other person authorized
6 by law to dispense or administer prescription drugs, and the
7 affiliated warehouses or distributions of such entities under common
8 ownership and control that do not act as a wholesale distributor.
9 For the purposes of this paragraph, "dispenser" does not mean a
10 person who dispenses only products to be used in animals in
11 accordance with 21 U.S.C. 360b(a) (5);

12 14. "Distribute" or "distribution" means the sale, purchase,
13 trade, delivery, handling, storage, or receipt of a product, and
14 does not include the dispensing of a product pursuant to a
15 prescription executed in accordance with 21 U.S.C. 353(b) (1) or the
16 dispensing of a product approved under 21 U.S.C. 360b(b); provided,
17 taking actual physical possession of a product or title shall not be
18 required;

19 15. "Doctor of Pharmacy" means a person licensed by the Board
20 to engage in the practice of pharmacy. The terms "pharmacist",
21 "D.Ph.", and "Doctor of Pharmacy" shall be interchangeable and shall
22 have the same meaning wherever they appear in the Oklahoma Statutes
23 and the rules promulgated by the Board;

24

1 16. "Drug outlet" means all manufacturers, repackagers,
2 outsourcing facilities, wholesale distributors, third-party
3 logistics providers, pharmacies, and all other facilities which are
4 engaged in dispensing, delivery, distribution or storage of
5 dangerous drugs;

6 17. "Drugs" means all medicinal substances and preparations
7 recognized by the United States Pharmacopoeia and National
8 Formulary, or any revision thereof, and all substances and
9 preparations intended for external and/or internal use in the cure,
10 diagnosis, mitigation, treatment or prevention of disease in humans
11 or animals and all substances and preparations, other than food,
12 intended to affect the structure or any function of the body of a
13 human or animals;

14 18. "Drug sample" means a unit of a prescription drug packaged
15 under the authority and responsibility of the manufacturer that is
16 not intended to be sold and is intended to promote the sale of the
17 drug;

18 19. "Filled prescription" means a packaged prescription
19 medication to which a label has been affixed which contains such
20 information as is required by the Oklahoma Pharmacy Act;

21 20. "Hospital" means any institution licensed as a hospital by
22 this state for the care and treatment of patients, or a pharmacy
23 operated by the Oklahoma Department of Veterans Affairs;

24

1 21. "Licensed practitioner" means an allopathic physician,
2 osteopathic physician, podiatric physician, dentist, veterinarian or
3 optometrist licensed to practice and authorized to prescribe
4 dangerous drugs within the scope of practice of such practitioner;

5 22. "Manufacturer" or "virtual manufacturer" means with respect
6 to a product:

7 a. a person that holds an application approved under 21
8 U.S.C. 355 or a license issued under 42 U.S.C. 262 for
9 such product, or if such product is not the subject of
10 an approved application or license, the person who
11 manufactured the product,

12 b. a co-licensed partner of the person described in
13 subparagraph a of this paragraph that obtains the
14 product directly from a person described in this
15 subparagraph or subparagraph a of this paragraph,

16 c. an affiliate of a person described in subparagraph a
17 or b who receives the product directly from a person
18 described in this subparagraph or in subparagraph a or
19 b of this paragraph, or

20 d. a person who contracts with another to manufacture a
21 product;

22 23. "Manufacturing" means the production, preparation,
23 propagation, compounding, conversion or processing of a device or a
24 drug, either directly or indirectly by extraction from substances of

1 natural origin or independently by means of chemical or biological
2 synthesis and includes any packaging or repackaging of the
3 substances or labeling or relabeling of its container, and the
4 promotion and marketing of such drugs or devices. The term
5 "manufacturing" also includes the preparation and promotion of
6 commercially available products from bulk compounds for resale by
7 licensed pharmacies, licensed practitioners or other persons;

8 24. "Medical gas" means those gases including those in liquid
9 state upon which the manufacturer or distributor has placed one of
10 several cautions, such as "Rx Only", in compliance with federal law;

11 25. "Medical gas order" means an order for medical gas issued
12 by a licensed prescriber;

13 26. "Medical gas distributor" means a person licensed to
14 distribute, transfer, wholesale, deliver or sell medical gases on
15 drug orders to suppliers or other entities licensed to use,
16 administer or distribute medical gas and may also include a patient
17 or ultimate user;

18 27. "Medical gas supplier" means a person who dispenses medical
19 gases on drug orders only to a patient or ultimate user;

20 28. "Medicine" means any drug or combination of drugs which has
21 the property of curing, preventing, treating, diagnosing or
22 mitigating diseases, or which is used for that purpose;

23 29. "Nonprescription drugs" means medicines or drugs which are
24 sold without a prescription and which are prepackaged for use by the

1 consumer and labeled in accordance with the requirements of the
2 statutes and regulations of this state and the federal government.
3 Such items shall also include medical and dental supplies and
4 bottled or nonbulk chemicals which are sold or offered for sale to
5 the general public if such articles or preparations meet the
6 requirements of the Federal Food, Drug and Cosmetic Act, 21
7 U.S.C.A., Section 321 et seq.;

8 30. "Outsourcing facility", including "virtual outsourcing
9 facility" means a facility at one geographic location or address
10 that:

- 11 a. is engaged in the compounding of sterile drugs,
- 12 b. has elected to register as an outsourcing facility,
- 13 and
- 14 c. complies with all requirements of 21 U.S.C. 353b;

15 31. "Package" means the smallest individual saleable unit of
16 product for distribution by a manufacturer or repackager that is
17 intended by the manufacturer for ultimate sale to the dispenser of
18 such product. For the purposes of this paragraph, "individual
19 saleable unit" means the smallest container of a product introduced
20 into commerce by the manufacturer or repackager that is intended by
21 the manufacturer or repackager for individual sale to a dispenser;

22 32. "Person" means an individual, partnership, limited
23 liability company, corporation or association, unless the context
24 otherwise requires;

