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OHIO LEGISLATIVE SERVICE COMMISSION

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Substitute Bill Comparative Synopsis

Sub. H.B. 423

136th General Assembly

House Health

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This table summarizes how the latest substitute version of the bill differs from the immediately preceding version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same.

Previous Version (As Introduced)	Latest Version (I_136_1617-4)
Licensure of surgical assistants	
Prohibits an individual from knowingly practicing as a surgical assistant (SA) without holding a State Medical Board-issued license and establishes criminal penalties for <i>violators</i> (R.C. 4787.03 and 4787.99).	No provision.
Authorizes a licensed SA to assist a physician in the performance of surgical procedures by engaging in certain activities delegated by, and performed under the supervision of, a physician (R.C. 4787.08).	No provision.
Coordinates the Medical Board's licensing and regulatory procedures for SAs with those for physicians and other health professionals also regulated by the Board (R.C. 109.572, 4731.224, 4731.2210, 4731.25, 4731.251, 4776.01, 4787.02, 4787.12, 4787.13, 4787.17, 4787.19, 4787.20, 4787.21, 4787.22, and 4787.99).	No provision.

Previous Version (As Introduced)	Latest Version (I_136_1617-4)
Employment of surgical technologists	
Prohibits an ambulatory surgical facility (ASF) or hospital from employing an individual as a surgical technologist (ST) unless the individual is certified as such by the National Board of Surgical Technology and Surgical Assisting or National Center for Competency Testing (<i>R.C. 3702.3013(B) and 3727.26(B)</i>).	Establishes an alternative eligibility condition for employment as an ST at an ASF or hospital – that the individual practiced as an ST in an ASF or hospital located in Ohio during any part of the six-month period immediately preceding the bill’s effective date (<i>R.C. 3702.3013(B)(2)(a) and 3727.26(B)(2)(a)</i>).
Delays for three years the requirement that an ST be certified in order to be eligible to be employed and practice in an ASF or hospital (<i>Section 3</i>).	Extends this delay to the bill’s alternative eligibility condition (<i>Section 2</i>).
Employment of surgical assistants	
No provision.	Prohibits an ASF or hospital from employing an individual as an SA unless either of the following is the case: ▪ The individual is certified as an SA by the American Board of Surgical Assistants, National Board of Surgical Technology and Surgical Assisting, or National Commission for the Certification of Surgical Assistants; ▪ The individual practiced as an SA in an ASF or hospital located in Ohio during any part of the six-month period immediately preceding the provision’s effective date (<i>R.C. 3702.3013(B)(1) and 3727.26(B)(1)</i>).
No provision.	Delays the effective date of the SA employment conditions for three years (<i>Section 2</i>).
Waivers	
Authorizes an individual to practice as an SA without a Medical Board-issued license if the individual practices only at an ASF or hospital that has been granted a waiver by the Board (<i>R.C. 4787.18</i>).	No provision.

Previous Version (As Introduced)	Latest Version (I_136_1617-4)
No provision.	Allows an ASF or hospital to employ an SA or ST without the employee holding private certification or having practiced as such during any part of the six-month period immediately preceding the provision's effective date if the Director of Health grants the ASF or hospital a waiver (<i>R.C. 3702.3013(C) and 3727.26(C)</i>).
To be eligible for a waiver regarding SAs, requires an ASF or hospital to demonstrate to the Medical Board that it is in an area of Ohio experiencing special health problems and physician practice patterns that limit access to surgical care (<i>R.C. 4787.18</i>).	Same, but requires the demonstration to be made to the Director of Health and, as described above, applies the waiver provision to STs as well as SAs (<i>R.C. 3702.3013(C) and 3727.26(C)</i>).