

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

SENATE BILL 1391

By: Coleman

AS INTRODUCED

An Act relating to controlled dangerous substances; amending 63 O.S. 2011, Section 2-312, which relates to prescriptive authority; broadening prescriptive authority of certain Advanced Practice Registered Nurses; updating professional terms; deleting obsolete reference; and providing an effective date.

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

SECTION 1. AMENDATORY 63 O.S. 2011, Section 2-312, is amended to read as follows:

Section 2-312. A. A physician, podiatrist, optometrist or a dentist who has complied with the registration requirements of the Uniform Controlled Dangerous Substances Act, in good faith and in the course of such person's professional practice only, may prescribe and administer controlled dangerous substances, or may cause the same to be administered by medical or paramedical personnel acting under the direction and supervision of the physician, podiatrist, optometrist or dentist, and only may dispense controlled dangerous substances pursuant to the provisions of Sections ~~355~~, 355.1 and 355.2 of Title 59 of the Oklahoma Statutes.

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

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

19 2. a. An Advanced Practice Registered Nurse who is  
20 recognized to prescribe by the Oklahoma Board of  
21 Nursing as a Certified Nurse Practitioner who  
22 functions within the scope of practice for the  
23 specialization area of Adult Psychiatric-Mental Health  
24 or Child/Adolescent Psychiatric-Mental Health who is

1 subject to medical direction by a supervising  
2 physician pursuant to Section 567.3a of Title 59 of  
3 the Oklahoma Statutes and who has complied with the  
4 registration requirements of the Uniform Controlled  
5 Dangerous Substances Act, in good faith and in the  
6 course of professional practice only, may prescribe  
7 and administer Schedule II controlled dangerous  
8 substances that are indicated for the treatment of  
9 attention deficit hyperactivity disorder.

10 b. An Advanced Practice Registered Nurse who is  
11 recognized to prescribe by the Board of Nursing as a  
12 Clinical Nurse Specialist who holds a specialty  
13 certification in Adult Psychiatric-Mental Health or  
14 Child/Adolescent Psychiatric-Mental Health from a  
15 national certifying organization recognized by the  
16 Oklahoma Board of Nursing who is subject to medical  
17 direction by a supervising physician pursuant to  
18 Section 567.3a of Title 59 of the Oklahoma Statutes  
19 and who has complied with the registration  
20 requirements of the Uniform Controlled Dangerous  
21 Substances Act, in good faith and in the course of  
22 professional practice only, may prescribe and  
23 administer Schedule II controlled dangerous substances  
24

1                   that are indicated for the treatment of attention  
2                   deficit hyperactivity disorder.

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

17           E. A physician assistant who is recognized to prescribe by the  
18 State Board of Medical Licensure and Supervision under the medical  
19 direction of a supervising physician, pursuant to subsection D of  
20 Section 519.6 of Title 59 of the Oklahoma Statutes, and who has  
21 complied with the registration requirements of the Uniform  
22 Controlled Dangerous Substances Act, in good faith and in the course  
23 of professional practice only, may prescribe and administer Schedule  
24 II through V controlled dangerous substances.

SECTION 2. This act shall become effective November 1, 2020.

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