

1 ENGROSSED SENATE AMENDMENT  
2 TO  
3 ENGROSSED HOUSE  
4 BILL NO. 2298

By: Hilbert, Fetgatter,  
Cornwell, and Turner of the  
House

5 and  
6  
7  
8

Paxton and Murdock of the  
Senate

9 An Act relating to the practice of nursing; providing  
10 for independent prescriptive authority of Advanced  
11 Practice Registered Nurses who meet certain  
12 requirements; stating application criteria;  
13 specifying duration of authority; \*\*\* providing for  
14 independent prescriptive authority by endorsement;  
15 amending 63 O.S. 2021, Section 2-312, as amended by  
Section 2, Chapter 184, O.S.L. 2022 (63 O.S. Supp.  
2024, Section 2-312), which relates to controlled  
dangerous substances; conforming language relating to  
supervision requirement; updating statutory  
references and language; providing for codification;  
and providing an effective date.

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17  
18 AUTHOR: Add the following House Coauthors: Cantrell, Munson, and  
19 Kelley

20 AUTHOR: Add the following Senate Coauthors: Coleman, Mann, and  
Green

21 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and  
22 entire bill and insert

23 "An Act relating to the practice of nursing;  
24 providing for independent prescriptive authority of  
Advanced Practice Registered Nurses who meet certain

1 requirements; stating application criteria;  
2 specifying duration of authority; providing for  
3 disciplinary action; authorizing certain fee;  
4 prescribing certain malpractice insurance  
5 requirements; directing promulgation of certain  
6 advertising rules; requiring certain disclosure;  
7 providing penalties; defining terms; providing  
8 eligibility requirements for supervising physicians;  
9 requiring specified supervision agreement;  
10 authorizing supervision fees subject to certain  
11 conditions; requiring certain notices; prohibiting  
12 certain fees; directing promulgation of certain  
13 rules; providing for disciplinary action; requiring  
14 certain reporting; directing online publication of  
15 certain list; amending 59 O.S. 2021, Section 353.1,  
16 as amended by Section 6, Chapter 288, O.S.L. 2022 (59  
17 O.S. Supp. 2024, Section 353.1), which relates to  
18 definitions used in the Oklahoma Pharmacy Act;  
19 modifying and adding definitions; amending 59 O.S.  
20 2021, Section 353.1a, which relates to prescriptive  
21 authority of Advanced Practice Registered Nurses;  
22 modifying prescriptive authority of certain Advanced  
23 Practice Registered Nurses; updating statutory  
24 language; amending 59 O.S. 2021, Section 567.3a,  
which relates to definitions used in the Oklahoma  
Nursing Practice Act; modifying and adding  
definitions; amending 59 O.S. 2021, Section 567.4a,  
which relates to prescriptive authority; specifying  
authority of the Oklahoma Board of Nursing to grant  
prescriptive authority; directing the Board to  
promulgate certain rules; clarifying certain  
educational requirement; requiring the Formulary  
Advisory Council to develop, update, and publish  
certain guidelines; modifying references; conforming  
language; amending 59 O.S. 2021, Section 567.5a, as  
amended by Section 1, Chapter 94, O.S.L. 2024 (59  
O.S. Supp. 2024, Section 567.5a), which relates to  
Advanced Practice Registered Nurse license; providing  
for independent prescriptive authority by  
endorsement; amending 63 O.S. 2021, Section 2-312, as  
amended by Section 2, Chapter 184, O.S.L. 2022 (63  
O.S. Supp. 2024, Section 2-312), which relates to  
controlled dangerous substances; conforming language;  
limiting effect of certain authority; updating  
statutory references and language; providing for  
codification; and providing an effective date.

1  
2 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

3 SECTION 1. NEW LAW A new section of law to be codified  
4 in the Oklahoma Statutes as Section 567.4c of Title 59, unless there  
5 is created a duplication in numbering, reads as follows:

6 A. An Advanced Practice Registered Nurse recognized by the  
7 Oklahoma Board of Nursing as a Certified Nurse Practitioner,  
8 Clinical Nurse Specialist, or Certified Nurse-Midwife who has  
9 completed a minimum of six thousand two hundred forty (6,240)  
10 clinical practice hours with prescriptive authority supervised by a  
11 physician may apply to the Oklahoma Board of Nursing for authority  
12 to prescribe and order independent of supervision.

13 B. The application for independent prescriptive authority shall  
14 include proof that the Certified Nurse Practitioner, Clinical Nurse  
15 Specialist, or Certified Nurse-Midwife:

16 1. Holds a valid, current license in the appropriate Advanced  
17 Practice Registered Nurse role issued by the Board and is in good  
18 standing with the Board; and

19 2. Has completed a minimum of six thousand two hundred forty  
20 (6,240) clinical practice hours with prescriptive authority  
21 supervised by a physician. This paragraph shall not be construed to  
22 exclude practice hours with supervised prescriptive authority  
23 obtained prior to the effective date of this act from being counted  
24 toward the hours required in this paragraph.

1       C. Independent prescriptive authority granted under this  
2 section shall be valid until the expiration of the current license  
3 to practice and may be renewed upon application to the Board at the  
4 same time and for the same period as the renewal of the license to  
5 practice.

6       D. The Board may suspend or revoke independent prescriptive  
7 authority granted under this section in accordance with the  
8 Administrative Procedures Act for violation of the provisions of, or  
9 the rules promulgated under, the Oklahoma Nursing Practice Act.

10      E. The Board may assess a reasonable fee for the review of  
11 initial and renewal applications under the provisions of this  
12 section.

13      SECTION 2.     NEW LAW       A new section of law to be codified  
14 in the Oklahoma Statutes as Section 567.5b of Title 59, unless there  
15 is created a duplication in numbering, reads as follows:

16      A. An Advanced Practice Registered Nurse, or the employer of  
17 the Advanced Practice Registered Nurse on his or her behalf, shall  
18 carry malpractice insurance or demonstrate proof of financial  
19 responsibility in a minimum amount of One Million Dollars  
20 (\$1,000,000.00) per occurrence and Three Million Dollars  
21 (\$3,000,000.00) in the aggregate per year. This requirement shall  
22 apply only to the Advanced Practice Registered Nurse and shall not  
23 be construed as to require the Advanced Practice Registered Nurse to  
24 provide malpractice insurance coverage to any supervising physician.

1           B. An Advanced Practice Registered Nurse who is employed by or  
2 under contract with a federal agency that carries malpractice  
3 insurance in any amount on behalf of the Advanced Practice  
4 Registered Nurse shall be deemed in compliance with subsection A of  
5 this section when practicing under such federal employment or  
6 contract. However, to the extent the Advanced Practice Registered  
7 Nurse practices outside of such federal employment or contract, the  
8 Advanced Practice Registered Nurse, or his or her employer, shall  
9 comply with subsection A of this section.

10           SECTION 3.        NEW LAW        A new section of law to be codified  
11 in the Oklahoma Statutes as Section 567.5c of Title 59, unless there  
12 is created a duplication in numbering, reads as follows:

13           A. The Oklahoma Board of Nursing shall promulgate rules  
14 governing the advertising of health care services by Advanced  
15 Practice Registered Nurses to include, but not be limited to, the  
16 specialty areas or types of health care services Advanced Practice  
17 Registered Nurses may advertise based on their training or  
18 experience.

19           B. Any such advertisement shall clearly state that the person  
20 providing such services is an Advanced Practice Registered Nurse and  
21 shall not imply that the Advanced Practice Registered Nurse is a  
22 physician or that he or she may perform any medical service or  
23 prescribe any medication beyond those authorized under state law or  
24 in a manner otherwise inconsistent with state law.

1       C. An Advanced Practice Registered Nurse who violates the  
2 provisions of this section shall be subject to disciplinary action  
3 by the Oklahoma Board of Nursing which may include, but not be  
4 limited to, revocation of licensure.

5           SECTION 4.       NEW LAW       A new section of law to be codified  
6 in the Oklahoma Statutes as Section 479.1 of Title 59, unless there  
7 is created a duplication in numbering, reads as follows:

8           A. As used in this section:

9           1. "Advanced Practice Registered Nurse" has the same meaning as  
10 defined in Section 567.3a of Title 59 of the Oklahoma Statutes,  
11 except that such term does not include a Certified Registered Nurse  
12 Anesthetist;

13           2. "Board" means the State Board of Medical Licensure and  
14 Supervision or the State Board of Osteopathic Examiners, or both, as  
15 the context indicates; and

16           3. The terms "supervising physician" and "supervision" have the  
17 same meaning as defined in Section 567.3a of Title 59 of the  
18 Oklahoma Statutes.

19           B. To be eligible to serve as a supervising physician for an  
20 Advanced Practice Registered Nurse who has not obtained independent  
21 prescriptive authority under Section 1 of this act, the physician  
22 shall meet the following criteria:

23           1. Have possession of a full and unrestricted license to  
24 practice allopathic or osteopathic medicine issued by the State

1 Board of Medical Licensure and Supervision or the State Board of  
2 Osteopathic Examiners;

3       2. Have possession of a valid registration to prescribe  
4 controlled substances issued by the Drug Enforcement Administration  
5 and the Oklahoma State Bureau of Narcotics and Dangerous Drugs  
6 Control; and

7       3. Be trained and fully qualified in the field of the Advanced  
8 Practice Registered Nurse's specialty as determined by the  
9 physician's respective Board; provided, however, a supervising  
10 physician for a Certified Nurse-Midwife may be a family practice  
11 physician, obstetrician, or gynecologist.

12      C. A supervising physician shall enter into a written  
13 supervision agreement with each Advanced Practice Registered Nurse  
14 he or she supervises. The supervising physician shall file the  
15 supervision agreement with his or her respective Board in the manner  
16 prescribed by such Board. The supervision agreement shall specify:

17       1. Any fees charged to the Advanced Practice Registered Nurse  
18 for supervision services in accordance with subsection D of this  
19 section;

20       2. The scope of the Advanced Practice Registered Nurse's  
21 prescriptive authority, subject to any limits on scope of  
22 prescriptive authority provided by the rules of the Oklahoma Board  
23 of Nursing;

24       3. A description of the extent of the supervision required;

1       4. The duties and responsibilities of the supervising  
2 physician;

3       5. Procedures for notice to be provided by the supervising  
4 physician to Advanced Practice Registered Nurses for periods of  
5 absence in accordance with subsection E of this section; and

6       6. One or more alternate physicians designated to supervise the  
7 Advanced Practice Registered Nurse in such periods of absence in  
8 accordance with the rules promulgated under subsection H of this  
9 section.

10      D. 1. A supervising physician may charge a reasonable fee to  
11 the Advanced Practice Registered Nurse for his or her supervision  
12 services. Any such fees shall be:

13           a. disclosed in the supervision agreement required under  
14 subsection C of this section,

15           b. appropriate based on the actual duties and  
16 responsibilities of the supervising physician as  
17 outlined in the supervision agreement, and

18           c. a fair market value hourly rate in accordance with the  
19 rules promulgated under subsection H of this section,  
20 or by mutual agreement between the Advanced Practice  
21 Registered Nurse and supervising physician.

22      2. The provisions of this subsection shall apply only to  
23 compensation received by the supervising physician directly from the  
24

1 Advanced Practice Registered Nurse. This subsection shall not be  
2 construed to:

- 3 a. preclude a supervising physician from entering into a  
4 payment arrangement for supervision fees to be paid by  
5 his or her employer or health care entity in lieu of  
6 the Advanced Practice Registered Nurse,
- 7 b. preclude an employer or health care entity of a  
8 supervising physician from prohibiting, limiting, or  
9 otherwise addressing such supervision fees through  
10 policies, contracts, or bylaws, or
- 11 c. apply to or impact any compensation a supervising  
12 physician receives from his or her employer or health  
13 care entity for supervision services.

14 E. A supervising physician shall notify all Advanced Practice  
15 Registered Nurses under his or her supervision of reasonably  
16 anticipated periods of unavailability or incapacity on the part of  
17 the supervising physician. Notice shall be given by the method  
18 agreed to by the supervising physician and the Advanced Practice  
19 Registered Nurse within the written supervision agreement.

20 F. The supervising physician shall report to his or her  
21 respective Board, and shall notify all Advanced Practice Registered  
22 Nurses under his or her supervision of, any changes to the  
23 supervising relationship within thirty (30) calendar days including,  
24 but not limited to, the addition or removal of an Advanced Practice

1 Registered Nurse under the physician's supervision or a change to  
2 the physician's practice address or contact information. The  
3 physician's supervision agreements shall be amended as necessary to  
4 reflect any such changes.

5 G. The State Board of Medical Licensure and Supervision and the  
6 State Board of Osteopathic Examiners shall not charge any fees to  
7 supervising physicians or Advanced Practice Registered Nurses for  
8 the maintenance or oversight of supervision agreements or other  
9 administrative functions related to the implementation or  
10 enforcement of this section.

11 H. The State Board of Medical Licensure and Supervision and the  
12 State Board of Osteopathic Examiners shall promulgate a uniform set  
13 of rules establishing standards for proper supervision of Advanced  
14 Practice Registered Nurses who have not obtained independent  
15 prescriptive authority under Section 1 of this act, including:

16 1. The charging of reasonable fees to provide supervision  
17 services. The rules shall establish a fair market value hourly rate  
18 for such fees, which shall be redetermined biennially;

19 2. Continuous availability of direct communications either in  
20 person or by electronic communications between the Advanced Practice  
21 Registered Nurse and supervising physician;

22 3. Oversight and acceptance of responsibility for the ordering  
23 and transmission of written, telephonic, electronic, or oral

1 prescriptions for drugs and other medical supplies, subject to the  
2 formulary established by the Oklahoma Board of Nursing;

3       4. Review of prescribing patterns of the Advanced Practice

4 Registered Nurse;

5       5. The delineation of a plan for emergencies; and

6       6. The designation of one or more alternate physicians in the  
7 absence of the supervising physician.

8           I. A supervising physician may be subject to disciplinary  
9 action by his or her respective Board for failure to comply with the  
10 provisions of, or the rules promulgated under, this section  
11 including, but not limited to, failure to provide proper  
12 supervision.

13           J. If either Board imposes limits through rule on the number of  
14 Advanced Practice Registered Nurses that a supervising physician may  
15 supervise, such limits shall not apply when an Advanced Practice  
16 Registered Nurse is practicing in a hospital licensed by the State  
17 Department of Health

18           K. The Executive Director of each Board shall report annually  
19 to the respective Board the number of complaints received in  
20 relation to this section.

21           L. The State Board of Medical Licensure and Supervision and the  
22 State Board of Osteopathic Examiners shall each create and maintain  
23 on the respective Board's website a list of physicians who are  
24 available to supervise Advanced Practice Registered Nurses.

