



Ohio Legislative Service Commission

Bill Analysis

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S.B. 90

131st General Assembly
(As Introduced)

Sen. Tavares

BILL SUMMARY

- Generally requires a health care professional, when providing care or treatment in the presence of a patient or patient's representative, to wear an identification card or equivalent that includes the professional's name, photograph, license held, license expiration date, and employer.
- Excludes from the identification requirement professionals who practice where care or treatment is not provided in the patient's presence.
- Excludes from the identification requirement those situations in which wearing identification would pose a safety or health risk to the professional or patient or is not clinically-appropriate.
- Authorizes state licensing boards to impose disciplinary sanctions for failure to comply with the identification requirement.

CONTENT AND OPERATION

Health care professional identification

The bill generally requires a health care professional, when providing care or treatment in the presence of a patient or patient's representative, to wear an identification card or equivalent that includes all of the following:¹

--The professional's first and last names;

¹ R.C. 4745.04(B)(1).

- A recent photograph of the professional;
- A description of the type of license or authority held by the professional;
- The expiration date of the professional's license or authority; and
- The name of the health care facility or provider that employs the professional, unless the professional is self-employed.

The identification card or equivalent must be of sufficient size and be worn in a place that is visible to patients and others.²

Exceptions

The bill specifies that a health care professional is not required to wear an identification card or equivalent under any of the following circumstances:³

- The professional practices at a location where care or treatment is not provided in the presence of a patient;
- Wearing the identification card or equivalent presents a health or safety risk to the professional or patient; or
- Wearing the identification card or equivalent is not appropriate for the clinical setting.

Disciplinary action against health care professionals

The bill authorizes each state health professional licensing board that regulates the health care professional's respective profession to take disciplinary action against the professional for failure to comply with the identification requirement.⁴

Health care professionals subject to the bill

The bill specifies that health care professionals who are subject to the bill's identification requirement are those licensed or otherwise authorized to practice under R.C. Chapters 4715., 4723., 4725., 4729., 4730., 4731., 4732., 4734., 4753., 4755., 4757., 4758., 4759., 4760., 4761., 4762., 4765., 4773., 4774., 4778., and 4779. The following professionals are currently licensed or authorized to practice under those chapters:

² R.C. 4745.04(B)(2).

³ R.C. 4745.04(C).

⁴ R.C. 4745.04(D).

--Dentists, dental hygienists, dental x-ray machine operators, expanded function dental auxiliaries, and dental assistants regulated by the State Dental Board;⁵

--Advanced practice registered nurses, registered nurses, licensed practical nurses, dialysis technicians, community health workers, and medication aides regulated by the Board of Nursing⁶;

--Optometrists regulated by the State Board of Optometry;⁷

--Dispensing opticians, contact lens dispensing opticians, and ocularists regulated by the Ohio Optical Dispensers Board;⁸

--Pharmacists and pharmacy interns regulated by the State Board of Pharmacy;⁹

--Physicians, podiatrists, physician assistants, massage therapists, cosmetic therapists, anesthesiologist assistants, acupuncturists, radiologist assistants, genetic counselors, naprapaths, and mechanotherapists regulated by the State Medical Board;¹⁰

--Psychologists (including school psychologists) regulated by the State Board of Psychology;¹¹

--Chiropractors regulated by the State Chiropractic Board;¹²

--Speech-language pathologists and audiologists regulated by the Board of Speech-language Pathology and Audiology;¹³

--Occupational therapists, occupational therapy assistants, physical therapists, physical therapist assistants, and athletic trainers regulated by the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board;¹⁴

⁵ R.C. 4715.43.

⁶ R.C. 4723.94.

⁷ R.C. 4725.62.

⁸ R.C. 4725.62.

⁹ R.C. 4729.88.

¹⁰ R.C. 4730.55, 4731.97, 4760.23, 4762.24, 4774.23, and 4778.26.

¹¹ R.C. 4732.35.

¹² R.C. 4734.58.

¹³ R.C. 4753.17.

--Licensed professional clinical counselors, licensed professional counselors, social workers, independent social workers, social work assistants, and marriage and family therapists regulated by the Counselor, Social Worker, and Marriage and Family Therapist Board;¹⁵

--Chemical dependency counselors and independent chemical dependency counselors of all levels regulated by the Chemical Dependency Professionals Board;¹⁶

--Licensed dietitians regulated by the Board of Dietetics;¹⁷

--Respiratory care professionals regulated by the Ohio Respiratory Care Board;¹⁸

--Emergency medical service personnel regulated by the State Board of Emergency Medical, Fire, and Transportation Services;¹⁹

--General x-ray machine operators, nuclear medicine technologists, radiation therapy technologists, and radiographers regulated by the Department of Health;²⁰

--Orthotists, prosthetists, and pedorthists regulated by the State Board of Orthotics, Prosthetics, and Pedorthics.²¹

HISTORY

ACTION	DATE
Introduced	02-26-15

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¹⁴ R.C. 4755.72.

¹⁵ R.C. 4757.47.

¹⁶ R.C. 4758.73.

¹⁷ R.C. 4759.13.

¹⁸ R.C. 4761.19.

¹⁹ R.C. 4765.60.

²⁰ R.C. 4773.10.

²¹ R.C. 4779.35.