1 33. "Pharmacist-in-charge" or "PIC" means the pharmacist
2 licensed in this state responsible for the management control of a
3 pharmacy and all other aspects of the practice of pharmacy in a
4 licensed pharmacy as defined by Section 353.18 of this title;

5 34. "Pharmacy" means a place regularly licensed by the Board of
6 Pharmacy in which prescriptions, drugs, medicines, chemicals and
7 poisons are compounded or dispensed or such place where pharmacists
8 practice the profession of pharmacy, or a pharmacy operated by the
9 Oklahoma Department of Veterans Affairs;

10 35. "Pharmacy technician", "technician", "Rx tech", or "tech"
11 means a person issued a Technician permit by the State Board of
12 Pharmacy to assist the pharmacist and perform nonjudgmental,
13 technical, manipulative, non-discretionary functions in the
14 prescription department under the immediate and direct supervision
15 of a pharmacist;

16 36. "Poison" means any substance which when introduced into the
17 body, either directly or by absorption, produces violent, morbid or
18 fatal changes, or which destroys living tissue with which such
19 substance comes into contact;

20 37. "Practice of pharmacy" means:

21 a. the interpretation and evaluation of prescription
22 orders,

23 b. the compounding, dispensing, administering and
24 labeling of drugs and devices, except labeling by a

1 manufacturer, repackager or distributor of
2 nonprescription drugs and commercially packaged legend
3 drugs and devices,

4 c. the participation in drug selection and drug
5 utilization reviews,

6 d. the proper and safe storage of drugs and devices and
7 the maintenance of proper records thereof,

8 e. the responsibility for advising by counseling and
9 providing information, where professionally necessary
10 or where regulated, of therapeutic values, content,
11 hazards and use of drugs and devices,

12 f. the offering or performing of those acts, services,
13 operations or transactions necessary in the conduct,
14 operation, management and control of a pharmacy, or

15 g. the provision of those acts or services that are
16 necessary to provide pharmaceutical care;

17 38. "Preparation" means an article which may or may not contain
18 sterile products compounded in a licensed pharmacy pursuant to the
19 order of a licensed prescriber;

20 39. "Prescriber" means a person licensed in this state who is
21 authorized to prescribe dangerous drugs within the scope of practice
22 of the person's profession;

1 40. "Prescription" means and includes any order for drug or
2 medical supplies written or signed, or transmitted by word of mouth,
3 telephone or other means of communication:

- 4 a. by a licensed prescriber,
- 5 b. under the supervision of ~~an Oklahoma licensed~~
6 ~~practitioner~~ a supervising physician as defined in
7 this section, ~~an Oklahoma licensed advanced practice~~
8 ~~registered nurse or an Oklahoma licensed~~ by a
9 physician assistant, Certified Nurse Practitioner, or
10 Clinical Nurse Specialist licensed in this state, ~~or~~
- 11 c. by a Certified Nurse-Midwife who practices
12 independently or who practices in collaboration with a
13 physician, or
- 14 d. by an Oklahoma licensed wholesaler or distributor as
15 authorized in Section 353.29.1 of this title;

16 41. "Product" means a prescription drug in a finished dosage
17 form for administration to a patient without substantial further
18 manufacturing, such as capsules, tablets, and lyophilized products
19 before reconstitution. "Product" does not include blood components
20 intended for transfusion, radioactive drugs or biologics and medical
21 gas;

22 42. "Repackager"⁷ including "virtual repackager"⁷ means a
23 person who owns or operates an establishment that repacks and
24

1 relabels a product or package for further sale or distribution
2 without further transaction;

3 43. "Sterile drug" means a drug that is intended for parenteral
4 administration, an ophthalmic or oral inhalation drug in aqueous
5 format, or a drug that is required to be sterile under state and
6 federal law;

7 44. "Supervising physician" means an individual holding a
8 current license to practice as a physician from the State Board of
9 Medical Licensure and Supervision, pursuant to the provisions of the
10 Oklahoma Allopathic Medical and Surgical Licensure and Supervision
11 Act, or the State Board of Osteopathic Examiners, pursuant to the
12 provisions of the Oklahoma Osteopathic Medicine Act, who supervises
13 ~~an advanced practice registered nurse~~ a Certified Nurse Practitioner
14 or Clinical Nurse Specialist as such terms are defined in Section
15 567.3a of this title, and who is not in training as an intern,
16 resident, or fellow. To be eligible to supervise ~~an advanced~~
17 ~~practice registered nurse~~ a Certified Nurse Practitioner or Clinical
18 Nurse Specialist, such physician shall remain in compliance with the
19 rules promulgated by the State Board of Medical Licensure and
20 Supervision or the State Board of Osteopathic Examiners;

21 45. "Supportive personnel" means technicians and auxiliary
22 supportive persons who are regularly paid employees of a pharmacy
23 who work and perform tasks in the pharmacy as authorized by Section
24 353.18A of this title;

1 46. "Third-party logistics provider" including "virtual third-
2 party logistics provider" means an entity that provides or
3 coordinates warehousing, or other logistics services of a product in
4 interstate commerce on behalf of a manufacturer, wholesale
5 distributor, or dispenser of a product but does not take ownership
6 of the product, nor have responsibility to direct the sale or
7 disposition of the product. For the purposes of this paragraph,
8 "third-party logistics provider" does not include shippers and the
9 United States Postal Service;

10 47. "Wholesale distributor" including "virtual wholesale
11 distributor" means a person other than a manufacturer, a
12 manufacturer's co-licensed partner, a third-party logistics
13 provider, or repackager engaged in wholesale distribution as defined
14 by 21 U.S.C. 353(e) (4) as amended by the Drug Supply Chain Security
15 Act;

16 48. "County jail" means a facility operated by a county for the
17 physical detention and correction of persons charged with, or
18 convicted of, criminal offenses or ordinance violations or persons
19 found guilty of civil or criminal contempt;

20 49. "State correctional facility" means a facility or
21 institution that houses a prisoner population under the jurisdiction
22 of the Department of Corrections;

1 50. "Unit dose package" means a package that contains a single
2 dose drug with the name, strength, control number, and expiration
3 date of that drug on the label; and

4 51. "Unit of issue package" means a package that provides
5 multiple doses of the same drug, but each drug is individually
6 separated and includes the name, lot number, and expiration date.