1 SECTION 5. AMENDATORY 59 O.S. 2021, Section 353.1, as  
2 amended by Section 6, Chapter 288, O.S.L. 2022 (59 O.S. Supp. 2024,  
3 Section 353.1), is amended to read as follows:

4 Section 353.1. For the purposes of the Oklahoma Pharmacy Act:

5 1. "Accredited program" means those seminars, classes,  
6 meetings, work projects, and other educational courses approved by  
7 the ~~Board~~ State Board of Pharmacy for purposes of continuing  
8 professional education;

9 2. "Act" means the Oklahoma Pharmacy Act;

10 3. "Administer" means the direct application of a drug, whether  
11 by injection, inhalation, ingestion, or any other means, to the body  
12 of a patient;

13 4. "Assistant pharmacist" means any person presently licensed  
14 as an assistant pharmacist in ~~the State of Oklahoma~~ this state by  
15 the Board pursuant to Section 353.10 of this title and for the  
16 purposes of the Oklahoma Pharmacy Act shall be considered the same  
17 as a pharmacist, except where otherwise specified;

18 5. "Board" or "State Board" means the State Board of Pharmacy;

19 6. "Certify" or "certification of a prescription" means the  
20 review of a filled prescription by a licensed pharmacist or a  
21 licensed practitioner with dispensing authority to confirm that the  
22 medication, labeling, and packaging of the filled prescription are  
23 accurate and meet all requirements prescribed by state and federal

1 law. For the purposes of this paragraph, "licensed practitioner"  
2 shall not include optometrists with dispensing authority;

3       7. "Chemical" means any medicinal substance, whether simple or  
4 compound or obtained through the process of the science and art of  
5 chemistry, whether of organic or inorganic origin;

6       8. "Compounding" means the combining, admixing, mixing,  
7 diluting, pooling, reconstituting, or otherwise altering of a drug  
8 or bulk drug substance to create a drug. Compounding includes the  
9 preparation of drugs or devices in anticipation of prescription drug  
10 orders based on routine, regularly observed prescribing patterns;

11       9. "Continuing professional education" means professional,  
12 pharmaceutical education in the general areas of the socioeconomic  
13 and legal aspects of health care; the properties and actions of  
14 drugs and dosage forms; and the etiology, characteristics, and  
15 therapeutics of the diseased state;

16       10. "Dangerous drug", "legend drug", "prescription drug", or  
17 "Rx Only" means a drug:

- 18           a. for human use subject to 21 U.S.C., Section 353(b)(1),  
19                   or  
20           b. is labeled "Prescription Only", or labeled with the  
21                   following statement: "Caution: Federal law restricts  
22                   this drug ~~except for~~ to use by or on the order of a  
23                   licensed veterinarian.";

1       11. "Director" means the Executive Director of the State Board  
2 of Pharmacy unless context clearly indicates otherwise;

3       12. "Dispense" or "dispensing" means the interpretation,  
4 evaluation, and implementation of a prescription drug order  
5 including the preparation and delivery of a drug or device to a  
6 patient or a patient's agent in a suitable container appropriately  
7 labeled for subsequent administration to, or use by, a patient.  
8 Dispense includes sell, distribute, leave with, give away, dispose  
9 of, deliver, or supply;

10      13. "Dispenser" means a retail pharmacy, hospital pharmacy, a  
11 group of chain pharmacies under common ownership and control that do  
12 not act as a wholesale distributor, or any other person authorized  
13 by law to dispense or administer prescription drugs, and the  
14 affiliated warehouses or distributions of such entities under common  
15 ownership and control that do not act as a wholesale distributor.  
16 For the purposes of this paragraph, "dispenser" dispenser does not  
17 mean a person who dispenses only products to be used in animals in  
18 accordance with 21 U.S.C., Section 360b(a)(5);

19      14. "Distribute" or "distribution" means the sale, purchase,  
20 trade, delivery, handling, storage, or receipt of a product, and  
21 does not include the dispensing of a product pursuant to a  
22 prescription executed in accordance with 21 U.S.C., Section  
23 353(b)(1) or the dispensing of a product approved under 21 U.S.C.,\_

1   Section 360b(b); provided, taking actual physical possession of a  
2   product or title shall not be required;

3       15. "Doctor of Pharmacy" means a person licensed by the Board  
4   to engage in the practice of pharmacy. The terms "pharmacist",  
5   "D.Ph.", and "Doctor of Pharmacy" shall be interchangeable and shall  
6   have the same meaning wherever they appear in the Oklahoma Statutes  
7   and the rules promulgated by the Board;

8       16. "Drug outlet" means all manufacturers, repackagers,  
9   outsourcing facilities, wholesale distributors, third-party  
10   logistics providers, pharmacies, and all other facilities which are  
11   engaged in dispensing, delivery, distribution, or storage of  
12   dangerous drugs;

13       17. "Drugs" means all medicinal substances and preparations  
14   recognized by the United States Pharmacopoeia Pharmacopeia and  
15   National Formulary, or any revision thereof, and all substances and  
16   preparations intended for external and/or internal use in the cure,  
17   diagnosis, mitigation, treatment, or prevention of disease in humans  
18   or animals and all substances and preparations, other than food,  
19   intended to affect the structure or any function of the body of a  
20   human or animals;

21       18. "Drug sample" means a unit of a prescription drug packaged  
22   under the authority and responsibility of the manufacturer that is  
23   not intended to be sold and is intended to promote the sale of the  
24   drug;

1       19. "Durable medical equipment" has the same meaning as  
2 provided by ~~Section 2 of this act~~ Section 375.2 of this title;

3       20. "Filled prescription" means a packaged prescription  
4 medication to which a label has been affixed which contains such  
5 information as is required by the Oklahoma Pharmacy Act;

6       21. "Hospital" means any institution licensed as a hospital by  
7 this state for the care and treatment of patients, or a pharmacy  
8 operated by the Oklahoma Department of Veterans Affairs;

9       22. "Licensed practitioner" means:

10       a. an allopathic physician,

11       b. an osteopathic physician,

12       c. a podiatric physician,

13       d. a dentist,

14       e. a veterinarian ~~or,~~

15       f. an optometrist, or

16       g. an Advanced Practice Registered Nurse,

17 licensed to practice and authorized to prescribe dangerous drugs  
18 within the scope of practice of such practitioner;

19       23. "Manufacturer" or "virtual manufacturer" means with respect  
20 to a product:

21       a. a person that holds an application approved under 21

22       U.S.C., Section 355 or a license issued under 42

23       U.S.C., Section 262 for such product, or if such

- 1                   product is not the subject of an approved application  
2                   or license, the person who manufactured the product,  
3                   b. a co-licensed partner of the person described in  
4                   subparagraph a of this paragraph that obtains the  
5                   product directly from a person described in this  
6                   subparagraph or subparagraph a of this paragraph,  
7                   c. an affiliate of a person described in subparagraph a  
8                   or b of this paragraph who receives the product  
9                   directly from a person described in this subparagraph  
10                  or in subparagraph a or b of this paragraph, or  
11                  d. a person who contracts with another to manufacture a  
12                  product;

13                 24. "Manufacturing" means the production, preparation,  
14 propagation, compounding, conversion, or processing of a device or a  
15 drug, either directly or indirectly by extraction from substances of  
16 natural origin or independently by means of chemical or biological  
17 synthesis and includes any packaging or repackaging of the  
18 substances or labeling or relabeling of its container, and the  
19 promotion and marketing of such drugs or devices. The term  
20 "~~manufacturing~~" manufacturing also includes the preparation and  
21 promotion of commercially available products from bulk compounds for  
22 resale by licensed pharmacies, licensed practitioners, or other  
23 persons;

1       25. "Medical gas" means those gases including those in liquid  
2 state upon which the manufacturer or distributor has placed one of  
3 several cautions, such as "Rx Only", in compliance with federal law;

4       26. "Medical gas order" means an order for medical gas issued  
5 by a licensed prescriber;

6       27. "Medical gas distributor" means a person licensed to  
7 distribute, transfer, wholesale, deliver,, or sell medical gases on  
8 drug orders to suppliers or other entities licensed to use,  
9 administer,, or distribute medical gas and may also include a patient  
10 or ultimate user;

11       28. "Medical gas supplier" means a person who dispenses medical  
12 gases on drug orders only to a patient or ultimate user;

13       29. "Medicine" means any drug or combination of drugs which has  
14 the property of curing, preventing, treating, diagnosing,, or  
15 mitigating diseases, or which is used for that purpose;

16       30. "Nonprescription drugs" means medicines or drugs which are  
17 sold without a prescription and which are prepackaged for use by the  
18 consumer and labeled in accordance with the requirements of the  
19 statutes and regulations of this state and the federal government.

20 Such items shall also include medical and dental supplies and  
21 bottled or nonbulk chemicals which are sold or offered for sale to  
22 the general public if such articles or preparations meet the  
23 requirements of the Federal Food, Drug,, and Cosmetic Act, 21  
24 U.S.C.A., Section 321 et seq.;

1       31. "Outsourcing facility" including "virtual outsourcing  
2 facility" means a facility at one geographic location or address  
3 that:

- 4           a. is engaged in the compounding of sterile drugs,
- 5           b. has elected to register as an outsourcing facility,  
6                   and
- 7           c. complies with all requirements of 21 U.S.C., Section  
8                   353b;

9       32. "Package" means the smallest individual saleable unit of  
10 product for distribution by a manufacturer or repackager that is  
11 intended by the manufacturer for ultimate sale to the dispenser of  
12 such product. For the purposes of this paragraph, "individual  
13 saleable unit" means the smallest container of a product introduced  
14 into commerce by the manufacturer or repackager that is intended by  
15 the manufacturer or repackager for individual sale to a dispenser;

16       33. "Person" means an individual, partnership, limited  
17 liability company, corporation, or association, unless the context  
18 otherwise requires;

19       34. "Pharmacist-in-charge" or "PIC" means the pharmacist  
20 licensed in this state responsible for the management control of a  
21 pharmacy and all other aspects of the practice of pharmacy in a  
22 licensed pharmacy as defined provided by Section 353.18 of this  
23 title;

1       35. "Pharmacy" means a place regularly licensed by the State  
2       Board of Pharmacy in which prescriptions, drugs, medicines,  
3       chemicals, and poisons are compounded or dispensed or such place  
4       where pharmacists practice the profession of pharmacy, or a pharmacy  
5       operated by the Oklahoma Department of Veterans Affairs;

6       36. "Pharmacy technician", "technician", "Rx tech", or "tech"  
7       means a person issued a ~~Technician~~ technician permit by the State  
8       Board of Pharmacy to assist the pharmacist and perform  
9       nonjudgmental, technical, manipulative, non-discretionary functions  
10      in the prescription department under the immediate and direct  
11      supervision of a pharmacist;

12      37. "Poison" means any substance which when introduced into the  
13      body, either directly or by absorption, produces violent, morbid, or  
14      fatal changes, or which destroys living tissue with which such  
15      substance comes into contact;

16      38. "Practice of pharmacy" means:

- 17       a. the interpretation and evaluation of prescription  
18           orders,
- 19       b. the compounding, dispensing, administering, and  
20           labeling of drugs and devices, except labeling by a  
21           manufacturer, repackager, or distributor of  
22           nonprescription drugs and commercially packaged legend  
23           drugs and devices,

- 1           c. the participation in drug selection and drug  
2                 utilization reviews,  
3           d. the proper and safe storage of drugs and devices and  
4                 the maintenance of proper records thereof,  
5           e. the responsibility for advising by counseling and  
6                 providing information, where professionally necessary  
7                 or where regulated, of therapeutic values, content,  
8                 hazards, and use of drugs and devices,  
9           f. the offering or performing of those acts, services,  
10                 operations, or transactions necessary in the conduct,  
11                 operation, management, and control of a pharmacy, or  
12           g. the provision of those acts or services that are  
13                 necessary to provide pharmaceutical care;

14         39. "Preparation" means an article which may or may not contain  
15         sterile products compounded in a licensed pharmacy pursuant to the  
16         order of a licensed prescriber;

17         40. "Prescriber" means a person licensed in this state who is  
18         authorized to prescribe dangerous drugs within the scope of practice  
19         of the person's profession;

20         41. "Prescription" means and includes any order for drug or  
21         medical supplies written or signed, or transmitted by word of mouth,  
22         telephone, or other means of communication:

- 23           a. by a licensed prescriber,

- 1           b. ~~under the supervision of an Oklahoma licensed~~  
2           ~~practitioner, an Oklahoma licensed advanced practice~~  
3           ~~registered nurse or an Oklahoma licensed by a~~  
4           physician assistant pursuant to a practice agreement,  
5           or  
6           c. (1) under the supervision of a supervising physician,  
7           by a Certified Nurse Practitioner, Clinical Nurse  
8           Specialist, or Certified Nurse-Midwife licensed  
9           in this state who has not obtained independent  
10          prescriptive authority under Section 1 of this  
11          act, or  
12          (2) by a Certified Nurse Practitioner, Clinical Nurse  
13          Specialist, or Certified Nurse-Midwife licensed  
14          in this state who has obtained independent  
15          prescriptive authority under Section 1 of this  
16          act, or  
17          d. by an Oklahoma licensed wholesaler or distributor as  
18           authorized in Section 353.29.1 of this title;  
19          42. "Product" means a prescription drug in a finished dosage  
20         form for administration to a patient without substantial further  
21         manufacturing, such as capsules, tablets, and lyophilized products  
22         before reconstitution. "~~Product~~" Product does not include blood  
23         components intended for transfusion, radioactive drugs or biologics  
24         and medical gas;

1       43. "Repackager", including "virtual repackager", means a  
2 person who owns or operates an establishment that repacks and  
3 relabels a product or package for further sale or distribution  
4 without further transaction;

5       44. "Sterile drug" means a drug that is intended for parenteral  
6 administration, an ophthalmic or oral inhalation drug in aqueous  
7 format, or a drug that is required to be sterile under state and  
8 federal law;

9       45. "Supervising physician" means an individual holding a  
10 current license to practice as a physician from the State Board of  
11 Medical Licensure and Supervision, pursuant to the provisions of the  
12 Oklahoma Allopathic Medical and Surgical Licensure and Supervision  
13 Act, or the State Board of Osteopathic Examiners, pursuant to the  
14 provisions of the Oklahoma Osteopathic Medicine Act, who supervises  
15 ~~an advanced practice registered nurse~~ a Certified Nurse

16 Practitioner, Clinical Nurse Specialist, or Certified Nurse-Midwife  
17 as defined in Section 567.3a of this title who has not obtained  
18 independent prescriptive authority under Section 1 of this act,  
19 and who is not in training as an intern, resident, or fellow. ~~To be~~  
20 ~~eligible to supervise an advanced practice registered nurse, such~~  
21 The supervising physician shall remain in compliance with the rules  
22 promulgated by the State Board of Medical Licensure and Supervision  
23 or the State Board of Osteopathic Examiners;

1       46. "Supportive personnel" means technicians and auxiliary  
2 supportive persons who are regularly paid employees of a pharmacy  
3 who work and perform tasks in the pharmacy as authorized by Section  
4 353.18A of this title;

5       47. "Third-party logistics provider" including "virtual third-  
6 party logistics provider" means an entity that provides or  
7 coordinates warehousing, or other logistics services of a product in  
8 interstate commerce on behalf of a manufacturer, wholesale  
9 distributor, or dispenser of a product but does not take ownership  
10 of the product, nor have responsibility to direct the sale or  
11 disposition of the product. For the purposes of this paragraph,  
12 ~~"third-party logistics provider"~~ third-party logistics provider does  
13 not include shippers and the United States Postal Service;

14       48. "Wholesale distributor" including "virtual wholesale  
15 distributor" means a person other than a manufacturer, a  
16 manufacturer's co-licensed partner, a third-party logistics  
17 provider, or repackager engaged in wholesale distribution as defined  
18 by 21 U.S.C., Section 353(e) (4) as amended by the Drug Supply Chain  
19 Security Act;

20       49. "County jail" means a facility operated by a county for the  
21 physical detention and correction of persons charged with, or  
22 convicted of, criminal offenses or ordinance violations or persons  
23 found guilty of civil or criminal contempt;

1       50. "State correctional facility" means a facility or  
2 institution that houses a prisoner population under the jurisdiction  
3 of the Department of Corrections;

4       51. "Unit dose package" means a package that contains a single  
5 dose drug with the name, strength, control number, and expiration  
6 date of that drug on the label; and

7       52. "Unit of issue package" means a package that provides  
8 multiple doses of the same drug, but each drug is individually  
9 separated and includes the name, lot number, and expiration date.

10      SECTION 6.       AMENDATORY       59 O.S. 2021, Section 353.1a, is  
11 amended to read as follows:

12      Section 353.1a. A. Prescribing 1. Prescriptive authority  
13 shall be allowed, under ~~the medical direction of a current~~  
14 supervision agreement with a supervising physician, for an advanced  
15 ~~practice nurse~~ a licensed Advanced Practice Registered Nurse  
16 recognized by the Oklahoma Board of Nursing ~~in one of the following~~  
17 ~~categories: advanced registered nurse practitioners, clinical nurse~~  
18 ~~specialists, or certified nurse midwives as a Certified Nurse~~  
19 Practitioner, Clinical Nurse Specialist, or Certified Nurse-Midwife  
20 who has not obtained independent prescriptive authority under  
21 Section 1 of this act.

22      2. Prescriptive authority shall be allowed, independent of a  
23 current supervision agreement with a supervising physician, for a  
24 licensed Advanced Practice Registered Nurse recognized by the

1      Oklahoma Board of Nursing as a Certified Nurse Practitioner,  
2      Clinical Nurse Specialist, or Certified Nurse-Midwife who has  
3      obtained independent prescriptive authority under Section 1 of this  
4      act.

5            B. The advanced practice nurse Advanced Practice Registered  
6      Nurse may write or sign, or transmit by word of mouth, telephone, or  
7      other means of communication an order for drugs or medical supplies  
8      that is intended to be filled, compounded, or dispensed by a  
9      pharmacist. The supervising physician, if applicable, and the  
10     advanced practice nurse prescribing Advanced Practice Registered  
11     Nurse shall be identified at the time of origination of the  
12     prescription and the name of the advanced practice nurse prescribing  
13     Advanced Practice Registered Nurse shall be printed on the  
14     prescription label.

15           B. C. Pharmacists may dispense prescriptions for non-controlled  
16     prescription drugs authorized by an advanced practice nurse Advanced  
17     Practice Registered Nurse or physician assistant, not located in  
18     Oklahoma this state, provided that they are licensed in the state in  
19     which they are actively prescribing.

