

Ohio Revised Code

Section 5166.308 Nursing assistance by home care attendants; unauthorized actions.

Effective: September 29, 2013

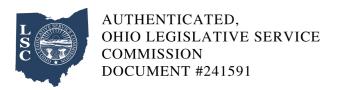
Legislation: House Bill 59 - 130th General Assembly

When authorizing a home care attendant to assist a consumer with nursing tasks or selfadministration of medication, a health care professional may not authorize a home care attendant to do any of the following:

- (A) Perform a task that is outside of the health care professional's scope of practice;
- (B) Assist the consumer with the self-administration of a medication, including a schedule II, schedule III, schedule IV, or schedule V drug unless both of the following apply:
- (1) The medication is administered orally, topically, or via a gastrostomy tube or jejunostomy tube, including through any of the following:
- (a) In the case of an oral medication, a metered dose inhaler;
- (b) In the case of a topical medication, including a transdermal medication, either of the following:
- (i) An eye, ear, or nose drop or spray;
- (ii) A vaginal or rectal suppository.
- (c) In the case of a gastrostomy tube or jejunostomy tube, only through a pre-programmed pump.
- (2) The medication is in its original container and the label attached to the container displays all of the following:
- (a) The consumer's full name in print;



- (b) The medication's dispensing date, which must not be more than twelve months before the date the attendant assists the consumer with self-administration of the medication;
- (c) The exact dosage and means of administration that match the health care professional's authorization to the attendant.
- (C) Assist the consumer with the self-administration of a schedule II, schedule III, schedule IV, or schedule V medication unless, in addition to meeting the requirements of division (B) of this section, all of the following apply:
- (1) The medication has a warning label on its container.
- (2) The attendant counts the medication in the consumer's or authorized representative's presence when the medication is administered to the consumer and records the count on a form used for the count as specified in rules adopted under section 5166.02 of the Revised Code.
- (3) The attendant recounts the medication in the consumer's or authorized representative's presence at least monthly and reconciles the recount on a log located in the consumer's clinical record.
- (4) The medication is stored separately from all other medications and is secured and locked at all times when not being administered to the consumer to prevent unauthorized access.
- (D) Perform an intramuscular injection;
- (E) Perform a subcutaneous injection unless it is for a routine dose of insulin;
- (F) Program a pump used to deliver a medication unless the pump is used to deliver a routine dose of insulin:
- (G) Insert, remove, or discontinue an intravenous access device;
- (H) Engage in intravenous medication administration;



- (I) Insert or initiate an infusion therapy;
- (J) Perform a central line dressing change.