7 SECTION 2. AMENDATORY 59 O.S. 2021, Section 353.1a, is
8 amended to read as follows:

9 Section 353.1a A. ~~Prescribing~~ 1. Prescriptive authority shall
10 be allowed as provided by Section 2-312 of Title 63 of the Oklahoma
11 Statutes, under the medical direction of a supervising physician,
12 for an ~~advanced practice nurse recognized~~ Advanced Practice
13 Registered Nurse licensed by the Oklahoma Board of Nursing in ~~one of~~
14 ~~the following categories: advanced registered nurse practitioners,~~
15 ~~clinical nurse specialists, or certified nurse-midwives~~ the role of
16 Certified Nurse Practitioner or Clinical Nurse Specialist.

17 2. Prescriptive authority shall be allowed as provided by
18 Section 2-312 of Title 63 of the Oklahoma Statutes for an Advanced
19 Practice Registered Nurse licensed by the Oklahoma Board of Nursing
20 in the role of Certified Nurse-Midwife who practices independently
21 or who practices in collaboration with a physician as provided by
22 the Oklahoma Nursing Practice Act.

23 B. The ~~advanced practice nurse~~ Advanced Practice Registered
24 Nurse may write or sign, or transmit by word of mouth, telephone or

1 other means of communication an order for drugs or medical supplies
2 that is intended to be filled, compounded, or dispensed by a
3 pharmacist. The supervising physician or, if applicable,
4 collaborating physician, and the ~~advanced practice nurse~~ Advanced
5 Practice Registered Nurse shall be identified at the time of
6 origination of the prescription and the name of the ~~advanced~~
7 ~~practice nurse~~ Advanced Practice Registered Nurse shall be printed
8 on the prescription label.

9 ~~B. C.~~ C. Pharmacists may dispense prescriptions for ~~non-controlled~~
10 ~~noncontrolled~~ prescription drugs authorized by an ~~advanced practice~~
11 ~~nurse~~ Advanced Practice Registered Nurse or physician assistant, not
12 located in ~~Oklahoma~~ this state, provided that they are licensed in
13 the state in which they are actively prescribing.

14 ~~C. D.~~ D. 1. Pharmacists may only dispense prescriptions for
15 controlled dangerous substances prescribed by an ~~advanced practice~~
16 ~~nurse or a~~ physician assistant licensed in the State of Oklahoma
17 this state and supervised by an ~~Oklahoma-licensed~~ a practitioner
18 licensed in this state.

19 2. Pharmacists may only dispense prescriptions for controlled
20 dangerous substances prescribed by an Advanced Practice Registered
21 Nurse licensed in this state who meets the criteria of subsection A
22 of this section.

23 SECTION 3. AMENDATORY 59 O.S. 2021, Section 567.3a, is
24 amended to read as follows:

1 Section 567.3a As used in the Oklahoma Nursing Practice Act:

2 1. "Board" means the Oklahoma Board of Nursing;

3 2. "The practice of nursing" means the performance of services
4 provided for purposes of nursing diagnosis and treatment of human
5 responses to actual or potential health problems consistent with
6 educational preparation. Knowledge and skill are the basis for
7 assessment, analysis, planning, intervention, and evaluation used in
8 the promotion and maintenance of health and nursing management of
9 illness, injury, infirmity, restoration or optimal function, or
10 death with dignity. Practice is based on understanding the human
11 condition across the human lifespan and understanding the
12 relationship of the individual within the environment. This
13 practice includes execution of the medical regime including the
14 administration of medications and treatments prescribed by any
15 person authorized by state law to so prescribe;

16 3. "Registered nursing" means the practice of the full scope of
17 nursing which includes, but is not limited to:

- 18 a. assessing the health status of individuals, families
19 and groups,
20 b. analyzing assessment data to determine nursing care
21 needs,
22 c. establishing goals to meet identified health care
23 needs,
24 d. planning a strategy of care,

- e. establishing priorities of nursing intervention to implement the strategy of care,
- f. implementing the strategy of care,
- g. delegating such tasks as may safely be performed by others, consistent with educational preparation and that do not conflict with the provisions of the Oklahoma Nursing Practice Act,
- h. providing safe and effective nursing care rendered directly or indirectly,
- i. evaluating responses to interventions,
- j. teaching the principles and practice of nursing,
- k. managing and supervising the practice of nursing,
- l. collaborating with other health professionals in the management of healthcare,
- m. performing additional nursing functions in accordance with knowledge and skills acquired beyond basic nursing preparation, and
- n. delegating those nursing tasks as defined in the rules of the Board that may be performed by an advanced unlicensed assistive person;

4. "Licensed practical nursing" means the practice of nursing under the supervision or direction of a registered nurse, licensed physician or dentist. This directed scope of nursing practice includes, but is not limited to:

- a. contributing to the assessment of the health status of individuals and groups,
- b. participating in the development and modification of the plan of care,
- c. implementing the appropriate aspects of the plan of care,
- d. delegating such tasks as may safely be performed by others, consistent with educational preparation and that do not conflict with the Oklahoma Nursing Practice Act,
- e. providing safe and effective nursing care rendered directly or indirectly,
- f. participating in the evaluation of responses to interventions,
- g. teaching basic nursing skills and related principles,
- h. performing additional nursing procedures in accordance with knowledge and skills acquired through education beyond nursing preparation, and
- i. delegating those nursing tasks as defined in the rules of the Board that may be performed by an advanced unlicensed assistive person;

5. "Advanced Practice Registered Nurse" means a licensed

Registered Nurse:

- 1 a. who has completed an advanced practice registered
2 nursing education program in preparation for one of
3 four recognized ~~advanced practice registered nurse~~
4 Advanced Practice Registered Nurse roles,
- 5 b. who has passed a national certification examination
6 recognized by the Board that measures the ~~advanced~~
7 ~~practice registered nurse~~ Advanced Practice Registered
8 Nurse role and specialty competencies and who
9 maintains recertification in the role and specialty
10 through a national certification program,
- 11 c. who has acquired advanced clinical knowledge and
12 skills in preparation for providing both direct and
13 indirect care to patients; however, the defining
14 factor for all Advanced Practice Registered Nurses is
15 that a significant component of the education and
16 practice focuses on direct care of individuals,
- 17 d. whose practice builds on the competencies of
18 Registered Nurses by demonstrating a greater depth and
19 breadth of knowledge, a greater synthesis of data, and
20 increased complexity of skills and interventions, and
- 21 e. who has obtained a license as an Advanced Practice
22 Registered Nurse in one of the following roles:
23 Certified Registered Nurse Anesthetist, Certified
24

1 Nurse-Midwife, Clinical Nurse Specialist, or Certified
2 Nurse Practitioner.

3 Only those persons who hold a license to practice advanced
4 practice registered nursing in this state shall have the right to
5 use the title "Advanced Practice Registered Nurse" and to use the
6 abbreviation "APRN". Only those persons who have obtained a license
7 in the following disciplines shall have the right to fulfill the
8 roles and use the applicable titles: Certified Registered Nurse
9 Anesthetist and the abbreviation "CRNA", Certified Nurse-Midwife and
10 the abbreviation "CNM", Clinical Nurse Specialist and the
11 abbreviation "CNS", and Certified Nurse Practitioner and the
12 abbreviation "CNP".

13 It shall be unlawful for any person to assume the role or use
14 the title Advanced Practice Registered Nurse or use the abbreviation
15 "APRN" or use the respective specialty role titles and abbreviations
16 or to use any other titles or abbreviations that would reasonably
17 lead a person to believe the user is an Advanced Practice Registered
18 Nurse, unless permitted by the Oklahoma Nursing Practice Act. Any
19 individual doing so shall be guilty of a misdemeanor, which shall be
20 punishable, upon conviction, by imprisonment in the county jail for
21 not more than one (1) year or by a fine of not less than One Hundred
22 Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00), or
23 by both such imprisonment and fine for each offense;

1 6. "Certified Nurse Practitioner" ~~is~~ means an Advanced Practice
2 Registered Nurse who performs in an expanded role in the delivery of
3 health care:

- 4 a. consistent with advanced educational preparation as a
5 Certified Nurse Practitioner in an area of specialty,
- 6 b. functions within the Certified Nurse Practitioner
7 scope of practice for the selected area of
8 specialization, and
- 9 c. is in accord with the standards for Certified Nurse
10 Practitioners as identified by the certifying body and
11 approved by the Board.

12 A Certified Nurse Practitioner shall be eligible, in accordance
13 with the scope of practice of the Certified Nurse Practitioner, to
14 obtain recognition as authorized by the Board to prescribe, as
15 defined by the rules promulgated by the Board pursuant to this
16 section and subject to the medical direction of a supervising
17 physician. This authorization shall not include dispensing drugs,
18 but shall not preclude, subject to federal regulations, the receipt
19 of, the signing for, or the dispensing of professional samples to
20 patients.

21 The Certified Nurse Practitioner accepts responsibility,
22 accountability, and obligation to practice in accordance with usual
23 and customary advanced practice registered nursing standards and
24

1 functions as defined by the scope of practice/role definition
2 statements for the Certified Nurse Practitioner;

3 7. a. "Clinical Nurse Specialist" ~~is~~ means an Advanced
4 Practice Registered Nurse who holds:

5 (1) a master's degree or higher in nursing with
6 clinical specialization preparation to function
7 in an expanded role,

8 (2) specialty certification from a national
9 certifying organization recognized by the Board,

10 (3) an Advanced Practice Registered Nurse license
11 from the Board, and

12 (4) any nurse holding a specialty certification as a
13 Clinical Nurse Specialist valid on January 1,
14 1994, granted by a national certifying
15 organization recognized by the Board, shall be
16 deemed to be a Clinical Nurse Specialist under
17 the provisions of the Oklahoma Nursing Practice
18 Act.

19 b. In the expanded role, the Clinical Nurse Specialist
20 performs at an advanced practice level which shall
21 include, but not be limited to:

22 (1) practicing as an expert clinician in the
23 provision of direct nursing care to a selected
24

1 population of patients or clients in any setting,
2 including private practice,

3 (2) managing the care of patients or clients with
4 complex nursing problems,

5 (3) enhancing patient or client care by integrating
6 the competencies of clinical practice, education,
7 consultation, and research, and

8 (4) referring patients or clients to other services.

9 c. A Clinical Nurse Specialist in accordance with the
10 scope of practice of such Clinical Nurse Specialist
11 shall be eligible to obtain recognition as authorized
12 by the Board to prescribe, as defined by the rules
13 promulgated by the Board pursuant to this section, and
14 subject to the medical direction of a supervising
15 physician. This authorization shall not include
16 dispensing drugs, but shall not preclude, subject to
17 federal regulations, the receipt of, the signing for,
18 or the dispensing of professional samples to patients.

19 d. The Clinical Nurse Specialist accepts responsibility,
20 accountability, and obligation to practice in
21 accordance with usual and customary advanced practice
22 nursing standards and functions as defined by the
23 scope of practice/role definition statements for the
24 Clinical Nurse Specialist;

1 8. a. "Nurse-Midwife" ~~is~~ means a nurse who has received an
2 Advanced Practice Registered Nurse license from the
3 Oklahoma Board of Nursing who possesses evidence of
4 certification according to the requirements of the
5 American College of Nurse-Midwives.