20           C. D. 1. Pharmacists may only dispense prescriptions for  
21     controlled dangerous substances prescribed by an advanced practice  
22     nurse or physician assistant Advanced Practice Registered Nurse  
23     licensed in the State of Oklahoma and supervised by an Oklahoma

1 licensed practitioner this state who meets the criteria in paragraph  
2 1 or 2 of subsection A of this section.

3 2. Pharmacists may only dispense prescriptions for controlled  
4 dangerous substances prescribed by a physician assistant licensed in  
5 this state pursuant to a practice agreement.

6 SECTION 7. AMENDATORY 59 O.S. 2021, Section 567.3a, is  
7 amended to read as follows:

8 Section 567.3a. As used in the Oklahoma Nursing Practice Act:

9 1. "Board" means the Oklahoma Board of Nursing;

10 2. "The practice of nursing" means the performance of services  
11 provided for purposes of nursing diagnosis and treatment of human  
12 responses to actual or potential health problems consistent with  
13 educational preparation. Knowledge and skill are the basis for  
14 assessment, analysis, planning, intervention, and evaluation used in  
15 the promotion and maintenance of health and nursing management of  
16 illness, injury, infirmity, restoration ~~or~~ of optimal function, or  
17 death with dignity. Practice is based on understanding the human  
18 condition across the human lifespan and understanding the  
19 relationship of the individual within the environment. This  
20 practice includes execution of the medical regime including the  
21 administration of medications and treatments prescribed by any  
22 person authorized by state law to so prescribe;

23 3. "Registered nursing" means the practice of the full scope of  
24 nursing which includes, but is not limited to:

- a. assessing the health status of individuals, families, and groups,
  - b. analyzing assessment data to determine nursing care needs,
  - c. establishing goals to meet identified health care needs,
  - d. planning a strategy of care,
  - e. establishing priorities of nursing intervention to implement the strategy of care,
  - f. implementing the strategy of care,
  - g. delegating such tasks as may safely be performed by others, consistent with educational preparation and that do not conflict with the provisions of the Oklahoma Nursing Practice Act,
  - h. providing safe and effective nursing care rendered directly or indirectly,
  - i. evaluating responses to interventions,
  - j. teaching the principles and practice of nursing,
  - k. managing and supervising the practice of nursing,
  - l. collaborating with other health professionals in the management of health care,
  - m. performing additional nursing functions in accordance with knowledge and skills acquired beyond basic nursing preparation, and

1           n. delegating those nursing tasks as defined in the rules  
2                 of the Board that may be performed by an ~~advanced~~  
3                 ~~unlicensed assistive person~~ Advanced Unlicensed  
4                 Assistant;

5         4. "Licensed practical nursing" means the practice of nursing  
6         under the supervision or direction of a ~~registered nurse~~ Registered  
7         Nurse, licensed physician, or dentist. This directed scope of  
8         nursing practice includes, but is not limited to:

- 9           a. contributing to the assessment of the health status of  
10              individuals and groups,
- 11           b. participating in the development and modification of  
12              the plan of care,
- 13           c. implementing the appropriate aspects of the plan of  
14              care,
- 15           d. delegating such tasks as may safely be performed by  
16              others, consistent with educational preparation and  
17              that do not conflict with the Oklahoma Nursing  
18              Practice Act,
- 19           e. providing safe and effective nursing care rendered  
20              directly or indirectly,
- 21           f. participating in the evaluation of responses to  
22              interventions,
- 23           g. teaching basic nursing skills and related principles,

- h. performing additional nursing procedures in accordance with knowledge and skills acquired through education beyond nursing preparation, and
  - i. delegating those nursing tasks as defined in the rules of the Board that may be performed by an ~~advanced unlicensed assistive person~~ Advanced Unlicensed Assistant;

5. "Advanced Practice Registered Nurse" means a licensed

Registered Nurse:

- a. who has completed an advanced practice registered nursing education program in preparation for one of four recognized ~~advanced practice registered nurse~~  
Advanced Practice Registered Nurse roles,
  - b. who has passed a national certification examination recognized by the Board that measures the ~~advanced practice registered nurse~~ Advanced Practice Registered Nurse role and specialty competencies and who maintains recertification in the role and specialty through a national certification program,
  - c. who has acquired advanced clinical knowledge and skills in preparation for providing both direct and indirect care to patients; however, the defining factor for all Advanced Practice Registered Nurses is

1                   that ~~a significant component of~~ the education and  
2                   practice focuses on direct care of individuals,  
3                   d. whose practice builds on the competencies of  
4                   Registered Nurses by demonstrating a greater depth and  
5                   breadth of knowledge, a greater synthesis of data, and  
6                   increased complexity of skills and interventions, and  
7                   e. who has obtained a license as an Advanced Practice  
8                   Registered Nurse in one of the following roles:  
9                   Certified Registered Nurse Anesthetist, Certified  
10                  Nurse-Midwife, Clinical Nurse Specialist, or Certified  
11                  Nurse Practitioner.

12                 Only those persons who hold a license to practice advanced  
13                 practice registered nursing in this state shall have the right to  
14                 use the title "~~Advanced Practice Registered Nurse~~" Advanced Practice  
15                 Registered Nurse and to use the abbreviation "APRN". Only those  
16                 persons who have obtained a license in the following disciplines  
17                 shall have the right to fulfill the roles and use the applicable  
18                 titles: Certified Registered Nurse Anesthetist and the abbreviation  
19                 "CRNA", Certified Nurse-Midwife and the abbreviation "CNM", Clinical  
20                 Nurse Specialist and the abbreviation "CNS", and Certified Nurse  
21                 Practitioner and the abbreviation "CNP".

22                 It shall be unlawful for any person to assume the role or use  
23                 the title Advanced Practice Registered Nurse or use the abbreviation  
24                 "~~APRN~~" APRN or use the respective specialty role titles and

1 abbreviations or to use any other titles or abbreviations that would  
2 reasonably lead a person to believe the user is an Advanced Practice  
3 Registered Nurse, unless permitted by the Oklahoma Nursing Practice  
4 Act. Any individual doing so shall be guilty of a misdemeanor,  
5 which shall be punishable, upon conviction, by imprisonment in the  
6 county jail for not more than one (1) year or by a fine of not less  
7 than One Hundred Dollars (\$100.00) nor more than One Thousand  
8 Dollars (\$1,000.00), or by both such imprisonment and fine for each  
9 offense;

10       6. "Certified Nurse Practitioner" is means an Advanced Practice  
11 Registered Nurse who performs in an expanded role in the delivery of  
12 health care:

- 13           a. consistent with advanced educational preparation as a  
14                   Certified Nurse Practitioner in an area of specialty,
- 15           b. functions within the Certified Nurse Practitioner  
16                   scope of practice for the selected area of  
17                   specialization, and
- 18           c. is in accord with the standards for Certified Nurse  
19                   Practitioners as identified by the certifying body and  
20                   approved by the Board.

21       A Certified Nurse Practitioner shall be eligible, in accordance  
22 with the scope of practice of the Certified Nurse Practitioner, to  
23 obtain recognition as authorized by the Board to prescribe, as  
24 defined by the rules promulgated by the Board pursuant to this

~~section and subject to the medical direction of a supervising physician~~ Section 567.4a of this title and Section 1 of this act.

This authorization shall not include dispensing drugs, but shall not preclude, subject to federal regulations, the receipt of, the signing for, or the dispensing of professional samples to patients.

The Certified Nurse Practitioner accepts responsibility, accountability, and obligation to practice in accordance with usual customary advanced practice registered nursing standards and actions as defined by the scope of practice/role definition

statements for the Certified Nurse Practitioner;

7. a. "Clinical Nurse Specialist" is means an Advanced Practice Registered Nurse who holds:

(1) a master's degree or higher in nursing with clinical specialization preparation to function in an expanded role,

(2) specialty certification from a national certifying organization recognized by the Board,  
and

(3) an Advanced Practice Registered Nurse license from the Board, and

~~(4) any.~~

Any nurse holding a specialty certification as a Clinical Nurse Specialist valid on January 1, 1994, granted by a national certifying organization

recognized by the Board, shall be deemed to be a Clinical Nurse Specialist under the provisions of the Oklahoma Nursing Practice Act.

- b. In the expanded role, the Clinical Nurse Specialist performs at an advanced practice level which shall include, but not be limited to:
    - (1) practicing as an expert clinician in the provision of direct nursing care to a selected population of patients or clients in any setting, including private practice,
    - (2) managing the care of patients or clients with complex nursing problems,
    - (3) enhancing patient or client care by integrating the competencies of clinical practice, education, consultation, and research, and
    - (4) referring patients or clients to other services.
  - c. A Clinical Nurse Specialist in accordance with the scope of practice of such Clinical Nurse Specialist shall be eligible to obtain recognition as authorized by the Board to prescribe, as defined by the rules promulgated by the Board pursuant to ~~this section~~, and ~~subject to the medical direction of a supervising physician~~ Section 567.4a of this title and Section 1 of this act. This authorization shall not include

1                   dispensing drugs, but shall not preclude, subject to  
2                   federal regulations, the receipt of, the signing for,  
3                   or the dispensing of professional samples to patients.

4                 d. The Clinical Nurse Specialist accepts responsibility,  
5                   accountability, and obligation to practice in  
6                   accordance with usual and customary advanced practice  
7                   nursing standards and functions as defined by the  
8                   scope of practice/role definition statements for the  
9                   Clinical Nurse Specialist;

10                8. "Nurse-Midwife" is "Certified Nurse-Midwife" means a nurse  
11                who has received an Advanced Practice Registered Nurse license from  
12                the Oklahoma Board of Nursing who possesses evidence of  
13                certification according to the requirements of the American College  
14                of Nurse-Midwives.

15                A Certified Nurse-Midwife in accordance with the scope of  
16                practice of such Certified Nurse-Midwife shall be eligible to obtain  
17                recognition as authorized by the Board to prescribe, as defined by  
18                the rules promulgated by the Board pursuant to ~~this section and~~  
19                ~~subject to the medical direction of a supervising physician~~ Section  
20                567.4a of this title and Section 1 of this act. This authorization  
21                shall not include the dispensing of drugs, but shall not preclude,  
22                subject to federal regulations, the receipt of, the signing for, or  
23                the dispensing of professional samples to patients.

1       The Certified Nurse-Midwife accepts responsibility,  
2 accountability, and obligation to practice in accordance with usual  
3 and customary advanced practice registered nursing standards and  
4 functions as defined by the scope of practice/role definition  
5 statements for the Certified Nurse-Midwife;

6       9. "Nurse-midwifery practice" means providing management of  
7 care of normal newborns and women, antepartally, intrapartally,  
8 postpartally, and gynecologically, occurring within a health care  
9 system which provides for medical consultation, medical management,  
10 or referral, and is in accord with the standards for nurse-midwifery  
11 practice as defined by the American College of Nurse-Midwives;

12      10. a. "Certified Registered Nurse Anesthetist" ~~is~~ means an  
13                   Advanced Practice Registered Nurse who:

14                  (1) is certified by the National Board of  
15                    Certification and Recertification for Nurse  
16                    Anesthetists as a Certified Registered Nurse  
17                    Anesthetist within one (1) year following  
18                    completion of an approved ~~certified registered~~  
19                    ~~nurse anesthetist~~ Certified Registered Nurse  
20                   Anesthetist education program, and continues to  
21                    maintain such recertification by the National  
22                    Board of Certification and Recertification for  
23                    Nurse Anesthetists, and  
24

(2) administers anesthesia in collaboration with a medical doctor, an osteopathic physician, a podiatric physician, or a dentist licensed in this state and under conditions in which timely ~~onsite~~ on-site consultation by such doctor, osteopath, podiatric physician, or dentist is available.

b. A Certified Registered Nurse Anesthetist, in collaboration with a medical doctor, osteopathic physician, podiatric physician, or dentist licensed in this state, and under conditions in which timely, on-site consultation by such medical doctor, osteopathic physician, podiatric physician, or dentist is available, shall be authorized, pursuant to rules adopted by the Oklahoma Board of Nursing, to order, select, obtain, and administer legend drugs, Schedules II through V controlled substances, devices, and medical gases only when engaged in the preanesthetic preparation and evaluation; anesthesia induction, maintenance, and emergence; and postanesthesia care. A Certified Registered Nurse Anesthetist may order, select, obtain, and administer drugs only during the perioperative or periobstetrical period.

1           c. A Certified Registered Nurse Anesthetist who applies  
2           for authorization to order, select, obtain,l and  
3           administer drugs shall:

- 4           (1) be currently recognized as a Certified Registered  
5           Nurse Anesthetist in this state,  
6           (2) provide evidence of completion, within the two-  
7           year period immediately preceding the date of  
8           application, of a minimum of fifteen (15) units  
9           of continuing education in advanced pharmacology  
10          related to the administration of anesthesia as  
11          recognized by the National Board of Certification  
12          and Recertification for Nurse Anesthetists, and  
13          (3) complete and submit a notarized application, on a  
14          form prescribed by the Board, accompanied by the  
15          application fee established pursuant to this  
16          section.

17         d. The authority to order, select, obtain,l and administer  
18          drugs shall be terminated if a Certified Registered  
19          Nurse Anesthetist has:

- 20          (1) ordered, selected, obtained,l or administered  
21          drugs outside of the Certified Registered Nurse  
22          Anesthetist scope of practice or ordered,  
23          selected, obtained,l or administered drugs for  
24          other than therapeutic purposes, or

(2) violated any provision of state laws or rules or federal laws or regulations pertaining to the practice of nursing or the authority to order, select, obtain, and administer drugs.

e. The Oklahoma Board of Nursing shall notify the State Board of Pharmacy after termination of or a change in the authority to order, select, obtain, and administer drugs for a Certified Registered Nurse Anesthetist.

f. The Board shall provide by rule for biennial application renewal and reauthorization of authority to order, select, obtain, and administer drugs for Certified Registered Nurse Anesthetists. At the time of application renewal, a Certified Registered Nurse Anesthetist shall submit documentation of a minimum of eight (8) units of continuing education, completed during the previous two (2) years, in advanced pharmacology relating to the administration of anesthesia, as recognized by the ~~Council on Recertification of Nurse Anesthetists or the Council on Certification of Nurse Anesthetists~~ National Board of Certification and Recertification for Nurse Anesthetists.

g. This paragraph shall not prohibit the administration of local or topical anesthetics as now permitted by

1 law. Provided further, nothing in this paragraph  
2 shall limit the authority of the Board of Dentistry to  
3 establish the qualifications for dentists who direct  
4 the administration of anesthesia.

