



OHIO LEGISLATIVE SERVICE COMMISSION

Sub. Bill Comparative Synopsis

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Sub. H.B. 326

132nd General Assembly
(H. Health)

As introduced, H.B. 326 establishes a certificate to prescribe issued by the State Board of Psychology, which authorizes a psychologist who holds it to prescribe certain drugs and therapeutic devices, order related laboratory tests, and issue medication administration orders to nurses.

The table below summarizes how the latest substitute version of H.B. 326 differs from the As Introduced version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two are substantively the same.

Topic	Previous Version (As Introduced)	Sub. Version (L_132_0194-3)
Collaborative agreement requirement	No provision.	Requires a psychologist holding a certificate to prescribe to enter into a written collaborative agreement with a physician, physician assistant, certified nurse practitioner, clinical nurse specialist, or licensed psychologist holding a certificate to prescribe (a qualified prescriber) and establishes requirements for those agreements. <i>(R.C. 4732.43 and 4732.431(A).)</i> Authorizes the Board of Psychology, Board of Nursing, or Medical Board to periodically review the collaborative agreement for compliance with the bill's provisions. <i>(R.C. 4732.431(A).)</i>

Topic	Previous Version (As Introduced)	Sub. Version (L_132_0194-3)
Number of collaborative agreements	No provision.	<p>Authorizes a psychologist to enter into agreements with more than one qualified prescriber, but prohibits a qualified prescriber from entering into agreements with more than three psychologists. <i>(R.C. 4732.431(A).)</i></p> <p>Requires a psychologist to inform each collaborating qualified prescriber of other collaborative agreements and to provide each qualified prescriber copies of those agreements. <i>(R.C. 4732.431(A).)</i></p>
Collaborative agreement components	No provision.	<p>Requires that a collaborative agreement include a process for consultation with or referral to a collaborating qualified prescriber, a plan for backup coverage, a process for dispute resolution, and any other criteria required by Board rule. <i>(R.C. 4732.431(B).)</i></p>
Qualified prescriber duties under collaborative agreement	No provision.	<p>Requires a collaborating qualified prescriber to:</p> <ul style="list-style-type: none"> (1) Routinely review the psychologist's orders for medication, therapeutic devices, laboratory tests, and procedures; (2) Consult with the psychologist in person at least monthly to address the psychologist's prescribing practices and to review them for safety and quality; and (3) Be continuously available to communicate with the psychologist either in person or by telephone, videoconferencing, or other electronic means. <p><i>(R.C. 4732.01(M) and 4732.431(C).)</i></p>

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Termination of collaboration	No provision.	If a qualified prescriber or psychologist terminates the collaboration, requires the terminating party to give the other party written or electronic notice and requires the recipient to notify the Board of Psychology. <i>(R.C. 4732.431(D).)</i>
Clarifying language	No provision.	Specifies that the bill's collaborative agreement requirement does not prohibit a prescribing psychologist from performing any action authorized by the bill or prohibit payment or reimbursement from a third party. Specifies that the bill does not require an employment relationship between a prescribing psychologist and qualified prescriber. <i>(R.C. 4732.431(E).)</i>
Membership - State Board of Psychology	No provision.	Beginning two years after the bill's effective date, changes the membership of the State Board of Psychology to reduce to two (from three) the number of patient advocates, add a physician, and require that at least one of the six members who are licensed psychologists or school psychologists hold a certificate to prescribe. <i>(R.C. 4732.02 and Section 3.)</i>

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