6 b. A Certified Nurse-Midwife in accordance with the scope
7 of practice of such Certified Nurse-Midwife shall be
8 eligible to obtain recognition as authorized by the
9 Board to prescribe, as defined by the rules
10 promulgated by the Board pursuant to this section and
11 ~~subject to the medical direction of a supervising~~
12 ~~physician~~ as provided by Section 2-312 of Title 63 of
13 the Oklahoma Statutes, either independently or in
14 collaboration with a physician through a collaborative
15 practice agreement. This authorization shall not
16 include the dispensing of drugs, but shall not
17 preclude, subject to federal regulations, the receipt
18 of, the signing for, or the dispensing of professional
19 samples to patients.

20 c. The Certified Nurse-Midwife accepts responsibility,
21 accountability, and obligation to practice in
22 accordance with usual and customary advanced practice
23 registered nursing standards and functions as defined
24

1 by the scope of practice/role definition statements
2 for the Certified Nurse-Midwife.

3 d. As used in this paragraph:

4 (1) "collaboration" means the process whereby a
5 Certified Nurse-Midwife with prescriptive
6 authority and a medical doctor or doctor of
7 osteopathy through a collaborative practice
8 agreement jointly manage the care of normal
9 newborns and women with respect to prescription
10 and administration of drugs and other medical
11 supplies consistent with the scope of practice of
12 the Certified Nurse-Midwife, and

13 (2) "collaborative practice agreement" means a
14 written agreement between a Certified Nurse-
15 Midwife and a medical doctor or doctor of
16 osteopathy that documents the joint formulation
17 of, discussion of, and agreement on the methods
18 of collaboration and that meets such requirements
19 as may be prescribed by rules of the Board;

20 9. "Nurse-midwifery practice" means providing management of
21 care of normal newborns and women, antepartally, intrapartally,
22 postpartally and gynecologically, occurring within a health care
23 system which provides for medical consultation, medical management
24

1 or referral, and is in accord with the standards for nurse-midwifery
2 practice as defined by the American College of Nurse-Midwives;

3 10. a. "Certified Registered Nurse Anesthetist" ~~is~~ means an
4 Advanced Practice Registered Nurse who:

5 (1) is certified by the National Board of
6 Certification and Recertification for Nurse
7 Anesthetists as a Certified Registered Nurse
8 Anesthetist within one (1) year following
9 completion of an approved ~~certified registered~~
10 ~~nurse-anesthetist~~ Certified Registered Nurse
11 Anesthetist education program, and continues to
12 maintain such recertification by the National
13 Board of Certification and Recertification for
14 Nurse Anesthetists, and

15 (2) administers anesthesia in collaboration with a
16 medical doctor, an osteopathic physician, a
17 podiatric physician or a dentist licensed in this
18 state and under conditions in which timely ~~onsite~~
19 on-site consultation by such doctor, osteopath,
20 podiatric physician or dentist is available.

21 b. A Certified Registered Nurse Anesthetist, in
22 collaboration with a medical doctor, osteopathic
23 physician, podiatric physician or dentist licensed in
24 this state, and under conditions in which timely, on-

1 site consultation by such medical doctor, osteopathic
2 physician, podiatric physician or dentist is
3 available, shall be authorized, pursuant to rules
4 adopted by the Oklahoma Board of Nursing, to order,
5 select, obtain and administer legend drugs, Schedules
6 ~~II through~~, III, IV, and V controlled substances,
7 devices, and medical gases only when engaged in the
8 preanesthetic preparation and evaluation; anesthesia
9 induction, maintenance and emergence; and
10 postanesthesia care. A Certified Registered Nurse
11 Anesthetist may order, select, obtain and administer
12 drugs only during the perioperative or periobstetrical
13 period.

14 c. A Certified Registered Nurse Anesthetist who applies
15 for authorization to order, select, obtain and
16 administer drugs shall:

- 17 (1) be currently recognized as a Certified Registered
18 Nurse Anesthetist in this state,
- 19 (2) provide evidence of completion, within the two-
20 year period immediately preceding the date of
21 application, of a minimum of fifteen (15) units
22 of continuing education in advanced pharmacology
23 related to the administration of anesthesia as
24

1 recognized by the National Board of Certification
2 and Recertification for Nurse Anesthetists, and
3 (3) complete and submit a notarized application, on a
4 form prescribed by the Board, accompanied by the
5 application fee established pursuant to this
6 section.

7 d. The authority to order, select, obtain and administer
8 drugs shall be terminated if a Certified Registered
9 Nurse Anesthetist has:

- 10 (1) ordered, selected, obtained or administered drugs
11 outside of the Certified Registered Nurse
12 Anesthetist scope of practice or ordered,
13 selected, obtained or administered drugs for
14 other than therapeutic purposes, or
15 (2) violated any provision of state laws or rules or
16 federal laws or regulations pertaining to the
17 practice of nursing or the authority to order,
18 select, obtain and administer drugs.

19 e. The Oklahoma Board of Nursing shall notify the Board
20 of Pharmacy after termination of or a change in the
21 authority to order, select, obtain and administer
22 drugs for a Certified Registered Nurse Anesthetist.

23 f. The Board shall provide by rule for biennial
24 application renewal and reauthorization of authority

1 to order, select, obtain and administer drugs for
2 Certified Registered Nurse Anesthetists. At the time
3 of application renewal, a Certified Registered Nurse
4 Anesthetist shall submit documentation of a minimum of
5 eight (8) units of continuing education, completed
6 during the previous two (2) years, in advanced
7 pharmacology relating to the administration of
8 anesthesia, as recognized by the Council on
9 Recertification of Nurse Anesthetists or the Council
10 on Certification of Nurse Anesthetists.

11 g. This paragraph shall not prohibit the administration
12 of local or topical anesthetics as now permitted by
13 law. Provided further, nothing in this paragraph
14 shall limit the authority of the Board of Dentistry to
15 establish the qualifications for dentists who direct
16 the administration of anesthesia.

