

SENATE FILE 2256  
BY COMMITTEE ON HUMAN RESOURCES

FILED FEB 7 1990

(SUCCESSOR TO SSB 2119.1)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the authority of physician assistants and  
2 advanced registered nurse practitioners to prescribe and  
3 supply prescription drugs and controlled substances.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2256

1 Section 1. Section 147.107, subsection 3, Code 1989, is  
2 amended to read as follows:

3 ~~3. A physician's assistant or~~ registered nurse may supply  
4 when pharmacist services are not reasonably available or when  
5 it is in the best interests of the patient, on the direct  
6 order of ~~the supervising physician~~ an authorized prescriber, a  
7 quantity of properly packaged and labeled prescription drugs,  
8 controlled substances, or contraceptive devices necessary to  
9 complete a course of therapy. However, a remote clinic,  
10 staffed by a ~~physician's assistant or~~ registered nurse, where  
11 pharmacy services are not reasonably available, shall secure  
12 the regular advice and consultation of a pharmacist regarding  
13 the distribution, storage, and appropriate use of such drugs,  
14 substances, and devices.

15 Sec. 2. Section 147.107, Code 1989, is amended by adding  
16 the following new subsections:

17 NEW SUBSECTION. 3A. A physician assistant or advanced  
18 registered nurse practitioner may supply, when pharmacist  
19 services are not reasonably available, or when it is in the  
20 best interests of the patient, a quantity of properly packaged  
21 and labeled prescription drugs, controlled substances, or  
22 medical devices necessary to complete a course of therapy.  
23 However, a remote clinic, staffed by a physician assistant, or  
24 an advanced registered nurse practitioner where pharmacy  
25 services are not reasonably available, shall secure the  
26 regular advice and consultation of a pharmacist regarding the  
27 distribution, storage, and appropriate use of such drugs,  
28 substances, and devices.

29 NEW SUBSECTION. 3B. Notwithstanding subsection 1, a  
30 physician may delegate the function of prescribing drugs,  
31 controlled substances, and medical devices to a physician  
32 assistant licensed pursuant to chapter 148C. When delegated  
33 prescribing occurs, the supervising physician's name shall be  
34 used, recorded, or otherwise indicated in connection with each  
35 individual prescription so that the individual who dispenses

1 or administers the prescription knows under whose delegated  
2 authority the physician assistant is prescribing. Until rules  
3 relating to the authority of physician assistants to prescribe  
4 drugs pursuant to this subsection are adopted by the board of  
5 physician assistant examiners, a physician assistant may  
6 prescribe drugs as a delegated act of the supervising  
7 physician.

5267 8 NEW SUBSECTION. 3C. Notwithstanding subsection 1, an  
9 advanced registered nurse practitioner licensed by the board  
10 of nursing may prescribe prescription drugs, controlled  
11 substances, or medical devices pursuant to a protocol with a  
12 collaborating physician. Until rules relating to the  
13 authority of advanced registered nurse practitioners to  
14 prescribe drugs pursuant to this subsection are adopted by the  
15 board of nursing, an advanced registered nurse practitioner  
16 may prescribe drugs pursuant to the protocols with the  
17 collaborating physician.

18 NEW SUBSECTION. 3D. For the purposes of this section,  
19 "advanced registered nurse practitioner" means a nurse with  
20 current active licensure as a registered nurse in Iowa who is  
21 prepared for advanced nursing practice by virtue of additional  
22 knowledge and skills gained through an organized postbasic  
23 program of nursing in a specialty area approved by the board.  
24 The advanced registered nurse practitioner is authorized by  
25 rule to practice advanced nursing. The advanced registered  
26 nurse practitioner may perform physician delegated functions  
27 under protocol, as defined by rule, on an interdisciplinary  
28 health care team.

29 Sec. 3. LIMITATION OF POWERS.

5268 30 This Act shall not be construed to limit the powers  
31 currently delegated or authorized by departmental rules to  
32 advanced registered nurse practitioners or physician  
33 assistants.

34 EXPLANATION

35 This bill allows a physician assistant or an advanced

1 registered nurse practitioner to supply prescription drugs,  
2 controlled substances, or medical devices necessary to  
3 complete a course of therapy when pharmacist services are not  
4 reasonably available or when it is in the best interest of the  
5 patient.

6 The bill allows a physician to delegate the function of  
7 prescribing drugs, controlled substances, or medical devices  
8 to a physician assistant. However, the delegating physician's  
9 name must be indicated in some way so as to notify the person  
10 dispensing or administering the prescription under whose  
11 delegated authority the physician assistant is prescribing.

12 The bill also allows an advanced registered nursing  
13 practitioner to prescribe drugs or controlled substances  
14 pursuant to protocol with a collaborating physician.

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SENATE FILE 2256

S-5269

1 Amend Senate File 2256 as follows:

2 1. Page 1, line 3, by striking the words  
3 "~~physician's assistant or~~" and inserting the words  
4 "physician's physician assistant or".

5 2. Page 1, line 6, by striking the words "~~the~~  
6 supervising-physician an authorized prescriber" and  
7 inserting the words "the supervising physician when  
8 required".

9 3. Page 1, line 10, by striking the words  
10 "~~physician's assistant or~~" and inserting the words  
11 "physician's physician assistant or".

