

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 HOUSE BILL 2266

By: Cox

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5
6 AS INTRODUCED

7 An Act relating to public health and safety:
8 creating the Public Health Delivery Act; defining
9 certain terms; authorizing registered nurses to use
10 certain protocols when performing duties on behalf
11 of certain entities; requiring State Department of
12 Health to have designated Medical Director
13 responsible for protocols; requiring Department to
14 promulgate certain policies and procedures;
15 permitting medical algorithms to be utilized;
16 permitting registered nurse to dispense and
17 recommend nonprescription medications; permitting
18 registered nurse to orally submit prescription
19 prescribed by advanced practice registered nurse;
20 providing for codification; and declaring an
21 emergency.

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

23 SECTION 1. NEW LAW A new section of law to be codified
24 in the Oklahoma Statutes as Section 1-290 of Title 63, unless there
is created a duplication in numbering, reads as follows:

25 This act shall be known as the "Public Health Delivery Act".

26 SECTION 2. NEW LAW A new section of law to be codified
27 in the Oklahoma Statutes as Section 1-290.1 of Title 63, unless
28 there is created a duplication in numbering, reads as follows:

1 As used in the Public Health Delivery Act:

2 1. "Public health services" means services provided by city-
3 county health departments, county health departments, and the State
4 Department of Health pertaining to chronic disease screening,
5 immunizations, maternal and child health services, prevention and
6 control of communicable, contagious or infectious diseases, and
7 services in cooperation with the federal government or any
8 department or agency thereof, and with other states, on matters
9 pertaining to public health; and

10 2. "Physician-approved protocol" means a protocol such as
11 standing orders that describe the parameters of specified situations
12 under which a registered nurse may act to deliver public health
13 services for a client who is presenting with symptoms or needs
14 addressed in the protocol.

15 SECTION 3. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1-290.2 of Title 63, unless
17 there is created a duplication in numbering, reads as follows:

18 A. Registered nurses are authorized to use physician-approved
19 protocols to provide public health services when performing duties
20 as an employee or as a contractor, as defined in Section 803 of
21 Title 18 of the Oklahoma Statutes, on behalf of the city-county
22 health departments, county health departments, and the State
23 Department of Health.

1 B. The Department shall have a designated Medical Director
2 responsible for maintaining the protocols to reflect the current
3 standard of care. The physician-approved protocols shall be
4 reviewed annually and updated as needed. Physician-approved
5 protocols shall be approved through Department policy.

6 C. The establishment of a physician-patient relationship is
7 not necessary for the physician-approved protocol to be implemented
8 by the registered nurse when providing public health services on
9 behalf of a city-county health department, county health department
10 or the Department.

11 E. The State Department of Health shall promulgate and
12 implement policies and procedures to ensure the registered nurse has
13 proper training, education and supervision prior to and during the
14 provision of public health services.

15 F. Medical algorithms may be utilized or referenced in the
16 physician-approved protocols to assist in providing the public
17 health services.

18 G. The registered nurse may dispense prepackaged
19 nonprescription medications and recommend nonprescription
20 medications pursuant to the physician-approved protocols.

21 H. A registered nurse may orally submit a prescription
22 prescribed by an advanced practice registered nurse with
23 prescriptive authority to a pharmacy of the patient's choosing.
24

1 SECTION 4. It being immediately necessary for the preservation
2 of the public peace, health and safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

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