17 h. As used in this paragraph, "collaboration" means an
18 agreement between a medical doctor, osteopathic
19 physician, podiatric physician or dentist performing
20 the procedure or directly involved with the procedure
21 and the Certified Registered Nurse Anesthetist working
22 jointly toward a common goal providing services for
23 the same patient. This collaboration involves the
24 joint formulation, discussion and agreement of the

1 anesthesia plan by both parties, and the collaborating
2 medical doctor, osteopathic physician, podiatric
3 physician or dentist performing the procedure or
4 directly involved with the procedure and that
5 collaborating physician shall remain available for
6 timely ~~onsite~~ on-site consultation during the delivery
7 of anesthesia for diagnosis, consultation, and
8 treatment of medical conditions;

9 11. "Supervising physician" means an individual holding a
10 current license to practice as a physician from the State Board of
11 Medical Licensure and Supervision or the State Board of Osteopathic
12 Examiners, who supervises a Certified Nurse Practitioner, or a
13 Clinical Nurse Specialist, ~~or a Certified Nurse-Midwife,~~ and who is
14 not in training as an intern, resident, or fellow. To be eligible
15 to supervise such Advanced Practice Registered Nurse, such physician
16 shall remain in compliance with the rules promulgated by the State
17 Board of Medical Licensure and Supervision or the State Board of
18 Osteopathic Examiners;

19 12. "Supervision of an Advanced Practice Registered Nurse with
20 prescriptive authority" means overseeing and accepting
21 responsibility for the ordering and transmission by a Certified
22 Nurse Practitioner, or a Clinical Nurse Specialist, ~~or a Certified~~
23 ~~Nurse-Midwife~~ of written, telephonic, electronic or oral
24

1 prescriptions for drugs and other medical supplies, subject to a
2 defined formulary; and

3 13. "Advanced Unlicensed Assistant" means any person who has
4 successfully completed a certified training program approved by the
5 Board that trains the Advanced Unlicensed Assistant to perform
6 specified technical skills identified by the Board in acute care
7 settings under the direction and supervision of the Registered Nurse
8 or Licensed Practical Nurse.

9 SECTION 4. AMENDATORY 59 O.S. 2021, Section 567.4a, is
10 amended to read as follows:

11 Section 567.4a A. The Oklahoma Board of Nursing may grant
12 prescriptive authority through the Advanced Practice Registered
13 Nurse license to Certified Nurse Practitioners, Certified Nurse-
14 Midwives and Clinical Nurse Specialists who meet the requirements
15 for prescriptive authority identified by law, including but not
16 limited to Section 2-312 of Title 63 of the Oklahoma Statutes, and
17 in the rules of the Board.

18 B. 1. Beginning on the effective date of this act, a Certified
19 Nurse-Midwife shall not be required to practice under the medical
20 direction of a supervising physician to be eligible for prescriptive
21 authority recognition by the Board. A Certified Nurse-Midwife with
22 prescriptive authority may practice independently or in
23 collaboration with a physician through a collaborative practice
24 agreement.

1 2. Nothing in the Nursing Practice Act shall prevent a
2 hospital, birthing center, or other health care facility from
3 requiring Certified Nurse-Midwives who are employed by or practice
4 in the facility to practice in collaboration with a physician
5 through a collaborative practice agreement.

6 C. The rules regarding prescriptive authority recognition
7 promulgated by the Oklahoma Board of Nursing pursuant to ~~paragraphs~~
8 ~~6 through 9, 11 and 12~~ of Section 567.3a of this title shall:

9 1. ~~Define~~

10 a. for a Certified Nurse Practitioner or Clinical Nurse
11 Specialist, define the procedure for documenting
12 supervision by a supervising physician ~~licensed in~~
13 ~~Oklahoma to practice by the State Board of Medical~~
14 ~~Licensure and Supervision or the State Board of~~
15 ~~Osteopathic Examiners, and~~

16 b. for a Certified Nurse-Midwife who practices in
17 collaboration with a physician, define the procedure
18 for documenting collaboration through a collaborative
19 practice agreement.

20 Such procedure shall include a written statement that defines
21 appropriate referral, consultation, and collaboration between the
22 Advanced Practice Registered Nurse, recognized to prescribe as
23 defined in ~~paragraphs 6 through 9, 11 and 12~~ of Section 567.3a of
24 this title, and the supervising physician or, if applicable, the

1 collaborating physician. The written statement shall include a
2 method of assuring availability of the supervising physician or, if
3 applicable, collaborating physician through direct contact,
4 telecommunications or other appropriate electronic means for
5 consultation, assistance with medical emergencies, or patient
6 referral. The written statement shall be part of the initial
7 application and the renewal application submitted to the Board for
8 recognition for prescriptive authority for the Advanced Practice
9 Registered Nurse. Changes to the written statement shall be filed
10 with the Board within thirty (30) days of the change and shall be
11 effective on filing;

12 2. Define minimal requirements for initial application for
13 prescriptive authority which shall include, but not be limited to,
14 evidence of completion of a minimum of forty-five (45) contact hours
15 or three (3) academic credit hours of education in
16 pharmacotherapeutics, clinical application, and use of
17 pharmacological agents in the prevention of illness, and in the
18 restoration and maintenance of health in a program beyond basic
19 registered nurse preparation, approved by the Board. Such contact
20 hours or academic credits shall be obtained within a time period of
21 three (3) years immediately preceding the date of application for
22 prescriptive authority;

23
24

1 3. Define minimal requirements for application for renewal of
2 prescriptive authority which shall include, but not be limited to,
3 documentation of a minimum of:

4 a. fifteen (15) contact hours or one (1) academic credit
5 hour of education in pharmacotherapeutics, clinical
6 application, and use of pharmacological agents in the
7 prevention of illness, and in the restoration and
8 maintenance of health in a program beyond basic
9 registered nurse preparation, and

10 b. two (2) hours of education in pain management or two
11 (2) hours of education in opioid use or addiction,
12 unless the Advanced Practice Registered Nurse has
13 demonstrated to the satisfaction of the Board that the
14 Advanced Practice Registered Nurse does not currently
15 hold a valid federal Drug Enforcement Administration
16 registration number,

