

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE BILL 2168

By: Roe

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5
6 AS INTRODUCED

7 An Act relating to health care; amending 59 O.S.
8 2021, Section 650, which relates to interventional
9 pain management; modifying, adding, and deleting
10 definitions; authorizing certified registered nurse
11 anesthetist to provide certain services and operate
12 certain facilities under specified conditions;
13 providing certain construction; and providing an
14 effective date.

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

15 SECTION 1. AMENDATORY 59 O.S. 2021, Section 650, is
16 amended to read as follows:

17 Section 650. A. This ~~act~~ section shall be known and may be
18 cited as the "Oklahoma Interventional Pain Management and Treatment
19 Act".

20 B. As used in this section:

21 1. "Chronic pain" means a pain state which is subacute,
22 persistent and intractable;

23 2. "~~Fluoroscope~~" ~~means a radiologic instrument equipped with a~~
24 ~~fluorescent screen on which opaque internal structures can be viewed~~

1 ~~as moving shadow images formed by the differential transmission of~~
2 ~~X-rays throughout the body~~

3 "Fluoroscopy" means a medical imaging procedure that uses an X-
4 ray beam to take real-time footage of moving internal body parts
5 such as bones, muscles, joints, organs, and tissue to display a
6 consistent radiographic picture progressively onto a screen; and

7 3. "Interventional pain management" means the ~~practice of~~
8 medicine delivery of health care services devoted to the diagnosis
9 and treatment of chronic pain, through the use of such techniques
10 as:

- 11 a. ablation of targeted nerves,
- 12 b. percutaneous precision needle placement ~~within the~~
13 ~~spinal column~~ with placement of drugs such as local
14 anesthetics, steroids, and analgesics ~~in targeted~~
15 ~~areas of the spinal column, or~~
- 16 c. surgical techniques, such as laser or endoscopic
17 diskectomy, intrathecal infusion pumps and spinal cord
18 stimulators, or
- 19 d. fluoroscopy.

20 C. It shall be unlawful to practice or offer to practice
21 interventional pain management in this state unless such person ~~has:~~

- 22 1. Has been duly licensed under the provisions of the Oklahoma
23 Allopathic Medical and Surgical Licensure and Supervision Act or the
24 Oklahoma Osteopathic Medicine Act; or

1 2. Is a certified registered nurse anesthetist licensed in
2 accordance with the Oklahoma Nursing Practice Act who holds a valid
3 certification in Nonsurgical Pain Management from the National Board
4 of Certification and Recertification for Nurse Anesthetists and
5 practices in accordance with the certification.

6 ~~D. Nothing in this section shall be construed to forbid the~~
7 ~~administration of lumbar intra-laminar epidural steroid injections~~
8 ~~or peripheral nerve blocks by a certified registered nurse~~
9 ~~anesthetist when requested to do so by a physician and under the~~
10 ~~supervision of A certified registered nurse anesthetist who meets~~
11 ~~the criteria of subsection C of this section may:~~

12 1. Practice interventional pain management, except for surgical
13 techniques, in collaboration with an allopathic or osteopathic
14 physician licensed in this state and under conditions in which
15 timely on-site consultation by such allopathic or osteopathic
16 physician is available.

17 ~~E. A certified registered nurse anesthetist shall not operate;~~

18 2. Operate a freestanding pain management facility ~~without~~
19 ~~direct supervision of a~~ in collaboration with an allopathic or
20 osteopathic physician who is board-certified in interventional pain
21 management or its equivalent; and

22 3. Perform procedural sedation.

23 E. Nothing in this section shall authorize a Certified
24 Registered Nurse Anesthetist to prescribe or dispense any opioid or

1 any other controlled dangerous substance to be taken by the patient
2 off-site for the management of chronic pain.

3 SECTION 2. This act shall become effective November 1, 2023.

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