



OHIO OSTEOPATHIC
ASSOCIATION

Legislative Update

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OOA Executive Director



HB 64 Biennial Budget Provisions

- Retained Medicaid Expansion
- Mandates the Director to apply for CMS Waiver Request to implement Healthy Ohio
- Cut the administration's proposed fee increase for primary care physicians to half what the administration wanted and implemented its requested fee cuts for dual eligibles
- Established a Human Services Account/State Controlling Board
- Creates a GME Study Committee to report by December 31st
- Establishes a Health Services Price Disclosure Study Committee
- **Included provisions from HB 40 (Medical Board) allowing the medical board to levy fines up to \$20,000**



Bills Effective October 15th

- **HB 4 (Naloxone) - effective when signed by the Governor**
 - Permits physicians to authorize one or more individuals to furnish a supply of naloxone pursuant to a protocol
 - See Pharmacy Board Naloxone website for guidance
- **SB 110 (PA Scope of Practice)**
 - Rolled into a APN Medication Delegation Bill
 - Removes Medical Board approval of supervisory plans for each new licensee; replaces with random audits
 - Increases the number a physician can supervise from 2 to 3
- **SB 121 (Meningitis Immunizations)**
 - Requires immunization at age recommended by the Ohio Department of Health
 - Goes into effect for school year 2016 -17



HB 188 Pharmacist Consulting

- **Allows pharmacists, subject to a signed consult agreement, to:**
 - Manage drug therapy for specified diagnoses or diseases
 - Order and evaluate blood and urine tests directly related to the diagnoses and medication management
 - Grants certain immunities
- **Allows a pharmacist to dispense up to a 30-day supply of a drug without prescription for a patient who is on a consistent therapy with a drug that is not a controlled substance**



SB 265 Medical Orders for Life Sustaining Treatment

- Introduced by Sen. Peggy Lehner on behalf of the Honoring Wishes Coalition
- Specifies the MOLST form in the revised code
- Requires form to be based on the patient's medical condition, preferences and advanced directives at the time the orders are issued
- Requires ODH director to appoint a MOLST Task Force to review in Five years
- Provides for the gradual elimination of DNR orders



Miscellaneous Bills of Interest

- **HB 124 (STD Prescriptions) - in Senate Health Committee**
 - Authorizes prescribers to issue a prescription or personally furnish drugs for up to two sexual partners
- **HB 157 (Health Insurance) - in House Insurance Committee**
 - Introduced by Rep. Jim Butler (R-Dayton)
 - Creates the Medical Injury Compensation Center
 - Creates the Office of Medical Purchasing
 - Requires urgent care facilities affiliated with Emergency Departments
 - Establishes the Healthy Ohio Program



HB 165 (Physical Therapy)

- **Allows a PT to diagnose to treat and to order tests**
- **OOA Actions to date:**
 - Have met with Rep. Brown, the sponsor, and Rep Young, the Chairman of the House Commerce and Labor Committee
 - Sent Joint Letter with the AOA
 - Sent Joint Letter with the Ohio State Medical Association (we wrote)
 - Thanks to OOA Past President Paul Scheatzle, DO, we stopped changes at the BWC that would have classified PTs as physicians for reimbursement purpose and would have given the PTs a seat on the BWC Medical Advisory Committee



HB 216 (Advance Practice Nurses)

- **Line-in-the-Sand Provisions:**
 - Allows an APRN to practice WITHOUT a collaborating physician
 - Grants CRNAs to prescribe independently
- **Items willing to negotiate**
 - Eliminates the APRN Drug Formulary
 - Signing death certificates, etc.
- **Actions to Date**
 - Met with Dorothy Pelanda (R-Marysville), the sponsor
 - Participated in Physician interested party meeting
 - Hosted Rep. Pelanda on the Dublin Campus and held discussion
 - Applied for and received a \$60,000 grant from the Scope of Practice Partnership



Opioid Related Legislation

- **HB 248 (Abuse Deterrent Opioid Drugs)**
- **HB 250 (Prior Authorization for Opioids Under Medicaid)**
 - For non-cancer chronic pain drugs when the amount to be dispensed exceeds a ten-day period
 - The dose or doses to be taken exceed a morphine equivalent dose of 80 milligrams a day.
 - The recipient has received one or more other prescriptions for a controlled substance containing an opioid in the past three consecutive months and the sum of the doses to be taken by the recipient under those prescriptions exceeds a morphine equivalent dose of 80 milligrams a day.
 - Drugs prescribed in conjunction with emergency room treatment :
 - The drug is a non-cancer drug and the amount to be dispensed exceeds a single 72-hour period.
 - The drug is not (1) an antidepressant or antipsychotic, (2) administered or dispensed in a standard tablet or capsule form (or in the case of an antipsychotic, is administered in a long-action injectable form), and (3) is prescribed by a physician certified in a managed care agreement to provide care as a psychiatrist, or by a psychiatrist practicing at a certified community mental health services provider.



HB 261 (Trauma System)

- Establishes the State Trauma Board in the Ohio Department of Health
- Requires facilities to be designated by the Board as a Level I, II, or III trauma facility
- OOA is a nominating organization for hospital administration and physician positions on board
- Initiated by the Ohio Chapter of the American College of Surgeons
- Interested party meetings have been attended by a large number of hospital systems and by EMS, Fire Chiefs and other pre-hospital providers



Step Therapy

- State Senators Peggy Lehner (R-Kettering) and Charleta Tavares (D-Columbus) have agreed to be bipartisan sponsors of a step therapy bill, which is currently being drafted.
- Still looking for a sponsor in the House
- The bill will be based on three principles:
 - Step therapy should be based on clinical guidelines.
 - There should be basic, minimum exception requirements.
 - The process for requesting an exception should be transparent.



Other Initiatives

- **Healthcare Efficiencies Committee**
 - Four hearing around the state on GME, behavioral Health, Medicaid and Aging, and Children's Health Innovative Medical Savings and Population Health Management
 - Timothy Barreiro, DO was a member of the GME panel in Toledo
- **Commission on Infant Mortality**
 - Chaired by Sen. Shannon Jones and Rep. Stephanie Kunze
 - Medicaid Targeting zip codes with highest death rate
- **Ballot Issues in 2015 and 2016:**
 - (1) Redistricting Commission; (2) Monopoly Prohibition; (3) Marijuana Legalization; and, in 2016, VA Drug Pricing Maximum for state programs