17 approved by the Board, within the two-year period immediately
18 preceding the effective date of application for renewal of
19 prescriptive authority;

20 4. Require that beginning July 1, 2002, an Advanced Practice
21 Registered Nurse ~~shall demonstrate~~ demonstrates successful
22 completion of a master's degree or higher in ~~a clinical nurse~~
23 specialty one of the four Advanced Practice Registered Nurse roles
24

1 in order to be eligible for initial application for prescriptive
2 authority under the provisions of the Oklahoma Nursing Practice Act;

3 5. Define the method for communicating authority to prescribe
4 or termination of same, and the formulary to the Board of Pharmacy,
5 all pharmacies, and all registered pharmacists;

6 6. Define terminology used in such rules;

7 7. Define the parameters for the prescribing practices of the
8 Advanced Practice Registered Nurse;

9 8. Define the methods for termination of prescriptive authority
10 for the Advanced Practice Registered Nurse; and

11 9. a. Establish a Formulary Advisory Council that shall
12 develop and submit to the Board recommendations for an
13 exclusionary formulary that shall list drugs or
14 categories of drugs that shall not be prescribed by
15 Advanced Practice Registered Nurse recognized to
16 prescribe by the Oklahoma Board of Nursing. The
17 Formulary Advisory Council shall also develop and
18 submit to the Board recommendations for practice-
19 specific prescriptive standards for each category of
20 Advanced Practice Registered Nurse recognized to
21 prescribe by the Oklahoma Board of Nursing pursuant to
22 the provisions of the Oklahoma Nursing Practice Act.
23 The Board shall either accept or reject the
24 recommendations made by the Council. No amendments to

1 the recommended exclusionary formulary may be made by
2 the Board without the approval of the Formulary
3 Advisory Council.

4 b. The Formulary Advisory Council shall be composed of
5 twelve (12) members as follows:

6 (1) four members, to include a pediatrician, an
7 obstetrician-gynecological physician, a general
8 internist, and a family practice physician;
9 provided that three of such members shall be
10 appointed by the Oklahoma State Medical
11 Association, and one shall be appointed by the
12 Oklahoma Osteopathic Association,

13 (2) four members who are registered pharmacists,
14 appointed by the Oklahoma Pharmaceutical
15 Association, and

16 (3) four members, one of whom shall be a Certified
17 Nurse Practitioner, one of whom shall be a
18 Clinical Nurse Specialist, one of whom shall be a
19 Certified Nurse-Midwife, and one of whom shall be
20 a current member of the Oklahoma Board of
21 Nursing, all of whom shall be appointed by the
22 Oklahoma Board of Nursing.

23 c. All professional members of the Formulary Advisory
24 Council shall be in active clinical practice, at least

1 fifty percent (50%) of the time, within their defined
2 area of specialty. The members of the Formulary
3 Advisory Council shall serve at the pleasure of the
4 appointing authority for a term of three (3) years.
5 The terms of the members shall be staggered. Members
6 of the Council may serve beyond the expiration of
7 their term of office until a successor is appointed by
8 the original appointing authority. A vacancy on the
9 Council shall be filled for the balance of the
10 unexpired term by the original appointing authority.

11 d. Members of the Council shall elect a chair and a vice-
12 chair from among the membership of the Council. For
13 the transaction of business, at least seven members,
14 with a minimum of two members present from each of the
15 identified categories of physicians, pharmacists and
16 ~~advanced practice registered nurses~~ Advanced Practice
17 Registered Nurses, shall constitute a quorum. The
18 Council shall recommend and the Board shall approve
19 and implement an initial exclusionary formulary on or
20 before January 1, 1997. The Council and the Board
21 shall annually review the approved exclusionary
22 formulary and shall make any necessary revisions
23 utilizing the same procedures used to develop the
24 initial exclusionary formulary.

1 SECTION 5. AMENDATORY 59 O.S. 2021, Section 567.5a, is
2 amended to read as follows:

3 Section 567.5a A. All applicants for a license to practice as
4 an Advanced Practice Registered Nurse shall be subject to Section
5 567.8 of this title.

6 B. An applicant for an initial license to practice as an
7 Advanced Practice Registered Nurse shall:

8 1. Submit a completed written application and appropriate fees
9 as established by the Board of Nursing;

10 2. Submit a criminal history records check that complies with
11 Section 567.18 of this title;

12 3. Hold a current Registered Nurse license in this state;

13 4. Have completed an advanced practice registered nursing
14 education program in one of the four ~~advanced practice registered~~
15 ~~nurse~~ Advanced Practice Registered Nurse roles and a specialty area
16 recognized by the Board. Effective January 1, 2016, the applicant
17 shall have completed an accredited graduate level advanced practice
18 registered nursing education program in at least one of the
19 following population foci: family/individual across the lifespan,
20 adult-gerontology, neonatal, pediatrics, women's health/gender-
21 related, or psychiatric/mental health;

22 5. Be currently certified in an advanced practice specialty
23 certification consistent with educational preparation and by a
24 national certifying body recognized by the Board; and

1 6. Provide any and all other evidence as required by the Board
2 in its rules.

3 C. The Board may issue a license by endorsement to an Advanced
4 Practice Registered Nurse licensed under the laws of another state
5 if the applicant meets the qualifications for licensure in this
6 state. An applicant by endorsement shall:

7 1. Submit a completed written application and appropriate fees
8 as established by the Board;

9 2. Hold a current Registered Nurse license in this state;

10 3. Hold recognition as an Advanced Practice Registered Nurse in
11 a state or territory;

12 4. Have completed an advanced practice registered nursing
13 education program in one of the four roles and a specialty area
14 recognized by the Board. Effective January 1, 2016, the applicant
15 shall have completed an accredited graduate level advanced practice
16 registered nursing education program in at least one of the
17 following population foci: family/individual across the lifespan,
18 adult-gerontology, neonatal, pediatrics, women's health/gender-
19 related, or psychiatric/mental health;

20 5. Be currently certified in an advanced practice specialty
21 certification consistent with educational preparation and by a
22 national certifying body recognized by the Board;

23 6. Meet continued competency requirements as set forth in Board
24 rules; and

1 7. Provide any and all other evidence as required by the Board
2 in its rules.