12 4. By striking page 1, line 15, through page 2,  
13 line 33, and inserting the following:

14 "Sec. . . . NEW SECTION. 147.108 DELEGATION OF  
15 PRESCRIBING PRIVILEGE.

16 1. As used in this section, "advanced registered  
17 nurse practitioner" means a nurse with current active  
18 licensure as a registered nurse pursuant to chapter  
19 152 who is prepared for advanced nursing practice by  
20 virtue of additional knowledge and skills gained  
21 through an organized postbasic program of nursing in a  
22 specialty area approved by the board of nursing. An  
23 advanced registered nurse practitioner must be  
24 authorized by rule to practice advance nursing  
25 pursuant to certification required by the board of  
26 nursing.

27 2. As used in this section, "physician assistant"  
28 means a physician assistant licensed pursuant to  
29 chapter 148C.

30 3. As used in this section, "physician" means a  
31 person licensed to practice medicine and surgery  
32 pursuant to chapter 148, a person licensed to practice  
33 osteopathy pursuant to chapter 150, or a person  
34 licensed to practice osteopathic medicine and surgery  
35 pursuant to chapter 150A.

36 4. Notwithstanding section 147.107, an advanced  
37 registered nurse practitioner may be authorized to  
38 prescribe medical devices and prescription drugs other  
39 than controlled substances with the concurrence of a  
40 physician pursuant to protocols and guidelines  
41 established by rule and jointly adopted by the board  
42 of medical examiners and the board of nursing, after  
43 consultation with the board of pharmacy examiners.  
44 The rules adopted under this subsection shall address  
45 the types of substances which may be prescribed; the  
46 nature of the concurrence required; the education,  
47 training, and experience required; the nature of the  
48 nurse's practice; and the documentation required for  
49 prescriptions written pursuant to protocol. Notice of  
50 rulemaking shall be published in the administrative

Page 2

1 bulletin no later than January 10, 1991. Rules  
2 adopted under this subsection shall not limit or  
3 restrict the practice of advanced registered nurse  
4 practitioners existing on January 1, 1990.

5 5. Notwithstanding section 147.107, a physician  
6 may delegate the function of prescribing medical

S-5269

7 devices and prescription drugs other than controlled  
8 substances to a physician assistant pursuant to  
9 protocols and guidelines established by rule adopted  
10 by the board of medical examiners after consultation  
11 with the board of physician assistant examiners and  
12 the board of pharmacy examiners. The rules adopted  
13 under this subsection shall address the types of  
14 substances which may be prescribed; the level of  
15 supervision required; the education, training, and  
16 experience required; the nature of the practice; and  
17 the documentation required for prescriptions written  
18 pursuant to protocol. Notice of rulemaking shall be  
19 published in the administrative bulletin no later than  
20 January 10, 1991. Rules adopted under this subsection  
21 shall not limit or restrict the privileges existing  
22 for physician assistants on January 1, 1990."

By MICHAEL E. GRONSTAD

LARRY MURPHY

S-5259 FILED FEBRUARY 28, 1990 JOY CORNING

SENATE FILE 2256

S-5267

1 Amend Senate File 2256 as follows:

2 1. Page 1, line 31, by striking the words  
3 "controlled substances" and inserting the following:  
4 "schedule II through V controlled substances as  
5 defined in chapter 204 with the prescription of  
6 schedule II controlled substances limited to no more  
7 than a seventy-two hour supply".

8 2. Page 2, by striking lines 2 through 7 and  
9 inserting the following: "authority the physician  
10 assistant is prescribing. Rules relating to the  
11 authority of physician assistants to prescribe drugs,  
12 controlled substances, and medical devices pursuant to  
13 this subsection shall be adopted by the board of  
14 physician assistant examiners, as soon as possible  
15 after July 1, 1990, and in no event later than  
16 December 31, 1990."

17 3. Page 2, lines 10 and 11, by striking the words  
18 "controlled substances" and inserting the following:  
19 "schedule II through V controlled substances as  
20 defined in chapter 204 with the prescription of  
21 schedule II controlled substances, limited to no more  
22 than a seventy-two hour supply".

23 4. Page 2, by striking lines 12 through 17, and  
24 inserting the following: "collaborating physician.  
25 Rules relating to the authority of advanced registered  
26 nurse practitioners to prescribe drugs, controlled  
27 substances, and medical devices pursuant to this  
28 subsection shall be adopted by the board of nursing,  
29 as soon as possible after July 1, 1990, and in no  
30 event later than December 31, 1990."

31 5. Page 2, line 31, by inserting after the word  
32 "by" the following: "statute or".

33 6. Page 2, line 32, by striking the words "or  
34 physician" and inserting the following: ",  
35 physician".

36 7. Page 2, line 33, by inserting after the word  
37 "assistants" the following: ", or pharmacists".

By JIM RIORDAN

S-5267 FILED FEBRUARY 28, 1990

RIOGDAN, CH.  
STURCEDN  
CORNING

SSB 2119  
HUMAN RESOURCES

SENATE FILE 2256  
BY (PROPOSED COMMITTEE ON  
HUMAN RESOURCES BILL  
BY CHAIRPERSON HANNON)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
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