5 h. As used in this paragraph, "collaboration" means an  
6 agreement between a medical doctor, osteopathic  
7 physician, podiatric physician, or dentist performing  
8 the procedure or directly involved with the procedure  
9 and the Certified Registered Nurse Anesthetist working  
10 jointly toward a common goal providing services for  
11 the same patient. This collaboration involves the  
12 joint formulation, discussion, and agreement of the  
13 anesthesia plan by both parties, and the collaborating  
14 medical doctor, osteopathic physician, podiatric  
15 physician, or dentist performing the procedure or  
16 directly involved with the procedure and that  
17 collaborating physician shall remain available for  
18 timely onsite on-site consultation during the delivery  
19 of anesthesia for diagnosis, consultation, and  
20 treatment of medical conditions;

21 11. "Supervising physician" means an individual holding a  
22 current license to practice as a physician from the State Board of  
23 Medical Licensure and Supervision or the State Board of Osteopathic  
24 Examiners, who supervises a Certified Nurse Practitioner, a Clinical

1 Nurse Specialist, or a Certified Nurse-Midwife who has not obtained  
2 independent prescriptive authority under Section 1 of this act, and  
3 who is not in training as an intern, resident, or fellow. ~~To be~~  
4 ~~eligible to supervise such Advanced Practice Registered Nurse, such~~  
5 The supervising physician shall remain in compliance with the rules  
6 promulgated by the State Board of Medical Licensure and Supervision  
7 or the State Board of Osteopathic Examiners;

8 12. ~~"Supervision of an Advanced Practice Registered Nurse with~~  
9 ~~prescriptive authority"~~ Supervision means ~~everseeing and accepting~~  
10 ~~responsibility for the ordering and transmission by assuring~~  
11 availability of the supervising physician to a Certified Nurse  
12 Practitioner, a Clinical Nurse Specialist, or a Certified Nurse-  
13 Midwife or who has not obtained independent prescriptive authority  
14 under Section 1 of this act through direct contact,  
15 telecommunications, or other appropriate electronic means for  
16 consultation, assistance with medical emergencies, or patient  
17 referral with respect to written, telephonic, electronic, or oral  
18 prescriptions for drugs and other medical supplies, subject to a  
19 defined formulary; and

20 13. "Advanced Unlicensed Assistant" means any person who has  
21 successfully completed a certified training program approved by the  
22 Board that trains the Advanced Unlicensed Assistant to perform  
23 specified technical skills identified by the Board in acute care

24

1 settings under the direction and supervision of the Registered Nurse  
2 ~~or, Licensed Practical Nurse, or Advanced Practice Registered Nurse.~~

3 SECTION 8. AMENDATORY 59 O.S. 2021, Section 567.4a, is  
4 amended to read as follows:

5 Section 567.4a. The Oklahoma Board of Nursing may grant  
6 prescriptive authority through the Advanced Practice Registered  
7 Nurse license to Certified Nurse Practitioners, Clinical Nurse  
8 Specialists, and Certified Nurse-Midwives who meet the requirements  
9 for prescriptive authority identified by law and in the Board's  
10 rules. The rules regarding prescriptive authority recognition  
11 promulgated by the Oklahoma Board of Nursing pursuant to ~~paragraphs~~  
12 ~~6 through 9, 11 and 12 of this section,~~ Section 567.3a of this  
13 title, and Sections 1 and 4 of this act shall:

14 1. Define the procedure for documenting supervision by a  
15 ~~supervising physician licensed in Oklahoma to practice by the State~~  
16 ~~Board of Medical Licensure and Supervision or the State Board of~~  
17 ~~Osteopathic Examiners, as defined in Section 567.3a of this title,~~  
18 ~~of a Certified Nurse Practitioner, Clinical Nurse Specialist, or~~  
19 ~~Certified Nurse-Midwife who has not obtained independent~~  
20 ~~prescriptive authority under Section 1 of this act.~~ Such procedure  
21 shall include a written ~~statement supervision agreement that defines~~  
22 ~~appropriate referral, consultation, and collaboration between the~~  
23 ~~Advanced Practice Registered Nurse, recognized to prescribe as~~  
24 ~~defined in paragraphs 6 through 9, 11 and 12 of Section 567.3a of~~

1    ~~this title, and the supervising physician. The written statement~~  
2    ~~shall include a method of assuring availability of the supervising~~  
3    ~~physician through direct contact, telecommunications or other~~  
4    ~~appropriate electronic means for consultation, assistance with~~  
5    ~~medical emergencies, or patient referral meets the requirements of~~  
6    Section 4 of this act. The ~~written statement~~ supervision agreement  
7    shall be part of the initial application and the renewal application  
8    submitted to the Board for recognition for prescriptive authority  
9    for the Advanced Practice Registered Nurse. Changes to the ~~written~~  
10   ~~statement~~ supervision agreement shall be filed with the Board within  
11   thirty (30) days of the change and shall be effective on filing;

12        2. Define procedures for assessing the qualifications of  
13   applicants for independent prescriptive authority as provided by  
14   Section 1 of this act;

15        3. Define minimal requirements for initial application for  
16   prescriptive authority which shall include, but not be limited to,  
17   evidence of completion of a minimum of forty-five (45) contact hours  
18   or three (3) academic credit hours of education in  
19   pharmacotherapeutics, clinical application, and use of  
20   pharmacological agents in the prevention of illness, and in the  
21   restoration and maintenance of health in a program beyond basic  
22   registered nurse preparation, approved by the Board. Such contact  
23   hours or academic credits shall be obtained within a time period of  
24

1 three (3) years immediately preceding the date of application for  
2 prescriptive authority;

3 3. 4. Define minimal requirements for application for renewal  
4 of prescriptive authority which shall include, but not be limited  
5 to, documentation of a minimum of:

6 a. fifteen (15) contact hours or one (1) academic credit  
7 hour of education in pharmacotherapeutics, clinical  
8 application, and use of pharmacological agents in the  
9 prevention of illness, and in the restoration and  
10 maintenance of health in a program beyond basic  
11 registered nurse preparation, and

12 b. two (2) hours of education in pain management or two  
13 (2) hours of education in opioid use or addiction,  
14 unless the Advanced Practice Registered Nurse has  
15 demonstrated to the satisfaction of the Board that the  
16 Advanced Practice Registered Nurse does not currently  
17 hold a valid federal Drug Enforcement Administration  
18 registration number,

19 approved by the Board, within the two-year period immediately  
20 preceding the effective date of application for renewal of  
21 prescriptive authority. Such minimal requirements for renewal of  
prescriptive authority for an Advanced Practice Registered Nurse who  
has obtained independent prescriptive authority under Section 1 of  
this act shall include, but not be limited to, documentation that

1    the Advanced Practice Registered Nurse has successfully earned at  
2    least forty (40) hours of Category I continuing medical education  
3    hours within the two-year period immediately preceding the effective  
4    date of application for renewal of independent prescriptive  
5    authority, which may include the continuing education described in  
6    subparagraphs a and b of this paragraph if such continuing education  
7    meets the criteria for Category I continuing medical education;

8    4. 5. Require that beginning July 1, 2002, an Advanced Practice  
9    Registered Nurse ~~shall demonstrate~~ demonstrates successful  
10   completion of a master's degree or higher in ~~a clinical nurse~~  
11   specialty one of the following Advanced Practice Registered Nurse  
12   roles:

- 13        a. Certified Nurse Practitioner,
- 14        b. Clinical Nurse Specialist, or
- 15        c. Certified Nurse-Midwife,

16   in order to be eligible for initial application for prescriptive  
17   authority under the provisions of the Oklahoma Nursing Practice Act;

18   5. 6. Define the method for communicating authority to  
19   prescribe or termination of same, and the formulary to the State  
20   Board of Pharmacy, all pharmacies, and all registered pharmacists;

21   6. 7. Define terminology used in such rules;

22   7. 8. Define the parameters for the prescribing practices of  
23   the Advanced Practice Registered Nurse;

1       8. Define the methods for termination of prescriptive  
2 authority for the Advanced Practice Registered Nurse; and

3       9.

4       10. a. Establish a Formulary Advisory Council that shall  
5 develop and submit to the Board recommendations for an  
6 exclusionary formulary that shall list drugs or  
7 categories of drugs that shall not be prescribed by an  
8 Advanced Practice Registered Nurse recognized to  
9 prescribe by the Oklahoma Board of Nursing. The  
10 Formulary Advisory Council shall also develop and  
11 submit to the Board recommendations for practice-  
12 specific prescriptive standards for each category of  
13 Advanced Practice Registered Nurse recognized to  
14 prescribe by the Oklahoma Board of Nursing pursuant to  
15 the provisions of the Oklahoma Nursing Practice Act.  
16 The Board shall either accept or reject the  
17 recommendations made by the Council. No amendments to  
18 the recommended exclusionary formulary may be made by  
19 the Board without the approval of the Formulary  
20 Advisory Council.

21       b. The Formulary Advisory Council shall be composed of  
22 twelve (12) members as follows:

23           (1) four members, to include a pediatrician, an  
24 obstetrician-gynecological physician, a general

1                   internist, and a family practice physician;  
2                   provided, that three of such members shall be  
3                   appointed by the Oklahoma State Medical  
4                   Association, and one shall be appointed by the  
5                   Oklahoma Osteopathic Association,

- 6                   (2) four members who are registered pharmacists,  
7                   appointed by the Oklahoma ~~Pharmaceutical~~  
8                   Pharmacists Association, and  
9                   (3) four members, one of whom shall be a Certified  
10                  Nurse Practitioner, one of whom shall be a  
11                  Clinical Nurse Specialist, one of whom shall be a  
12                  Certified Nurse-Midwife, and one of whom shall be  
13                  a current member of the Oklahoma Board of  
14                  Nursing, all of whom shall be appointed by the  
15                  Oklahoma Board of Nursing.

- 16                  c. All professional members of the Formulary Advisory  
17                  Council shall be in active clinical practice, at least  
18                  fifty percent (50%) of the time, within their defined  
19                  area of specialty. The members of the Formulary  
20                  Advisory Council shall serve at the pleasure of the  
21                  appointing authority for a term of three (3) years.  
22                  The terms of the members shall be staggered. Members  
23                  of the Council may serve beyond the expiration of  
24                  their term of office until a successor is appointed by

the original appointing authority. A vacancy on the Council shall be filled for the balance of the unexpired term by the original appointing authority.

d. Members of the Council shall elect a chair and a ~~vice chair vice chair~~ from among the membership of the Council. For the transaction of business, at least seven members, with a minimum of two members present from each of the identified categories of physicians, pharmacists, and ~~advanced practice registered nurses~~ Advanced Practice Registered Nurses, shall constitute a quorum. The Council shall recommend and the Board shall approve and implement an initial exclusionary formulary on or before January 1, 1997. The Council and the Board shall annually review the approved exclusionary formulary and shall make any necessary revisions utilizing the same procedures used to develop the initial exclusionary formulary.

SECTION 9. AMENDATORY 59 O.S. 2021, Section 567.5a, as amended by Section 1, Chapter 94, O.S.L. 2024 (59 O.S. Supp. 2024, Section 567.5a), is amended to read as follows:

Section 567.5a. A. All applicants for a license to practice as an Advanced Practice Registered Nurse shall be subject to Section 567.8 of this title.

1           B. An applicant for an initial license to practice as an  
2 Advanced Practice Registered Nurse shall:  
3           1. Submit a completed written application and appropriate fees  
4 as established by the Oklahoma Board of Nursing;  
5           2. Submit a criminal history records check that complies with  
6 Section 567.18 of this title;  
7           3. Hold a current Registered Nurse license in this state;  
8           4. Have completed an advanced practice registered nursing  
9 education program in one of the four ~~advanced practice registered~~  
10 ~~nurse~~ Advanced Practice Registered Nurse roles and a specialty area  
11 recognized by the Board. Effective January 1, 2016, the applicant  
12 shall have completed an accredited graduate level advanced practice  
13 registered nursing education program in at least one of the  
14 following population foci: family/individual across the lifespan,  
15 adult-gerontology, neonatal, pediatrics, women's health/gender-  
16 related, or psychiatric/mental health;  
17           5. Be currently certified in an advanced practice specialty  
18 certification consistent with educational preparation and by a  
19 national certifying body recognized by the Board; and  
20           6. Provide any and all other evidence as required by the Board  
21 in its rules.

22           C. The Board may issue a license by endorsement to an Advanced  
23 Practice Registered Nurse licensed under the laws of another state  
24

1 if the applicant meets the qualifications for licensure in this  
2 state. An applicant by endorsement shall:

3       1. Submit a completed written application and appropriate fees  
4 as established by the Board;

5       2. Submit a criminal history records check that complies with  
6 Section 567.18 of this title;

7       3. Hold a current Registered Nurse license in this state;

8       4. Hold recognition as an Advanced Practice Registered Nurse in  
9 a state or territory;

10      5. Have completed an advanced practice registered nursing  
11 education program in one of the four roles and a specialty area  
12 recognized by the Board. Effective January 1, 2016, the applicant  
13 shall have completed an accredited graduate level advanced practice  
14 registered nursing education program in at least one of the  
15 following population foci: family/individual across the lifespan,  
16 adult-gerontology, neonatal, pediatrics, women's health/gender-  
17 related, or psychiatric/mental health;

18      6. Be currently certified in an advanced practice specialty  
19 certification consistent with educational preparation and by a  
20 national certifying body recognized by the Board;

21      7. Meet continued competency requirements as set forth in Board  
22 rules; and

23      8. Provide any and all other evidence as required by the Board  
24 in its rules.

1       D. The Board may issue prescriptive authority recognition by  
2 endorsement to an Advanced Practice Registered Nurse licensed as an  
3 ~~APRN-CNP~~ Advanced Practice Registered Nurse-Certified Nurse  
4 Practitioner (APRN-CNP), ~~APRN-CNS~~ Advanced Practice Registered  
5 Nurse-Clinical Nurse Specialist (APRN-CNS), or ~~APRN-CNM~~ Advanced  
6 Practice Registered Nurse-Certified Nurse-Midwife (APRN-CNM) under  
7 the laws of another state if the applicant meets the requirements  
8 set forth in this section. An applicant for prescriptive authority  
9 recognition by endorsement shall:

10       1. Submit a completed written application and appropriate fees  
11 as established by the Board;

12       2. Hold current Registered Nurse and Advanced Practice  
13 Registered Nurse licenses (APRN-CNP, APRN-CNS, or APRN-CNM) in the  
14 state;

15       3. Hold current licensure or recognition as an Advanced  
16 Practice Registered Nurse in the same role and specialty with  
17 prescribing privileges in another state or territory;

18       4. Submit documentation verifying successful completion of a  
19 ~~graduate level~~ graduate-level advanced practice registered nursing  
20 education program that included an academic course in  
21 pharmacotherapeutic management, and didactic and clinical  
22 preparation for prescribing incorporated throughout the program;

23       5. Submit a ~~written statement from an Oklahoma licensed~~  
24 ~~physician supervising prescriptive authority~~ all supervision

1      agreements entered into with supervising physicians as required by  
2      ~~the Board in its rules~~ Section 4 of this act, or submit  
3      documentation that the applicant meets the requirements for  
4      independent prescriptive authority under Section 1 of this act;

5            6. Meet continued competency requirements as set forth in Board  
6      rules; and

7            7. Provide any and all other evidence as required by the Board  
8      in its rules.

9            E. An Advanced Practice Registered Nurse license issued under  
10     this section shall be renewed concurrently with the ~~registered nurse~~  
11     Registered Nurse license, provided that qualifying criteria continue  
12     to be met.

13           F. The Board may reinstate a license as set forth in Board  
14     rules.

15           SECTION 10.        AMENDATORY        63 O.S. 2021, Section 2-312, as  
16     amended by Section 2, Chapter 184, O.S.L. 2022 (63 O.S. Supp. 2024,  
17     Section 2-312), is amended to read as follows:

18           Section 2-312. A. A physician, podiatrist, optometrist, or a  
19     dentist who has complied with the registration requirements of the  
20     Uniform Controlled Dangerous Substances Act, in good faith and in  
21     the course of such person's professional practice only, may  
22     prescribe and administer controlled dangerous substances, or may  
23     cause the same to be administered by medical or paramedical  
24     personnel acting under the direction and supervision of the

1 physician, podiatrist, optometrist, or dentist, and only may  
2 dispense controlled dangerous substances pursuant to the provisions  
3 of Sections 355.1 and 355.2 of Title 59 of the Oklahoma Statutes.

4       B. A veterinarian who has complied with the registration  
5 requirements of the Uniform Controlled Dangerous Substances Act, in  
6 good faith and in the course of the professional practice of the  
7 veterinarian only, and not for use by a human being, may prescribe,  
8 administer, and dispense controlled dangerous substances and may  
9 cause them to be administered by an assistant or orderly under the  
10 direction and supervision of the veterinarian.

11       C. An ~~advanced practice nurse~~ Advanced Practice Registered  
12 Nurse who is recognized to prescribe by the Oklahoma Board of  
13 Nursing as ~~an advanced registered nurse practitioner, clinical nurse~~  
14 ~~specialist or certified nurse-midwife, who is subject to medical~~  
15 ~~direction by a supervising physician, pursuant to Section 567.3a of~~  
16 ~~Title 59 of the Oklahoma Statutes, a Certified Nurse Practitioner,~~  
17 Clinical Nurse Specialist, or Certified Nurse-Midwife and who has  
18 complied with the registration requirements of the Uniform  
19 Controlled Dangerous Substances Act, in good faith and in the course  
20 of professional practice only, may prescribe and administer Schedule  
21 III, IV, and V controlled dangerous substances. If the Advanced  
22 Practice Registered Nurse has not obtained independent prescriptive  
23 authority under Section 1 of this act, he or she may only prescribe  
24 and administer such controlled dangerous substances under the

1      supervision of a supervising physician in accordance with the  
2      Oklahoma Nursing Practice Act and Section 4 of this act and shall  
3      not prescribe or administer any controlled dangerous substance in a  
4      schedule that the supervising physician is not registered to  
5      prescribe and administer.

6      D. An ~~advanced practice nurse~~ Advanced Practice Registered  
7      Nurse who is recognized to order, select, obtain, and administer  
8      drugs by the Oklahoma Board of Nursing as a ~~certified registered~~  
9      ~~nurse anesthetist~~ Certified Registered Nurse Anesthetist pursuant to  
10     Section 353.1b of Title 59 of the Oklahoma Statutes and who has  
11     complied with the registration requirements of the Uniform  
12     Controlled Dangerous Substances Act, in good faith and in the course  
13     of such practitioner's professional practice only, may order,  
14     select, obtain, and administer Schedules II through V controlled  
15     dangerous substances in a preanesthetic preparation or evaluation;  
16     anesthesia induction, maintenance, or emergence; or postanesthesia  
17     care setting only. A ~~certified registered nurse anesthetist~~  
18     Certified Registered Nurse Anesthetist may order, select, obtain,  
19     and administer such drugs only during the perioperative or  
20     perinatal period.