3 D. The Board may issue prescriptive authority recognition by
4 endorsement to an Advanced Practice Registered Nurse licensed as an
5 APRN-CNP, APRN-CNS, or APRN-CNM under the laws of another state if
6 the applicant meets the requirements set forth in this section.

7 Prescriptive authority recognition by endorsement shall be subject
8 to the provisions of Section 2-312 of Title 63 of the Oklahoma
9 Statutes. An applicant for prescriptive authority recognition by
10 endorsement shall:

11 1. Submit a completed written application and appropriate fees
12 as established by the Board;

13 2. Hold current Registered Nurse and Advanced Practice
14 Registered Nurse licenses (APRN-CNP, APRN-CNS, or APRN-CNM) in the
15 state;

16 3. Hold current licensure or recognition as an Advanced
17 Practice Registered Nurse in the same role and specialty with
18 prescribing privileges in another state or territory;

19 4. Submit documentation verifying successful completion of a
20 graduate level advanced practice registered nursing education
21 program that included an academic course in pharmacotherapeutic
22 management, and didactic and clinical preparation for prescribing
23 incorporated throughout the program;

24

1 5. ~~Submit~~ If the Advanced Practice Registered Nurse is licensed
2 as a Certified Nurse Practitioner or Clinical Nurse Specialist,
3 submit a written statement from ~~an Oklahoma licensed~~ a physician
4 licensed in this state supervising prescriptive authority as
5 required by the Board in its rules;

6 6. Meet continued competency requirements as set forth in Board
7 rules; and

8 7. Provide any and all other evidence as required by the Board
9 in its rules.

10 E. An Advanced Practice Registered Nurse license issued under
11 this section shall be renewed concurrently with the registered nurse
12 license provided that qualifying criteria continue to be met.

13 F. The Board may reinstate a license as set forth in Board
14 rules.

15 SECTION 6. AMENDATORY 63 O.S. 2021, Section 2-312, is
16 amended to read as follows:

17 Section 2-312. A. A physician, podiatrist, optometrist or a
18 dentist who has complied with the registration requirements of the
19 Uniform Controlled Dangerous Substances Act, in good faith and in
20 the course of such person's professional practice only, may
21 prescribe and administer controlled dangerous substances, or may
22 cause the same to be administered by medical or paramedical
23 personnel acting under the direction and supervision of the
24 physician, podiatrist, optometrist or dentist, and only may dispense

1 controlled dangerous substances pursuant to the provisions of
2 Sections ~~355~~, 355.1 and 355.2 of Title 59 of the Oklahoma Statutes.

3 B. A veterinarian who has complied with the registration
4 requirements of the Uniform Controlled Dangerous Substances Act, in
5 good faith and in the course of the professional practice of the
6 veterinarian only, and not for use by a human being, may prescribe,
7 administer, and dispense controlled dangerous substances and may
8 cause them to be administered by an assistant or orderly under the
9 direction and supervision of the veterinarian.

10 C. 1. ~~An advanced practice nurse~~ Advanced Practice Registered
11 Nurse who is recognized to prescribe by the Oklahoma Board of
12 Nursing as ~~an advanced registered nurse practitioner, clinical nurse~~
13 ~~specialist or certified nurse-midwife~~ a Certified Nurse Practitioner
14 or Clinical Nurse Specialist, who is subject to medical direction by
15 a supervising physician, pursuant to Section 567.3a of Title 59 of
16 the Oklahoma Statutes, and who has complied with the registration
17 requirements of the Uniform Controlled Dangerous Substances Act, in
18 good faith and in the course of professional practice only, may
19 prescribe and administer Schedule III, IV, and V controlled
20 dangerous substances.

21 2. An Advanced Practice Registered Nurse who is recognized to
22 prescribe by the Oklahoma Board of Nursing as a Certified Nurse-
23 Practitioner pursuant to Section 567.3a of Title 59 of the Oklahoma
24 Statutes and who has complied with the registration requirements of

1 the Uniform Controlled Dangerous Substances Act, in good faith and
2 in the course of professional practice only, may prescribe and
3 administer Schedule III, IV, and V controlled dangerous substances.

4 D. An ~~advanced practice nurse~~ Advanced Practice Registered
5 Nurse who is recognized to order, select, obtain and administer
6 drugs by the Oklahoma Board of Nursing as a ~~certified registered~~
7 ~~nurse anesthetist~~ Certified Registered Nurse Anesthetist pursuant to
8 Section 353.1b of Title 59 of the Oklahoma Statutes and who has
9 complied with the registration requirements of the Uniform
10 Controlled Dangerous Substances Act, in good faith and in the course
11 of such practitioner's professional practice only, may order,
12 select, obtain and administer Schedules II ~~through~~, III, IV, and V
13 controlled dangerous substances in a preanesthetic preparation or
14 evaluation; anesthesia induction, maintenance or emergence; or
15 postanesthesia care setting only. A ~~certified registered nurse~~
16 ~~anesthetist~~ Certified Registered Nurse Anesthetist may order,
17 select, obtain and administer such drugs only during the
18 perioperative or periobstetrical period.

19 E. A physician assistant who is recognized to prescribe by the
20 State Board of Medical Licensure and Supervision under the medical
21 direction of a supervising physician, pursuant to subsection D of
22 Section 519.6 of Title 59 of the Oklahoma Statutes, and who has
23 complied with the registration requirements of the Uniform
24 Controlled Dangerous Substances Act, in good faith and in the course

1 of professional practice only, may prescribe and administer ~~Schedule~~
2 ~~II through V~~ Schedules II, III, IV, and V controlled dangerous
3 substances.

4 SECTION 7. This act shall become effective November 1, 2022.

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