

# **WEST VIRGINIA LEGISLATURE**

**2020 REGULAR SESSION**

**SECOND ENGROSSMENT**

## **House Bill 4356**

BY DELEGATES HILL, ROHRBACH, PORTERFIELD AND

SUMMERS

[Introduced January 15, 2020; Referred to the  
Committee on Health and Human Resources.]



1 A BILL to amend and reenact §30-7-15 of the Code of West Virginia, 1931, as amended, relating  
2 to the administration of anesthetics.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 7. REGISTERED PROFESSIONAL NURSES.**

**§30-7-15. Administration of anesthetics.**

1 ~~In any case where it is lawful for a duly licensed physician or dentist practicing medicine~~  
2 ~~or dentistry under the laws of this state to administer anesthetics, such anesthetics may lawfully~~  
3 ~~be given and administered by any person (a) who has been licensed to practice registered~~  
4 ~~professional nursing under this article, and (b) who holds a diploma or certificate evidencing his~~  
5 ~~or her successful completion of the educational program of a school of anesthesia duly accredited~~  
6 ~~by the American association of nurse anesthetists: *Provided*, That such anesthesia is~~  
7 ~~administered by such person in the presence and under the supervision of such physician or~~  
8 ~~dentist~~

9 (a) In any case where it is lawful for a duly licensed physician or dentist practicing medicine  
10 or dentistry under the laws of this state to administer anesthetics, such anesthetics may lawfully  
11 be given and administered by any person (1) who has been licensed to practice registered  
12 professional nursing under this article, and (2) who hold a diploma or certificate evidencing his or  
13 her successful completion of the educational program of a school of anesthesia duly accredited  
14 by the Council on Accreditation of Nurse Anesthesia Educational Programs.

15 (b) The administration of anesthesia may be provided by a certified registered nurse  
16 anesthetist in cooperation with an anesthesiologist. If no anesthesiologist is readily available for  
17 medical cooperation on anesthesia services, the administration of anesthesia may be provided  
18 by a certified registered nurse anesthetist, in cooperation with a physician or dentist. Any act  
19 involving the determination, preparation, administration, or monitoring of anesthesia care and  
20 anesthesia care-related services may be lawfully provided by a certified registered nurse  
21 anesthetist who:

22 (1) Has been licensed to practice registered professional nursing under this article;

23 (2) Is licensed as an advanced practice registered nurse under this article;

24 (3) Has successfully completed the educational program of a school for nurse anesthetists

25 accredited by the Council on Accreditation of Nurse Anesthesia Educational Programs; and

26 (4) Is board certified as a certified registered nurse anesthetist by the National Board of

27 Certification and Recertification for Nurse Anesthetists.

28 (c) For purposes of this section, "cooperation" means a process in which the certified

29 registered nurse anesthetist and the physician or dentist work together with each contributing an

30 area of expertise, at their individual and respective levels of education and training.

NOTE: The purpose of this bill is to update the credentials for a certified nurse anesthetist who cooperates with a physician or dentist.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.