21     E. A physician assistant who is recognized to prescribe by the  
22     State Board of Medical Licensure and Supervision under the medical  
23     direction of a supervising physician, pursuant to Section 519.6 of  
24     Title 59 of the Oklahoma Statutes, and who has complied with the

1 registration requirements of the Uniform Controlled Dangerous  
2 Substances Act, in good faith and in the course of professional  
3 practice only, may prescribe and administer Schedule II through V  
4 controlled dangerous substances.

5 SECTION 11. This act shall become effective November 1, 2025."

6 Passed the Senate the 8th day of May, 2025.

7

8 Presiding Officer of the Senate

9

10 Passed the House of Representatives the \_\_\_\_\_ day of \_\_\_\_\_,  
11 2025.

12

13 Presiding Officer of the House  
14 of Representatives

1 ENGROSSED HOUSE  
2 BILL NO. 2298

3 By: Hilbert, Fetgatter,  
4 Cornwell, and Turner of the  
5 House

6 and

7 Paxton and Murdock of the  
8 Senate

9 An Act relating to the practice of nursing; providing  
10 for independent prescriptive authority of Advanced  
11 Practice Registered Nurses who meet certain  
12 requirements; stating application criteria;  
13 specifying duration of authority; providing for  
14 application approval, denial, reapplication, fees,  
15 and independent prescriptive authority revocation;  
16 prescribing certain malpractice insurance  
17 requirements; directing promulgation of certain  
18 advertising rules; providing certain construction;  
19 directing certain boards to make specified  
20 information available online; providing definitions;  
21 providing eligibility requirements for physicians;  
22 providing limits; providing for exceptions; providing  
23 certain responsibilities; providing for disciplinary  
24 action; authorizing penalties; amending 59 O.S. 2021,  
Section 353.1, as amended by Section 6, Chapter 288,  
O.S.L. 2022 (59 O.S. Supp. 2024, Section 353.1),  
which relates to definitions used in the Oklahoma  
Pharmacy Act; modifying and adding definitions;  
amending 59 O.S. 2021, Section 353.1a, which relates  
to prescriptive authority of Advanced Practice  
Registered Nurses; modifying prescriptive authority  
of certain Advanced Practice Registered Nurses;  
updating statutory language; amending 59 O.S. 2021,  
Section 567.3a, which relates to definitions used in  
the Oklahoma Nursing Practice Act; modifying and  
adding definitions; amending 59 O.S. 2021, Section  
567.4a, which relates to prescriptive authority;  
specifying authority of the Oklahoma Board of Nursing  
to grant prescriptive authority; directing the Board

1 to promulgate certain rules; clarifying certain  
2 educational requirement; requiring the Formulary  
3 Advisory Council to develop, update, and publish  
4 certain guidelines; modifying references; conforming  
5 language; amending 59 O.S. 2021, Section 567.5a, as  
6 amended by Section 1, Chapter 94, O.S.L. 2024 (59  
7 O.S. Supp. 2024, Section 567.5a), which relates to  
8 Advanced Practice Registered Nurse license; providing  
9 for independent prescriptive authority by  
10 endorsement; amending 63 O.S. 2021, Section 2-312, as  
11 amended by Section 2, Chapter 184, O.S.L. 2022 (63  
12 O.S. Supp. 2024, Section 2-312), which relates to  
13 controlled dangerous substances; conforming language  
14 relating to supervision requirement; updating  
15 statutory references and language; providing for  
16 codification; and providing an effective date.

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

18 SECTION 12. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 567.4c of Title 59, unless there  
20 is created a duplication in numbering, reads as follows:

21 A. 1. An Advanced Practice Registered Nurse recognized by the  
22 Oklahoma Board of Nursing as a Certified Nurse Practitioner,  
23 Clinical Nurse Specialist, or Certified Nurse-Midwife who has  
24 completed a minimum of six thousand two hundred forty (6,240) hours  
of practice with prescriptive authority supervised by a physician  
may apply to the Oklahoma Board of Nursing for authority to  
prescribe and order independent of supervision.

25 2. The application for independent prescriptive authority shall  
26 include proof that the Certified Nurse Practitioner, Clinical Nurse  
27 Specialist, or Certified Nurse-Midwife:

- a. holds a valid, current license in the appropriate Advanced Practice Registered Nurse role issued by the Board and is in good standing with the Board, and
- b. has completed a minimum of six thousand two hundred forty (6,240) hours of practice with prescriptive authority supervised by a physician. This subparagraph shall not be construed to exclude practice hours with supervised prescriptive authority obtained prior to the effective date of this act from being counted toward the hours required in this subparagraph.

3. Independent prescriptive authority granted under this subsection shall be valid until the expiration of the current license to practice and may be renewed upon application to the Board at the same time and for the same period as the renewal of the license to practice.

B. The Board shall review any application submitted under this section and shall approve or deny the application, stating the reason or reasons for denial, if denied. If denied, the applicant may reapply using the process prescribed by subsection A of this section.

C. The Board may suspend or revoke independent prescriptive authority granted under this section for good cause at any time.

1       D. The Board may establish a fee for the review of initial and  
2 renewal applications under the provisions of this section.

3           SECTION 13.       NEW LAW       A new section of law to be codified  
4 in the Oklahoma Statutes as Section 567.5b of Title 59, unless there  
5 is created a duplication in numbering, reads as follows:

6           A. An Advanced Practice Registered Nurse, or the employer of  
7 the Advanced Practice Registered Nurse on his or her behalf, shall  
8 carry malpractice insurance or demonstrate proof of financial  
9 responsibility in a minimum amount of One Million Dollars  
10 (\$1,000,000.00) per occurrence and Three Million Dollars  
11 (\$3,000,000.00) in the aggregate per year. The requirement to carry  
12 malpractice insurance shall extend only to the Advanced Practice  
13 Registered Nurse, and not be construed as to require the Advance  
14 Practice Registered Nurse to provide malpractice insurance coverage  
15 to any supervising or collaborating physician.

16           B. An Advanced Practice Registered Nurse who is employed by or  
17 under contract with a federal agency that carries malpractice  
18 insurance in any amount on behalf of the Advanced Practice  
19 Registered Nurse shall be deemed in compliance with subsection A of  
20 this section when practicing under such federal employment or  
21 contract. However, to the extent the Advanced Practice Registered  
22 Nurse practices outside of such federal employment or contract, the  
23 Advanced Practice Registered Nurse, or his or her employer, shall  
24 comply with subsection A of this section.

1 SECTION 14. NEW LAW A new section of law to be codified  
2 in the Oklahoma Statutes as Section 567.5c of Title 59, unless there  
3 is created a duplication in numbering, reads as follows:

4 A. The Oklahoma Board of Nursing shall promulgate rules  
5 governing advertising of health care services by Advanced Practice  
6 Registered Nurses to include, but not limited to, the specialty  
7 areas or types of health care services Advanced Practice Registered  
8 Nurses may advertise based on their training or experience.

9 B. Nothing in this act shall be construed to allow an Advanced  
10 Practice Registered Nurse to perform any medical service or  
11 prescribe any medication beyond those authorized under state law or  
12 in a manner otherwise inconsistent with state law.

13 SECTION 15. NEW LAW A new section of law to be codified  
14 in the Oklahoma Statutes as Section 479 of Title 59, unless there is  
15 created a duplication in numbering, reads as follows:

16 The State Board of Medical Licensure and Supervision and the  
17 State Board of Osteopathic Examiners shall make available, and keep  
18 updated, in a conspicuous location on the website of each Board a  
19 list of physicians who are available to supervise Advanced Practice  
20 Registered Nurses. The Boards shall develop procedures necessary  
21 for the implementation of this section.

22 SECTION 16. NEW LAW A new section of law to be codified  
23 in the Oklahoma Statutes as Section 479.1 of Title 59, unless there  
24 is created a duplication in numbering, reads as follows:

1           A. As used in this section:

2           1. "Advanced Practice Registered Nurse" or "(APRN)" means a  
3 registered nurse who has obtained a license from the Oklahoma Board  
4 of Nursing to practice advanced registered nursing not including  
5 Certified Registered Nurse Anesthetists;

6           2. "Board" means the State Board of Osteopathic Examiners or  
7 State Board of Medical Licensure and Supervision;

8           3. "Supervising physician" has the same meaning as defined in  
9 paragraph 45 of Section 353.1 of this title; and

10          4. "Supervision" has the same meaning as defined in paragraph  
11 12 of Section 567.3a of this title.

12          B. To be eligible to serve as a supervising physician for an  
13 Advanced Practice Registered Nurse, an allopathic or osteopathic  
14 physician shall meet the following criteria:

15          1. Have possession of a full and unrestricted Oklahoma license  
16 to practice allopathic or osteopathic medicine;

17          2. Have possession of a valid permit to prescribe controlled  
18 drugs with the Drug Enforcement Agency (DEA) and Oklahoma Bureau of  
19 Narcotics and Dangerous Drugs Control (OBNDD); and

20          3. Have relevant experience in prescribing and administering  
21 similar prescription medications authorized by the formulary and  
22 approved by the Formulary Advisory Council within the Board of  
23 Nursing as established in Section 567.4b of this title which the  
24 APRN is authorized to prescribe and administer.

1       C. A supervising physician may charge a reasonable fee to the  
2 APRN for his or her supervision services, which shall be disclosed  
3 in a written agreement. Any fees charged by a supervising physician  
4 shall be appropriate based on the actual duties and responsibilities  
5 of the supervising physician as outlined in a written agreement.  
6 The fees charged shall be a fair market value hourly rate as defined  
7 by the respective board biannually or by mutual agreement between  
8 the APRN and supervising physician as to the consideration of  
9 reasonableness. A supervising physician who charges an Advanced  
10 Practice Registered Nurse for supervision services and fails to  
11 provide proper physician supervision may be subject to discipline by  
12 the physician's respective board. This subsection shall not  
13 preclude a supervising physician from entering into a payment  
14 arrangement for supervision fees to be paid by his or her employer  
15 or health care entity in lieu of the APRN. This subsection does not  
16 relate to or impact any compensation a supervising physician  
17 receives from his or her employer or health care entity for  
18 supervision services. It only pertains to compensation received  
19 directly from the APRN.

20       D. All supervising physicians shall have a written agreement  
21 with each APRN he or she supervises. The written agreement shall  
22 outline any fees charged for supervision services, the scope of the  
23 Advanced Practice Registered Nurse's practice as defined by the  
24 rules of the Board of Nursing, and the extent of the supervision

1 required. The physician shall file the written agreement with the  
2 respective licensing board.

3       E. A supervising physician shall notify Advanced Practice  
4 Registered Nurses under his or her supervision of reasonably  
5 anticipated periods of unavailability or incapacity on the part of  
6 the supervising physician. Notice shall be given by the method  
7 agreed to by the supervising physician and the Advanced Practice  
8 Registered Nurse within the written supervision agreement.

9       F. The supervising physician shall report to the Board and  
10 Advanced Practice Registered Nurse any changes to the supervising  
11 relationship within thirty (30) days, including the addition or  
12 removal of an Advanced Practice Registered Nurse, changes to the  
13 practice address, and mobile phone numbers.

14       G. The Board shall not charge any fees to supervising  
15 physicians or Advanced Practice Registered Nurses for the  
16 maintenance and tracking of the supervision relationship.

17       H. The State Board of Osteopathic Examiners and State Board of  
18 Medical Licensure and Supervision shall promulgate a uniform set of  
19 rules establishing the expectations for providing proper supervision  
20 to Advanced Practice Registered Nurses, including:

21           1. The charging of reasonable fees to provide supervision  
22 services;

1       2. Continuous availability of direct communications either in  
2 person or by electronic communications between the APRN and  
3 supervising physician;

4       3. Oversight and acceptance of responsibility for the ordering  
5 and transmission of written, telephonic, electronic, or oral  
6 prescriptions for drugs and other medical supplies, subject to a  
7 defined formulary in Section 567.3a of Title 59 of the Oklahoma  
8 Statutes;

9       4. Review prescribing patterns of an APRN;

10      5. The delineation of a plan for emergencies; and

11      6. The designation of an alternate physician in the absence of  
12 the supervising physician.

13       I. Failure to comply with these rules may result in  
14 disciplinary action by the Board.

15       J. The Executive Director of the respective board shall report  
16 annually to the Board the number of complaints received in relation  
17 to this section of law.

18       K. Advanced Practice Registered Nurses employed by or  
19 contracted by a hospital, defined pursuant to Section 1-701 of Title  
20 63 of the Oklahoma Statutes, are exempt from this section.

21       SECTION 17. AMENDATORY       59 O.S. 2021, Section 353.1, as  
22 amended by Section 6, Chapter 288, O.S.L. 2022 (59 O.S. Supp. 2024,  
23 Section 353.1), is amended to read as follows:

24       Section 353.1. For the purposes of the Oklahoma Pharmacy Act:

1       1. "Accredited program" means those seminars, classes,  
2 meetings, work projects, and other educational courses approved by  
3 the ~~Board~~ State Board of Pharmacy for purposes of continuing  
4 professional education;

5       2. "Act" means the Oklahoma Pharmacy Act;

6       3. "Administer" means the direct application of a drug, whether  
7 by injection, inhalation, ingestion, or any other means, to the body  
8 of a patient;

9       4. "Assistant pharmacist" means any person presently licensed  
10 as an assistant pharmacist in ~~the State of Oklahoma~~ this state by  
11 the Board pursuant to Section 353.10 of this title and for the  
12 purposes of the Oklahoma Pharmacy Act shall be considered the same  
13 as a pharmacist, except where otherwise specified;

14       5. "Board" or "State Board" means the State Board of Pharmacy;

15       6. "Certify" or "certification of a prescription" means the  
16 review of a filled prescription by a licensed pharmacist or a  
17 licensed practitioner with dispensing authority to confirm that the  
18 medication, labeling, and packaging of the filled prescription are  
19 accurate and meet all requirements prescribed by state and federal  
20 law. For the purposes of this paragraph, "licensed practitioner"  
21 shall not include optometrists with dispensing authority;

22       7. "Chemical" means any medicinal substance, whether simple or  
23 compound or obtained through the process of the science and art of  
24 chemistry, whether of organic or inorganic origin;

1       8. "Compounding" means the combining, admixing, mixing,  
2 diluting, pooling, reconstituting, or otherwise altering of a drug  
3 or bulk drug substance to create a drug. Compounding includes the  
4 preparation of drugs or devices in anticipation of prescription drug  
5 orders based on routine, regularly observed prescribing patterns;

6       9. "Continuing professional education" means professional,  
7 pharmaceutical education in the general areas of the socioeconomic  
8 and legal aspects of health care; the properties and actions of  
9 drugs and dosage forms; and the etiology, characteristics, and  
10 therapeutics of the diseased state;

11      10. "Dangerous drug", "legend drug", "prescription drug", or  
12 "Rx Only" means a drug:

13       a. for human use subject to 21 U.S.C., Section 353(b)(1),  
14           or

15       b. is labeled "Prescription Only", or labeled with the  
16           following statement: "Caution: Federal law restricts  
17           this drug ~~except for~~ to use by or on the order of a  
18           licensed veterinarian.";

19      11. "Director" means the Executive Director of the State Board  
20 of Pharmacy unless context clearly indicates otherwise;

21      12. "Dispense" or "dispensing" means the interpretation,  
22 evaluation, and implementation of a prescription drug order  
23 including the preparation and delivery of a drug or device to a  
24 patient or a patient's agent in a suitable container appropriately

1 labeled for subsequent administration to, or use by, a patient.

2 Dispense includes sell, distribute, leave with, give away, dispose  
3 of, deliver, or supply;

4       13. "Dispenser" means a retail pharmacy, hospital pharmacy, a  
5 group of chain pharmacies under common ownership and control that do  
6 not act as a wholesale distributor, or any other person authorized  
7 by law to dispense or administer prescription drugs, and the  
8 affiliated warehouses or distributions of such entities under common  
9 ownership and control that do not act as a wholesale distributor.

