



## Ohio Revised Code

### Section 4730.411 Prescription of schedule II controlled substance by physician assistant.

Effective: September 29, 2013

Legislation: House Bill 59

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(A) Except as provided in division (B) or (C) of this section, a physician assistant may prescribe to a patient a schedule II controlled substance only if all of the following are the case:

- (1) The patient is in a terminal condition, as defined in section 2133.01 of the Revised Code.
- (2) The physician assistant's supervising physician initially prescribed the substance for the patient.
- (3) The prescription is for an amount that does not exceed the amount necessary for the patient's use in a single, twenty-four-hour period.

(B) The restrictions on prescriptive authority in division (A) of this section do not apply if a physician assistant issues the prescription to the patient from any of the following locations:

- (1) A hospital registered under section 3701.07 of the Revised Code;
- (2) An entity owned or controlled, in whole or in part, by a hospital or by an entity that owns or controls, in whole or in part, one or more hospitals;
- (3) A health care facility operated by the department of mental health and addiction services or the department of developmental disabilities;
- (4) A nursing home licensed under section 3721.02 of the Revised Code or by a political subdivision certified under section 3721.09 of the Revised Code;
- (5) A county home or district home operated under Chapter 5155. of the Revised Code that is certified under the medicare or medicaid program;



- (6) A hospice care program, as defined in section 3712.01 of the Revised Code;
- (7) A community mental health services provider, as defined in section 5122.01 of the Revised Code;
- (8) An ambulatory surgical facility, as defined in section 3702.30 of the Revised Code;
- (9) A freestanding birthing center, as defined in section 3702.141 of the Revised Code;
- (10) A federally qualified health center, as defined in section 3701.047 of the Revised Code;
- (11) A federally qualified health center look-alike, as defined in section 3701.047 of the Revised Code;
- (12) A health care office or facility operated by the board of health of a city or general health district or the authority having the duties of a board of health under section 3709.05 of the Revised Code;
- (13) A site where a medical practice is operated, but only if the practice is comprised of one or more physicians who also are owners of the practice; the practice is organized to provide direct patient care; and the physician assistant has entered into a supervisory agreement with at least one of the physician owners who practices primarily at that site.
- (C) A physician assistant shall not issue to a patient a prescription for a schedule II controlled substance from a convenience care clinic even if the convenience care clinic is owned or operated by an entity specified in division (B) of this section.
- (D) A pharmacist who acts in good faith reliance on a prescription issued by a physician assistant under division (B) of this section is not liable for or subject to any of the following for relying on the prescription: damages in any civil action, prosecution in any criminal proceeding, or professional disciplinary action by the state board of pharmacy under Chapter 4729. of the Revised Code.