10 For the purposes of this paragraph, "~~dispenser~~" dispenser does not  
11 mean a person who dispenses only products to be used in animals in  
12 accordance with 21 U.S.C., Section 360b(a)(5);

13       14. "Distribute" or "distribution" means the sale, purchase,  
14 trade, delivery, handling, storage, or receipt of a product, and  
15 does not include the dispensing of a product pursuant to a  
16 prescription executed in accordance with 21 U.S.C., Section  
17 353(b)(1) or the dispensing of a product approved under 21 U.S.C.,  
18 Section 360b(b); provided, taking actual physical possession of a  
19 product or title shall not be required;

20       15. "Doctor of Pharmacy" means a person licensed by the Board  
21 to engage in the practice of pharmacy. The terms "pharmacist",  
22 "D.Ph.", and "Doctor of Pharmacy" shall be interchangeable and shall  
23 have the same meaning wherever they appear in the Oklahoma Statutes  
24 and the rules promulgated by the Board;

1       16. "Drug outlet" means all manufacturers, repackagers,  
2 outsourcing facilities, wholesale distributors, third-party  
3 logistics providers, pharmacies, and all other facilities which are  
4 engaged in dispensing, delivery, distribution, or storage of  
5 dangerous drugs;

6       17. "Drugs" means all medicinal substances and preparations  
7 recognized by the United States ~~Pharmacopoeia~~ Pharmacopeia and  
8 National Formulary, or any revision thereof, and all substances and  
9 preparations intended for external and/or internal use in the cure,  
10 diagnosis, mitigation, treatment, or prevention of disease in humans  
11 or animals and all substances and preparations, other than food,  
12 intended to affect the structure or any function of the body of a  
13 human or animals;

14       18. "Drug sample" means a unit of a prescription drug packaged  
15 under the authority and responsibility of the manufacturer that is  
16 not intended to be sold and is intended to promote the sale of the  
17 drug;

18       19. "Durable medical equipment" has the same meaning as  
19 provided by ~~Section 2 of this act~~ Section 375.2 of this title;

20       20. "Filled prescription" means a packaged prescription  
21 medication to which a label has been affixed which contains such  
22 information as is required by the Oklahoma Pharmacy Act;

1       21. "Hospital" means any institution licensed as a hospital by  
2 this state for the care and treatment of patients, or a pharmacy  
3 operated by the Oklahoma Department of Veterans Affairs;

4       22. "Licensed practitioner" means:

- 5       a. an allopathic physician,
- 6       b. an osteopathic physician,
- 7       c. a podiatric physician,
- 8       d. a dentist,
- 9       e. a veterinarian ~~or~~,
- 10      f. an optometrist, or
- 11      g. an Advanced Practice Registered Nurse,

12      licensed to practice and authorized to prescribe dangerous drugs  
13      within the scope of practice of such practitioner;

14      23. "Manufacturer" or "virtual manufacturer" means with respect  
15      to a product:

- 16       a. a person that holds an application approved under 21  
17           U.S.C., Section 355 or a license issued under 42  
18           U.S.C., Section 262 for such product, or if such  
19           product is not the subject of an approved application  
20           or license, the person who manufactured the product,
- 21       b. a co-licensed partner of the person described in  
22           subparagraph a of this paragraph that obtains the  
23           product directly from a person described in this  
24           subparagraph or subparagraph a of this paragraph,

1           c. an affiliate of a person described in subparagraph a  
2                         or b of this paragraph who receives the product  
3                         directly from a person described in this subparagraph  
4                         or in subparagraph a or b of this paragraph, or  
5           d. a person who contracts with another to manufacture a  
6                         product;

7       24. "Manufacturing" means the production, preparation,  
8 propagation, compounding, conversion, or processing of a device or a  
9 drug, either directly or indirectly by extraction from substances of  
10 natural origin or independently by means of chemical or biological  
11 synthesis and includes any packaging or repackaging of the  
12 substances or labeling or relabeling of its container, and the  
13 promotion and marketing of such drugs or devices. The term  
14 "manufacturing" manufacturing also includes the preparation and  
15 promotion of commercially available products from bulk compounds for  
16 resale by licensed pharmacies, licensed practitioners, or other  
17 persons;

18       25. "Medical gas" means those gases including those in liquid  
19 state upon which the manufacturer or distributor has placed one of  
20 several cautions, such as "Rx Only", in compliance with federal law;

21       26. "Medical gas order" means an order for medical gas issued  
22 by a licensed prescriber;

23       27. "Medical gas distributor" means a person licensed to  
24 distribute, transfer, wholesale, deliver, or sell medical gases on

1 drug orders to suppliers or other entities licensed to use,  
2 administer, or distribute medical gas and may also include a patient  
3 or ultimate user;

4 28. "Medical gas supplier" means a person who dispenses medical  
5 gases on drug orders only to a patient or ultimate user;

6 29. "Medicine" means any drug or combination of drugs which has  
7 the property of curing, preventing, treating, diagnosing, or  
8 mitigating diseases, or which is used for that purpose;

9 30. "Nonprescription drugs" means medicines or drugs which are  
10 sold without a prescription and which are prepackaged for use by the  
11 consumer and labeled in accordance with the requirements of the  
12 statutes and regulations of this state and the federal government.

13 Such items shall also include medical and dental supplies and  
14 bottled or nonbulk chemicals which are sold or offered for sale to  
15 the general public if such articles or preparations meet the  
16 requirements of the Federal Food, Drug, and Cosmetic Act, 21  
17 U.S.C.A., Section 321 et seq.;

18 31. "Outsourcing facility" including "virtual outsourcing  
19 facility" means a facility at one geographic location or address  
20 that:

- 21 a. is engaged in the compounding of sterile drugs,  
22 b. has elected to register as an outsourcing facility,  
23 and  
24

c. complies with all requirements of 21 U.S.C., Section  
353b;

3       32. "Package" means the smallest individual saleable unit of  
4 product for distribution by a manufacturer or repackager that is  
5 intended by the manufacturer for ultimate sale to the dispenser of  
6 such product. For the purposes of this paragraph, "individual  
7 saleable unit" means the smallest container of a product introduced  
8 into commerce by the manufacturer or repackager that is intended by  
9 the manufacturer or repackager for individual sale to a dispenser;

10       33. "Person" means an individual, partnership, limited  
11 liability company, corporation, or association, unless the context  
12 otherwise requires;

34. "Pharmacist-in-charge" or "PIC" means the pharmacist  
licensed in this state responsible for the management control of a  
pharmacy and all other aspects of the practice of pharmacy in a  
licensed pharmacy as defined provided by Section 353.18 of this  
title;

18       35. "Pharmacy" means a place regularly licensed by the State  
19       Board of Pharmacy in which prescriptions, drugs, medicines,  
20       chemicals, and poisons are compounded or dispensed or such place  
21       where pharmacists practice the profession of pharmacy, or a pharmacy  
22       operated by the Oklahoma Department of Veterans Affairs;

23       36. "Pharmacy technician", "technician", "Rx tech", or "tech"  
24 means a person issued a ~~Technician~~ technician permit by the State

1 Board of Pharmacy to assist the pharmacist and perform  
2 nonjudgmental, technical, manipulative, non-discretionary functions  
3 in the prescription department under the immediate and direct  
4 supervision of a pharmacist;

5       37. "Poison" means any substance which when introduced into the  
6 body, either directly or by absorption, produces violent, morbid,or  
7 fatal changes, or which destroys living tissue with which such  
8 substance comes into contact;

9       38. "Practice of pharmacy" means:

- 10       a. the interpretation and evaluation of prescription  
11               orders,
- 12       b. the compounding, dispensing, administering,and  
13               labeling of drugs and devices, except labeling by a  
14               manufacturer, repackager,or distributor of  
15               nonprescription drugs and commercially packaged legend  
16               drugs and devices,
- 17       c. the participation in drug selection and drug  
18               utilization reviews,
- 19       d. the proper and safe storage of drugs and devices and  
20               the maintenance of proper records thereof,
- 21       e. the responsibility for advising by counseling and  
22               providing information, where professionally necessary  
23               or where regulated, of therapeutic values, content,  
24               hazards,and use of drugs and devices,

1                   f. the offering or performing of those acts, services,  
2                   operations, or transactions necessary in the conduct,  
3                   operation, management, and control of a pharmacy, or  
4                   g. the provision of those acts or services that are  
5                   necessary to provide pharmaceutical care;

6                 39. "Preparation" means an article which may or may not contain  
7                 sterile products compounded in a licensed pharmacy pursuant to the  
8                 order of a licensed prescriber;

9                 40. "Prescriber" means a person licensed in this state who is  
10                 authorized to prescribe dangerous drugs within the scope of practice  
11                 of the person's profession;

12                 41. "Prescription" means and includes any order for drug or  
13                 medical supplies written or signed, or transmitted by word of mouth,  
14                 telephone, or other means of communication:

15                   a. by a licensed prescriber,  
16                   b. ~~under the supervision of an Oklahoma licensed~~  
17                   ~~practitioner, an Oklahoma licensed advanced practice~~  
18                   ~~registered nurse or an Oklahoma licensed by a~~  
19                   physician assistant pursuant to a practice agreement,  
20                   or

21                   c. (1) under the supervision of a supervising physician,  
22                   by a Certified Nurse Practitioner, Clinical Nurse  
23                   Specialist, or Certified Nurse-Midwife licensed  
24                   in this state who has not obtained independent

1                   prescriptive authority under Section 1 of this

2                   act, or

3                   (2)    by a Certified Nurse Practitioner, Clinical Nurse  
4                   Specialist, or Certified Nurse-Midwife licensed  
5                   in this state who has obtained independent  
6                   prescriptive authority under Section 1 of this  
7                   act, or

8                   d.    by an Oklahoma licensed wholesaler or distributor as  
9                   authorized in Section 353.29.1 of this title;

10          42. "Product" means a prescription drug in a finished dosage

11          form for administration to a patient without substantial further  
12          manufacturing, such as capsules, tablets, and lyophilized products  
13          before reconstitution. "~~Product~~" Product does not include blood  
14          components intended for transfusion, radioactive drugs or biologics  
15          and medical gas;

16          43. "Repackager", including "virtual repackager", means a  
17          person who owns or operates an establishment that repacks and  
18          relabels a product or package for further sale or distribution  
19          without further transaction;

20          44. "Sterile drug" means a drug that is intended for parenteral  
21          administration, an ophthalmic or oral inhalation drug in aqueous  
22          format, or a drug that is required to be sterile under state and  
23          federal law;

24

1       45. "Supervising physician" means an individual holding a  
2 current license to practice as a physician from the State Board of  
3 Medical Licensure and Supervision, pursuant to the provisions of the  
4 Oklahoma Allopathic Medical and Surgical Licensure and Supervision  
5 Act, or the State Board of Osteopathic Examiners, pursuant to the  
6 provisions of the Oklahoma Osteopathic Medicine Act, who supervises  
7 ~~an advanced practice registered nurse~~ a Certified Nurse  
8 Practitioner, Clinical Nurse Specialist, or Certified Nurse-Midwife  
9 as defined in Section 567.3a of this title who has not obtained  
10 independent prescriptive authority under Section 1 of this act,  
11 and who is not in training as an intern, resident, or fellow. ~~To be~~  
12 ~~eligible to supervise an advanced practice registered nurse, such~~  
13 The supervising physician shall remain in compliance with the rules  
14 promulgated by the State Board of Medical Licensure and Supervision  
15 or the State Board of Osteopathic Examiners;

16       46. "Supportive personnel" means technicians and auxiliary  
17 supportive persons who are regularly paid employees of a pharmacy  
18 who work and perform tasks in the pharmacy as authorized by Section  
19 353.18A of this title;

20       47. "Third-party logistics provider" including "virtual third-  
21 party logistics provider" means an entity that provides or  
22 coordinates warehousing, or other logistics services of a product in  
23 interstate commerce on behalf of a manufacturer, wholesale  
24 distributor, or dispenser of a product but does not take ownership

1 of the product, nor have responsibility to direct the sale or  
2 disposition of the product. For the purposes of this paragraph,  
3 ~~third-party logistics provider~~ third-party logistics provider does  
4 not include shippers and the United States Postal Service;

5 48. "Wholesale distributor" including "virtual wholesale  
6 distributor" means a person other than a manufacturer, a  
7 manufacturer's co-licensed partner, a third-party logistics  
8 provider, or repackager engaged in wholesale distribution as defined  
9 by 21 U.S.C., Section 353(e) (4) as amended by the Drug Supply Chain  
10 Security Act;

11 49. "County jail" means a facility operated by a county for the  
12 physical detention and correction of persons charged with, or  
13 convicted of, criminal offenses or ordinance violations or persons  
14 found guilty of civil or criminal contempt;

15 50. "State correctional facility" means a facility or  
16 institution that houses a prisoner population under the jurisdiction  
17 of the Department of Corrections;

18 51. "Unit dose package" means a package that contains a single  
19 dose drug with the name, strength, control number, and expiration  
20 date of that drug on the label; and

21 52. "Unit of issue package" means a package that provides  
22 multiple doses of the same drug, but each drug is individually  
23 separated and includes the name, lot number, and expiration date.

1 SECTION 18. AMENDATORY 59 O.S. 2021, Section 353.1a, is  
2 amended to read as follows:

3 Section 353.1a. A. ~~Prescribing~~ 1. Prescriptive authority  
4 shall be allowed, under ~~the medical direction of a current~~  
5 supervision agreement with a supervising physician, for an advanced  
6 ~~practice nurse~~ a licensed Advanced Practice Registered Nurse  
7 recognized by the Oklahoma Board of Nursing ~~in one of the following~~  
8 ~~categories: advanced registered nurse practitioners, clinical nurse~~  
9 ~~specialists, or certified nurse-midwives as a Certified Nurse~~  
10 Practitioner, Clinical Nurse Specialist, or Certified Nurse-Midwife  
11 who has not obtained independent prescriptive authority under  
12 Section 1 of this act.

13 2. Prescriptive authority shall be allowed, independent of a  
14 current supervision agreement with a supervising physician, for a  
15 licensed Advanced Practice Registered Nurse recognized by the  
16 Oklahoma Board of Nursing as a Certified Nurse Practitioner,  
17 Clinical Nurse Specialist, or Certified Nurse-Midwife who has  
18 obtained independent prescriptive authority under Section 1 of this  
19 act.

20 B. The ~~advanced practice nurse~~ Advanced Practice Registered  
21 Nurse may write or sign, or transmit by word of mouth, telephone, or  
22 other means of communication an order for drugs or medical supplies  
23 that is intended to be filled, compounded, or dispensed by a  
24 pharmacist. The supervising physician, if applicable, and the

1 ~~advanced practice nurse~~ prescribing Advanced Practice Registered  
2 Nurse shall be identified at the time of origination of the  
3 prescription and the name of the ~~advanced practice nurse~~ prescribing  
4 Advanced Practice Registered Nurse shall be printed on the  
5 prescription label.

6       B. C. Pharmacists may dispense prescriptions for non-controlled  
7 prescription drugs authorized by an ~~advanced practice nurse~~ Advanced  
8 Practice Registered Nurse or physician assistant, not located in  
9 ~~Oklahoma~~ this state, provided that they are licensed in the state in  
10 which they are actively prescribing.

11       C. D. 1. Pharmacists may only dispense prescriptions for  
12 controlled dangerous substances prescribed by an ~~advanced practice~~  
13 ~~nurse or physician assistant~~ Advanced Practice Registered Nurse  
14 licensed in ~~the State of Oklahoma and supervised by an Oklahoma-~~  
15 ~~licensed practitioner~~ this state who meets the criteria in paragraph  
16 1 or 2 of subsection A of this section.

17       2. Pharmacists may only dispense prescriptions for controlled  
18 dangerous substances prescribed by a physician assistant licensed in  
19 this state pursuant to a practice agreement.

20 SECTION 19.       AMENDATORY       59 O.S. 2021, Section 567.3a, is  
21 amended to read as follows:

22       Section 567.3a. As used in the Oklahoma Nursing Practice Act:

23       1. "Board" means the Oklahoma Board of Nursing;

1       2. "The practice of nursing" means the performance of services  
2 provided for purposes of nursing diagnosis and treatment of human  
3 responses to actual or potential health problems consistent with  
4 educational preparation. Knowledge and skill are the basis for  
5 assessment, analysis, planning, intervention, and evaluation used in  
6 the promotion and maintenance of health and nursing management of  
7 illness, injury, infirmity, restoration ~~or~~ of optimal function, or  
8 death with dignity. Practice is based on understanding the human  
9 condition across the human lifespan and understanding the  
10 relationship of the individual within the environment. This  
11 practice includes execution of the medical regime including the  
12 administration of medications and treatments prescribed by any  
13 person authorized by state law to so prescribe;

14       3. "Registered nursing" means the practice of the full scope of  
15 nursing which includes, but is not limited to:

- a. assessing the health status of individuals, families, and groups,
  - b. analyzing assessment data to determine nursing care needs,
  - c. establishing goals to meet identified health care needs,
  - d. planning a strategy of care,
  - e. establishing priorities of nursing intervention to implement the strategy of care,

- 1                   f. implementing the strategy of care,
- 2                   g. delegating such tasks as may safely be performed by
- 3                   others, consistent with educational preparation and
- 4                   that do not conflict with the provisions of the
- 5                   Oklahoma Nursing Practice Act,
- 6                   h. providing safe and effective nursing care rendered
- 7                   directly or indirectly,
- 8                   i. evaluating responses to interventions,
- 9                   j. teaching the principles and practice of nursing,
- 10                  k. managing and supervising the practice of nursing,
- 11                  l. collaborating with other health professionals in the
- 12                  management of health care,
- 13                  m. performing additional nursing functions in accordance
- 14                  with knowledge and skills acquired beyond basic
- 15                  nursing preparation, and
- 16                  n. delegating those nursing tasks as defined in the rules
- 17                  of the Board that may be performed by an ~~advanced~~
- 18                  ~~unlicensed assistive person~~ Advanced Unlicensed
- 19                  Assistant;

20                  4. "Licensed practical nursing" means the practice of nursing

21                  under the supervision or direction of a ~~registered nurse~~ Registered

22                  Nurse, licensed physician, or dentist. This directed scope of

23                  nursing practice includes, but is not limited to:

- a. contributing to the assessment of the health status of individuals and groups,
- b. participating in the development and modification of the plan of care,
- c. implementing the appropriate aspects of the plan of care,
- d. delegating such tasks as may safely be performed by others, consistent with educational preparation and that do not conflict with the Oklahoma Nursing Practice Act,
- e. providing safe and effective nursing care rendered directly or indirectly,
- f. participating in the evaluation of responses to interventions,
- g. teaching basic nursing skills and related principles,
- h. performing additional nursing procedures in accordance with knowledge and skills acquired through education beyond nursing preparation, and
- i. delegating those nursing tasks as defined in the rules of the Board that may be performed by an ~~advanced unlicensed assistive person~~ Advanced Unlicensed Assistant;

5. "Advanced Practice Registered Nurse" means a licensed

24 Registered Nurse:

- 1           a. who has completed an advanced practice registered  
2           nursing education program in preparation for one of  
3           four recognized ~~advanced practice registered nurse~~  
4           Advanced Practice Registered Nurse roles,  
5           b. who has passed a national certification examination  
6           recognized by the Board that measures the ~~advanced~~  
7           ~~practice registered nurse~~ Advanced Practice Registered  
8           Nurse role and specialty competencies and who  
9           maintains recertification in the role and specialty  
10          through a national certification program,  
11          c. who has acquired advanced clinical knowledge and  
12          skills in preparation for providing both direct and  
13          indirect care to patients; however, the defining  
14          factor for all Advanced Practice Registered Nurses is  
15          that a significant component of the education and  
16          practice focuses on direct care of individuals,  
17          d. whose practice builds on the competencies of  
18          Registered Nurses by demonstrating a greater depth and  
19          breadth of knowledge, a greater synthesis of data, and  
20          increased complexity of skills and interventions, and  
21          e. who has obtained a license as an Advanced Practice  
22          Registered Nurse in one of the following roles:  
23           Certified Registered Nurse Anesthetist, Certified  
24

1                   Nurse-Midwife, Clinical Nurse Specialist, or Certified  
2                   Nurse Practitioner.

3                   Only those persons who hold a license to practice advanced  
4                   practice registered nursing in this state shall have the right to  
5                   use the title "~~Advanced Practice Registered Nurse~~" Advanced Practice  
6                   Registered Nurse and to use the abbreviation "APRN". Only those  
7                   persons who have obtained a license in the following disciplines  
8                   shall have the right to fulfill the roles and use the applicable  
9                   titles: Certified Registered Nurse Anesthetist and the abbreviation  
10                  "CRNA", Certified Nurse-Midwife and the abbreviation "CNM", Clinical  
11                  Nurse Specialist and the abbreviation "CNS", and Certified Nurse  
12                  Practitioner and the abbreviation "CNP".

13                  It shall be unlawful for any person to assume the role or use  
14                  the title Advanced Practice Registered Nurse or use the abbreviation  
15                  "~~APRN~~" APRN or use the respective specialty role titles and  
16                  abbreviations or to use any other titles or abbreviations that would  
17                  reasonably lead a person to believe the user is an Advanced Practice  
18                  Registered Nurse, unless permitted by the Oklahoma Nursing Practice  
19                  Act. Any individual doing so shall be guilty of a misdemeanor,  
20                  which shall be punishable, upon conviction, by imprisonment in the  
21                  county jail for not more than one (1) year or by a fine of not less  
22                  than One Hundred Dollars (\$100.00) nor more than One Thousand  
23                  Dollars (\$1,000.00), or by both such imprisonment and fine for each  
24                  offense;

1       6. "Certified Nurse Practitioner" ~~is~~ means an Advanced Practice  
2       Registered Nurse who performs in an expanded role in the delivery of  
3       health care:

- 4           a. consistent with advanced educational preparation as a  
5                         Certified Nurse Practitioner in an area of specialty,  
6           b. functions within the Certified Nurse Practitioner  
7                         scope of practice for the selected area of  
8                         specialization, and  
9           c. ~~is~~ in accord with the standards for Certified Nurse  
10                      Practitioners as identified by the certifying body and  
11                      approved by the Board.

12       A Certified Nurse Practitioner shall be eligible, in accordance  
13       with the scope of practice of the Certified Nurse Practitioner, to  
14       obtain recognition as authorized by the Board to prescribe, as  
15       defined by the rules promulgated by the Board pursuant to ~~this~~  
16       ~~section and subject to the medical direction of a supervising~~  
17       ~~physician~~ Section 567.4a of this title and Section 1 of this act.

18       This authorization shall not include dispensing drugs, but shall not  
19       preclude, subject to federal regulations, the receipt of, the  
20       signing for, or the dispensing of professional samples to patients.

21       The Certified Nurse Practitioner accepts responsibility,  
22       accountability, and obligation to practice in accordance with usual  
23       and customary advanced practice registered nursing standards and

functions as defined by the scope of practice/role definition statements for the Certified Nurse Practitioner;

7. a. "Clinical Nurse Specialist" ~~is~~ means an Advanced Practice Registered Nurse who holds:

(1) a master's degree or higher in nursing with clinical specialization preparation to function in an expanded role,

(2) specialty certification from a national certifying organization recognized by the Board,  
and

(3) an Advanced Practice Registered Nurse license from the Board, and.

(4) ~~any~~  
Any nurse holding a specialty certification as a Clinical Nurse Specialist valid on January 1, 1994, granted by a national certifying organization recognized by the Board, shall be deemed to be a Clinical Nurse Specialist under the provisions of the Oklahoma Nursing Practice Act.

b. In the expanded role, the Clinical Nurse Specialist performs at an advanced practice level which shall include, but not be limited to:

(1) practicing as an expert clinician in the provision of direct nursing care to a selected

population of patients or clients in any setting,  
including private practice,

- (2) managing the care of patients or clients with complex nursing problems,
  - (3) enhancing patient or client care by integrating the competencies of clinical practice, education, consultation, and research, and
  - (4) referring patients or clients to other services.

c. A Clinical Nurse Specialist in accordance with the scope of practice of such Clinical Nurse Specialist shall be eligible to obtain recognition as authorized by the Board to prescribe, as defined by the rules promulgated by the Board pursuant to ~~this section~~, and subject to the medical direction of a supervising physician Section 567.4a of this title and Section 1 of this act. This authorization shall not include dispensing drugs, but shall not preclude, subject to federal regulations, the receipt of, the signing for, or the dispensing of professional samples to patients.

- d. The Clinical Nurse Specialist accepts responsibility, accountability, and obligation to practice in accordance with usual and customary advanced practice nursing standards and functions as defined by the

1                   scope of practice/role definition statements for the  
2                   Clinical Nurse Specialist;

3       8. ~~"Nurse-Midwife"~~ is "Certified Nurse-Midwife" means a nurse  
4 who has received an Advanced Practice Registered Nurse license from  
5 the Oklahoma Board of Nursing who possesses evidence of  
6 certification according to the requirements of the American College  
7 of Nurse-Midwives.

8                   A Certified Nurse-Midwife in accordance with the scope of  
9 practice of such Certified Nurse-Midwife shall be eligible to obtain  
10 recognition as authorized by the Board to prescribe, as defined by  
11 the rules promulgated by the Board pursuant to ~~this section~~ and  
12 ~~subject to the medical direction of a supervising physician~~ Section  
13 567.4a of this title and Section 1 of this act. This authorization  
14 shall not include the dispensing of drugs, but shall not preclude,  
15 subject to federal regulations, the receipt of, the signing for, or  
16 the dispensing of professional samples to patients.

17                  The Certified Nurse-Midwife accepts responsibility,  
18 accountability, and obligation to practice in accordance with usual  
19 and customary advanced practice registered nursing standards and  
20 functions as defined by the scope of practice/role definition  
21 statements for the Certified Nurse-Midwife;

22       9. "Nurse-midwifery practice" means providing management of  
23 care of normal newborns and women, antepartally, intrapartally,  
24 postpartally, and gynecologically, occurring within a health care

1 system which provides for medical consultation, medical management,  
2 or referral, and is in accord with the standards for nurse-midwifery  
3 practice as defined by the American College of Nurse-Midwives;

4 10. a. "Certified Registered Nurse Anesthetist" ~~is~~ means an  
5 Advanced Practice Registered Nurse who:

6 (1) is certified by the National Board of  
7 Certification and Recertification for Nurse  
8 Anesthetists as a Certified Registered Nurse  
9 Anesthetist within one (1) year following  
10 completion of an approved ~~certified registered~~  
11 ~~nurse anesthetist~~ Certified Registered Nurse  
12 Anesthetist education program, and continues to  
13 maintain such recertification by the National  
14 Board of Certification and Recertification for  
15 Nurse Anesthetists, and

16 (2) administers anesthesia in collaboration with a  
17 medical doctor, an osteopathic physician, a  
18 podiatric physician, or a dentist licensed in  
19 this state and under conditions in which timely  
20 ~~onsite~~ on-site consultation by such doctor,  
21 osteopath, podiatric physician, or dentist is  
22 available.

23 b. A Certified Registered Nurse Anesthetist, in  
24 collaboration with a medical doctor, osteopathic

1 physician, podiatric physician, or dentist licensed in  
2 this state, and under conditions in which timely, on-  
3 site consultation by such medical doctor, osteopathic  
4 physician, podiatric physician, or dentist is  
5 available, shall be authorized, pursuant to rules  
6 adopted by the Oklahoma Board of Nursing, to order,  
7 select, obtain, and administer legend drugs, Schedules  
8 II through V controlled substances, devices, and  
9 medical gases only when engaged in the preanesthetic  
10 preparation and evaluation; anesthesia induction,  
11 maintenance, and emergence; and postanesthesia care.

12 A Certified Registered Nurse Anesthetist may order,  
13 select, obtain, and administer drugs only during the  
14 perioperative or periobstetrical period.

15 c. A Certified Registered Nurse Anesthetist who applies  
16 for authorization to order, select, obtain, and  
17 administer drugs shall:

- 18 (1) be currently recognized as a Certified Registered  
19 Nurse Anesthetist in this state,  
20 (2) provide evidence of completion, within the two-  
21 year period immediately preceding the date of  
22 application, of a minimum of fifteen (15) units  
23 of continuing education in advanced pharmacology  
24 related to the administration of anesthesia as

recognized by the National Board of Certification and Recertification for Nurse Anesthetists, and complete and submit a notarized application, on a form prescribed by the Board, accompanied by the application fee established pursuant to this section.

d. The authority to order, select, obtain, and administer drugs shall be terminated if a Certified Registered Nurse Anesthetist has:

(1) ordered, selected, obtained, or administered drugs outside of the Certified Registered Nurse Anesthetist scope of practice or ordered, selected, obtained, or administered drugs for other than therapeutic purposes, or

(2) violated any provision of state laws or rules or federal laws or regulations pertaining to the practice of nursing or the authority to order, select, obtain, and administer drugs.

e. The Oklahoma Board of Nursing shall notify the State Board of Pharmacy after termination of or a change in the authority to order, select, obtain, and administer drugs for a Certified Registered Nurse Anesthetist.

f. The Board shall provide by rule for biennial application renewal and reauthorization of authority

1 to order, select, obtain, and administer drugs for  
2 Certified Registered Nurse Anesthetists. At the time  
3 of application renewal, a Certified Registered Nurse  
4 Anesthetist shall submit documentation of a minimum of  
5 eight (8) units of continuing education, completed  
6 during the previous two (2) years, in advanced  
7 pharmacology relating to the administration of  
8 anesthesia, as recognized by the ~~Council on~~  
9 ~~Recertification of Nurse Anesthetists or the Council~~  
10 ~~on Certification of Nurse Anesthetists National Board~~  
11 of Certification and Recertification for Nurse  
12 Anesthetists.

13 g. This paragraph shall not prohibit the administration  
14 of local or topical anesthetics as now permitted by  
15 law. Provided further, nothing in this paragraph  
16 shall limit the authority of the Board of Dentistry to  
17 establish the qualifications for dentists who direct  
18 the administration of anesthesia.

19 h. As used in this paragraph, "collaboration" means an  
20 agreement between a medical doctor, osteopathic  
21 physician, podiatric physician, or dentist performing  
22 the procedure or directly involved with the procedure  
23 and the Certified Registered Nurse Anesthetist working  
24 jointly toward a common goal providing services for

1                   the same patient. This collaboration involves the  
2                   joint formulation, discussion, and agreement of the  
3                   anesthesia plan by both parties, and the collaborating  
4                   medical doctor, osteopathic physician, podiatric  
5                   physician, or dentist performing the procedure or  
6                   directly involved with the procedure and that  
7                   collaborating physician shall remain available for  
8                   timely ~~onsite~~ on-site consultation during the delivery  
9                   of anesthesia for diagnosis, consultation, and  
10                  treatment of medical conditions;

11                 11. "Supervising physician" means an individual holding a  
12                 current license to practice as a physician from the State Board of  
13                 Medical Licensure and Supervision or the State Board of Osteopathic  
14                 Examiners, who supervises a Certified Nurse Practitioner, a Clinical  
15                 Nurse Specialist, or a Certified Nurse-Midwife who has not obtained  
16                 independent prescriptive authority under Section 1 of this act, and  
17                 who is not in training as an intern, resident, or fellow. ~~To be~~  
18                 ~~eligible to supervise such Advanced Practice Registered Nurse~~, such  
19                 The supervising physician shall remain in compliance with the rules  
20                 promulgated by the State Board of Medical Licensure and Supervision  
21                 or the State Board of Osteopathic Examiners;

22                 12. "Supervision of an Advanced Practice Registered Nurse with  
23                 prescriptive authority" means ~~overseeing and accepting~~  
24                 ~~responsibility for the ordering and transmission by assuring~~

1     availability of the supervising physician to a Certified Nurse  
2     Practitioner, a Clinical Nurse Specialist, or a Certified Nurse-  
3     Midwife ~~or who has not obtained independent prescriptive authority~~  
4     under Section 1 of this act through direct contact,  
5     telecommunications, or other appropriate electronic means for  
6     consultation, assistance with medical emergencies, or patient  
7     referral with respect to written, telephonic, electronic, or oral  
8     prescriptions for drugs and other medical supplies, subject to a  
9     defined formulary; and

10               13. "Advanced Unlicensed Assistant" means any person who has  
11     successfully completed a certified training program approved by the  
12     Board that trains the Advanced Unlicensed Assistant to perform  
13     specified technical skills identified by the Board in acute care  
14     settings under the direction and supervision of the Registered Nurse  
15     ~~or~~, Licensed Practical Nurse or Advanced Practice Registered Nurse.

16               SECTION 20.       AMENDATORY       59 O.S. 2021, Section 567.4a, is  
17     amended to read as follows:

18               Section 567.4a. The Oklahoma Board of Nursing may grant  
19     prescriptive authority through the Advanced Practice Registered  
20     Nurse license to Certified Nurse Practitioners, Clinical Nurse  
21     Specialists, and Certified Nurse-Midwives who meet the requirements  
22     for prescriptive authority identified by law and in the Board's  
23     rules. The rules regarding prescriptive authority recognition  
24     promulgated by the Oklahoma Board of Nursing pursuant to ~~paragraphs~~

1 ~~6 through 9, 11 and 12 of this section,~~ Section 567.3a of this  
2 title, and Section 1 of this act shall:

3       1. Define the procedure for documenting supervision by a

4 ~~supervising physician licensed in Oklahoma to practice by the State~~  
5 ~~Board of Medical Licensure and Supervision or the State Board of~~

6 ~~Osteopathic Examiners, as defined in Section 567.3a of this title,~~

7 of a Certified Nurse Practitioner, Clinical Nurse Specialist, or

8 Certified Nurse-Midwife who has not obtained independent

9 prescriptive authority under Section 1 of this act. Such procedure

10 shall include a written statement that defines appropriate referral,

11 consultation, and collaboration between the Advanced Practice

12 Registered Nurse, recognized to prescribe as defined in ~~paragraphs 6~~

13 ~~through 9, 11 and 12 of~~ Section 567.3a of this title, and the

14 supervising physician. The written statement shall include a method

15 of assuring availability of the supervising physician through direct

16 contact, telecommunications, or other appropriate electronic means

17 for consultation, assistance with medical emergencies, or patient

18 referral. The written statement shall be part of the initial

19 application and the renewal application submitted to the Board for

20 recognition for prescriptive authority for the Advanced Practice

21 Registered Nurse. Changes to the written statement shall be filed

22 with the Board within thirty (30) days of the change and shall be

23 effective on filing;

24

1       2. Define the procedure for documenting independent  
2 prescriptive authority for Certified Nurse Practitioners, Clinical  
3 Nurse Specialists, and Certified Nurse-Midwives who have obtained  
4 independent prescriptive authority under Section 1 of this act;

5       3. Define minimal requirements for initial application for  
6 prescriptive authority which shall include, but not be limited to,  
7 evidence of completion of a minimum of forty-five (45) contact hours  
8 or three (3) academic credit hours of education in  
9 pharmacotherapeutics, clinical application, and use of  
10 pharmacological agents in the prevention of illness, and in the  
11 restoration and maintenance of health in a program beyond basic  
12 registered nurse preparation, approved by the Board. Such contact  
13 hours or academic credits shall be obtained within a time period of  
14 three (3) years immediately preceding the date of application for  
15 prescriptive authority;

16       3. 4. Define minimal requirements for application for renewal  
17 of prescriptive authority which shall include, but not be limited  
18 to, documentation of a minimum of:

19       a. fifteen (15) contact hours or one (1) academic credit  
20                  hour of education in pharmacotherapeutics, clinical  
21                  application, and use of pharmacological agents in the  
22                  prevention of illness, and in the restoration and  
23                  maintenance of health in a program beyond basic  
24                  registered nurse preparation, and

- b. two (2) hours of education in pain management or two (2) hours of education in opioid use or addiction, unless the Advanced Practice Registered Nurse has demonstrated to the satisfaction of the Board that the Advanced Practice Registered Nurse does not currently hold a valid federal Drug Enforcement Administration registration number,

. Require that beginning July 1, 2002, an Advanced Practice Registered Nurse shall demonstrate demonstrates successful completion of a master's degree or higher in a clinical nurse specialty one of the following Advanced Practice Registered Nurse

- a. Certified Nurse Practitioner,
- b. Clinical Nurse Specialist, or
- c. Certified Nurse-Midwife,

19 in order to be eligible for initial application for prescriptive  
20 authority under the provisions of the Oklahoma Nursing Practice Act;

21       5. 6. Define the method for communicating authority to  
22 prescribe or termination of same, and the formulary to the State  
23 Board of Pharmacy, all pharmacies, and all registered pharmacists;

24 | 6. 7. Define terminology used in such rules;

1           7. 8. Define the parameters for the prescribing practices of  
2 the Advanced Practice Registered Nurse;

3           8. 9. Define the methods for termination of prescriptive  
4 authority for the Advanced Practice Registered Nurse; and

5           9.

6           10. a. Establish a Formulary Advisory Council that shall  
7           develop and submit to the Board recommendations for an  
8           exclusionary formulary that shall list drugs or  
9           categories of drugs that shall not be prescribed by an  
10           Advanced Practice Registered Nurse recognized to  
11           prescribe by the Oklahoma Board of Nursing. The  
12           Formulary Advisory Council shall also develop and  
13           submit to the Board recommendations for practice-  
14           specific prescriptive standards for each category of  
15           Advanced Practice Registered Nurse recognized to  
16           prescribe by the Oklahoma Board of Nursing pursuant to  
17           the provisions of the Oklahoma Nursing Practice Act.  
18           The Board shall either accept or reject the  
19           recommendations made by the Council. No amendments to  
20           the recommended exclusionary formulary may be made by  
21           the Board without the approval of the Formulary  
22           Advisory Council.

23           b. In addition to the other powers and duties of the  
24           Formulary Advisory Council prescribed by this

1                   paragraph, the Formulary Advisory Council shall  
2                   develop guidelines for Advanced Practice Registered  
3                   Nurses who have not obtained independent prescriptive  
4                   authority. The guidelines shall be published on the  
5                   Board's website and the Formulary Advisory Council  
6                   shall periodically update the guidelines as necessary.

7                   c. The Formulary Advisory Council shall be composed of  
8                   twelve (12) members as follows:

- 9                   (1) four members, to include a pediatrician, an  
10                   obstetrician-gynecological physician, a general  
11                   internist, and a family practice physician;  
12                   provided, that three of such members shall be  
13                   appointed by the Oklahoma State Medical  
14                   Association, and one shall be appointed by the  
15                   Oklahoma Osteopathic Association,  
16                   (2) four members who are registered pharmacists,  
17                   appointed by the Oklahoma ~~Pharmaceutical~~  
18                   Pharmacists Association, and  
19                   (3) four members, one of whom shall be a Certified  
20                   Nurse Practitioner, one of whom shall be a  
21                   Clinical Nurse Specialist, one of whom shall be a  
22                   Certified Nurse-Midwife, and one of whom shall be  
23                   a current member of the Oklahoma Board of

Nursing, all of whom shall be appointed by the Oklahoma Board of Nursing.

6

d. All professional members of the Formulary Advisory Council shall be in active clinical practice, at least fifty percent (50%) of the time, within their defined area of specialty. The members of the Formulary Advisory Council shall serve at the pleasure of the appointing authority for a term of three (3) years. The terms of the members shall be staggered. Members of the Council may serve beyond the expiration of their term of office until a successor is appointed by the original appointing authority. A vacancy on the Council shall be filled for the balance of the unexpired term by the original appointing authority.

d.

e. Members of the Council shall elect a chair and a vice-chair from among the membership of the Council. For the transaction of business, at least seven members, with a minimum of two members present from each of the identified categories of physicians, pharmacists, and advanced practice registered nurses Advanced Practice Registered Nurses, shall constitute a quorum. The Council shall recommend and the Board

1                   shall approve and implement an initial exclusionary  
2                   formulary on or before January 1, 1997. The Council  
3                   and the Board shall annually review the approved  
4                   exclusionary formulary and shall make any necessary  
5                   revisions utilizing the same procedures used to  
6                   develop the initial exclusionary formulary.

7       SECTION 21.       AMENDATORY       59 O.S. 2021, Section 567.5a, as  
8       amended by Section 1, Chapter 94, O.S.L. 2024 (59 O.S. Supp. 2024,  
9       Section 567.5a), is amended to read as follows:

10      Section 567.5a. A. All applicants for a license to practice as  
11     an Advanced Practice Registered Nurse shall be subject to Section  
12     567.8 of this title.

13      B. An applicant for an initial license to practice as an  
14     Advanced Practice Registered Nurse shall:

15       1. Submit a completed written application and appropriate fees  
16     as established by the Oklahoma Board of Nursing;

17       2. Submit a criminal history records check that complies with  
18     Section 567.18 of this title;

19       3. Hold a current Registered Nurse license in this state;

20       4. Have completed an advanced practice registered nursing  
21     education program in one of the four ~~advanced practice registered~~  
22     nurse Advanced Practice Registered Nurse roles and a specialty area  
23     recognized by the Board. Effective January 1, 2016, the applicant  
24     shall have completed an accredited graduate level advanced practice

1 registered nursing education program in at least one of the  
2 following population foci: family/individual across the lifespan,  
3 adult-gerontology, neonatal, pediatrics, women's health/gender-  
4 related, or psychiatric/mental health;

5       5. Be currently certified in an advanced practice specialty  
6 certification consistent with educational preparation and by a  
7 national certifying body recognized by the Board; and

8       6. Provide any and all other evidence as required by the Board  
9 in its rules.

10      C. The Board may issue a license by endorsement to an Advanced  
11 Practice Registered Nurse licensed under the laws of another state  
12 if the applicant meets the qualifications for licensure in this  
13 state. An applicant by endorsement shall:

14       1. Submit a completed written application and appropriate fees  
15 as established by the Board;

16       2. Submit a criminal history records check that complies with  
17 Section 567.18 of this title;

18       3. Hold a current Registered Nurse license in this state;

19       4. Hold recognition as an Advanced Practice Registered Nurse in  
20 a state or territory;

21       5. Have completed an advanced practice registered nursing  
22 education program in one of the four roles and a specialty area  
23 recognized by the Board. Effective January 1, 2016, the applicant  
24 shall have completed an accredited graduate level advanced practice

1 registered nursing education program in at least one of the  
2 following population foci: family/individual across the lifespan,  
3 adult-gerontology, neonatal, pediatrics, women's health/gender-  
4 related, or psychiatric/mental health;

5       6. Be currently certified in an advanced practice specialty  
6 certification consistent with educational preparation and by a  
7 national certifying body recognized by the Board;

8       7. Meet continued competency requirements as set forth in Board  
9 rules; and

10      8. Provide any and all other evidence as required by the Board  
11 in its rules.

12      D. The Board may issue prescriptive authority recognition by  
13 endorsement to an Advanced Practice Registered Nurse licensed as an  
14 APRN-CNP Advanced Practice Registered Nurse-Certified Nurse

15 Practitioner (APRN-CNP), APRN-CNS Advanced Practice Registered  
16 Nurse-Clinical Nurse Specialist (APRN-CNS), or APRN-CNM Advanced

17 Practice Registered Nurse-Certified Nurse-Midwife (APRN-CNM) under  
18 the laws of another state if the applicant meets the requirements  
19 set forth in this section. An applicant for prescriptive authority  
20 recognition by endorsement shall:

21      1. Submit a completed written application and appropriate fees  
22 as established by the Board;

1       2. Hold current Registered Nurse and Advanced Practice  
2        Registered Nurse licenses (APRN-CNP, APRN-CNS, or APRN-CNM) in the  
3        state;

4       3. Hold current licensure or recognition as an Advanced  
5        Practice Registered Nurse in the same role and specialty with  
6        prescribing privileges in another state or territory;

7       4. Submit documentation verifying successful completion of a  
8        ~~graduate level~~ graduate-level advanced practice registered nursing  
9        education program that included an academic course in  
10      pharmacotherapeutic management, and didactic and clinical  
11      preparation for prescribing incorporated throughout the program;

12      5. Submit a written statement from an Oklahoma licensed  
13      physician supervising prescriptive authority as required by the  
14      Board in its rules, or submit documentation that the applicant meets  
15      the requirements for independent prescriptive authority under  
16      Section 1 of this act;

17      6. Meet continued competency requirements as set forth in Board  
18      rules; and

19      7. Provide any and all other evidence as required by the Board  
20      in its rules.

21      E. An Advanced Practice Registered Nurse license issued under  
22      this section shall be renewed concurrently with the ~~registered nurse~~  
23      Registered Nurse license, provided that qualifying criteria continue  
24      to be met.

1       F. The Board may reinstate a license as set forth in Board  
2 rules.

3             SECTION 22.           AMENDATORY           63 O.S. 2021, Section 2-312, as  
4 amended by Section 2, Chapter 184, O.S.L. 2022 (63 O.S. Supp. 2024,  
5 Section 2-312), is amended to read as follows:

6             Section 2-312. A. A physician, podiatrist, optometrist, or a  
7 dentist who has complied with the registration requirements of the  
8 Uniform Controlled Dangerous Substances Act, in good faith and in  
9 the course of such person's professional practice only, may  
10 prescribe and administer controlled dangerous substances, or may  
11 cause the same to be administered by medical or paramedical  
12 personnel acting under the direction and supervision of the  
13 physician, podiatrist, optometrist, or dentist, and only may  
14 dispense controlled dangerous substances pursuant to the provisions  
15 of Sections 355.1 and 355.2 of Title 59 of the Oklahoma Statutes.

16             B. A veterinarian who has complied with the registration  
17 requirements of the Uniform Controlled Dangerous Substances Act, in  
18 good faith and in the course of the professional practice of the  
19 veterinarian only, and not for use by a human being, may prescribe,  
20 administer, and dispense controlled dangerous substances and may  
21 cause them to be administered by an assistant or orderly under the  
22 direction and supervision of the veterinarian.

23             C. 1. An ~~advanced practice nurse~~ Advanced Practice Registered  
24 Nurse who is recognized to prescribe by the Oklahoma Board of

1 Nursing as an advanced registered nurse practitioner, clinical nurse  
2 specialist or certified nurse midwife, a Certified Nurse  
3 Practitioner, Clinical Nurse Specialist, or Certified Nurse-Midwife  
4 but who has not obtained independent prescriptive authority under  
5 Section 1 of this act and therefore is subject to medical direction  
6 by a current supervision agreement with a supervising physician,  
7 pursuant to Section 567.3a of Title 59 of the Oklahoma Statutes, and  
8 who has complied with the registration requirements of the Uniform  
9 Controlled Dangerous Substances Act, in good faith and in the course  
10 of professional practice only, may prescribe and administer Schedule  
11 III, IV, and V controlled dangerous substances.

12 2. An Advanced Practice Registered Nurse who is recognized to  
13 prescribe by the Oklahoma Board of Nursing as a Certified Nurse  
14 Practitioner, Clinical Nurse Specialist, or Certified Nurse-Midwife  
15 who has obtained independent prescriptive authority under Section 1  
16 of this act, and who has complied with the registration requirements  
17 of the Uniform Controlled Dangerous Substances Act, in good faith  
18 and in the course of professional practice only, may prescribe and  
19 administer Schedule III, IV, and V controlled dangerous substances.

20 3. An Advanced Practice Registered Nurse who is recognized to  
21 prescribe, with or without independence, as a Certified Nurse  
22 Practitioner, Clinical Nurse Specialist, or Certified Nurse-Midwife,  
23 who is employed or contracted by a hospital, defined pursuant to  
24 Section 1-701 of Title 63 of the Oklahoma Statutes, may prescribe

1    and administer certain Schedule II Controlled Dangerous Substances,  
2    only for acute pain in the hospital setting. An Advanced Practice  
3    Registered Nurse who is recognized to prescribe, with or without  
4    independence, as a Certified Nurse Practitioner, Clinical Nurse  
5    Specialist, or Certified Nurse-Midwife, who is employed or  
6    contracted by a hospital, defined pursuant to Section 1-701 of Title  
7    63 of the Oklahoma Statutes, may prescribe and administer  
8    hydrocodone or hydrocodone-containing drugs regardless of schedule,  
9    for take-home use for no more than three (3) days.

10      D. An ~~advanced practice nurse~~ Advanced Practice Registered  
11     Nurse who is recognized to order, select, obtain, and administer  
12    drugs by the Oklahoma Board of Nursing as a ~~certified registered~~  
13    ~~nurse anesthetist~~ Certified Registered Nurse Anesthetist pursuant to  
14    Section 353.1b of Title 59 of the Oklahoma Statutes and who has  
15    complied with the registration requirements of the Uniform  
16    Controlled Dangerous Substances Act, in good faith and in the course  
17    of such practitioner's professional practice only, may order,  
18    select, obtain, and administer Schedules II through V controlled  
19    dangerous substances in a preanesthetic preparation or evaluation;  
20    anesthesia induction, maintenance, or emergence; or postanesthesia  
21    care setting only. A ~~certified registered nurse anesthetist~~  
22    Certified Registered Nurse Anesthetist may order, select, obtain,  
23    and administer such drugs only during the perioperative or  
24    periobstetrical period.

1       E. A physician assistant who is recognized to prescribe by the  
2 State Board of Medical Licensure and Supervision under the medical  
3 direction of a supervising physician, pursuant to Section 519.6 of  
4 Title 59 of the Oklahoma Statutes, and who has complied with the  
5 registration requirements of the Uniform Controlled Dangerous  
6 Substances Act, in good faith and in the course of professional  
7 practice only, may prescribe and administer Schedule II through V  
8 controlled dangerous substances.

SECTION 23. This act shall become effective November 1, 2025.

Passed the House of Representatives the 25th day of March, 2025.

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Presiding Officer of the House  
of Representatives

Passed the Senate the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

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Presiding Officer of the Senate