

4723-13-05

Criteria and standards for a licensed nurse delegating to a ~~trained~~ an unlicensed person.

- (A) A registered nurse may delegate a nursing task to a ~~trained~~ an unlicensed person if all the conditions for delegation set forth in this chapter are met.
- (B) A licensed practical nurse may delegate to a ~~trained~~ an unlicensed person only at the direction of the registered nurse and if all the conditions for delegation set forth in this chapter are met.
- (C) Except as otherwise authorized by law or this chapter, a licensed nurse may delegate to an unlicensed person the administration of only the following medications:
- (1) Over-the-counter topical medications to be applied to intact skin for the purpose of improving a skin condition or providing a barrier; and
 - (2) Over-the-counter eye drop, ear drop, and suppository medications, foot soak treatments, and enemas.
- ~~(C)~~(D) When Prior to delegating a nursing task to a ~~trained~~ an unlicensed person, the delegating nurse shall determine ~~that each of the following conditions are met:~~
- (1) That the nursing task is within the scope of practice of a ~~licensed~~ the delegating nurse as set forth in section 4723.01 of the Revised Code.
 - (2) That the nursing task is within the knowledge, skill, and ability of the nurse delegating the nursing task;
 - (3) That the nursing task is within the training, ability, and skill of the ~~trained~~ unlicensed person who will be performing the delegated nursing task;
 - (4) That the nursing task is delegable as specified in this rule
 - (5) That appropriate resources and support are available for the performance of the task and management of the outcome; and
 - ~~(6) That the trained unlicensed person shall perform the delegated task only as specified by the licensed nurse; and~~
 - ~~(7)~~(6) That adequate and appropriate supervision by ~~the~~ a licensed nurse of the performance of the nursing ~~activity or~~ task is available in accordance with rule 4732-13-07 of the Administrative Code.

~~(D)~~(E) Prior to the delegation of any nursing task, a licensed the delegating nurse shall:

- (1) Identify:
 - (a) The individual on whom the nursing task may be performed; and
 - (b) A specific time frame during which ~~this~~ the delegated nursing task may be performed.
- (2) Complete an evaluation of the conditions ~~which~~ that relate to the delegation of the nursing task to be performed, including:
 - (a) An evaluation of the individual who needs nursing care;
 - (b) The types of nursing care the individual requires;
 - (c) The complexity and frequency of the nursing care needed;
 - (d) The stability of the individual who needs nursing care; and
 - (e) A review of the evaluations performed by other licensed health care professionals.
- (3) Identify a nursing task as delegable if all of the following apply:
 - (a) The nursing task requires no judgment based on nursing knowledge and expertise on the part of the ~~trained~~ unlicensed person performing the task;
 - (b) The results of the nursing task are reasonably predictable;
 - (c) The nursing task can be safely performed according to exact, unchanging directions, with no need to alter the standard procedures for performing the task;
 - (d) The performance of the nursing task does not require complex observations or critical decisions be made with respect to the nursing task;

(e) The nursing task does not require repeated performance of nursing assessments; and

(f) The consequences of performing the nursing task improperly are minimal and not life-threatening.

~~(E)~~(F) The licensed delegating nurse shall be accountable for the ~~acts of delegation to and supervision of the trained~~ decision to delegate nursing tasks to an unlicensed person ~~in the performance of the delegated nursing task.~~

~~(F)~~(G) If a licensed nurse determines that ~~a trained~~ an unlicensed person is not correctly performing a delegated nursing task ~~according to the trained unlicensed person's training and direction~~, the licensed nurse shall immediately ~~withdraw the delegation~~ intervene.

~~(G)~~ A licensed nurse shall not be responsible for the delegation by another licensed health care practitioner to an unlicensed person.

Effective: 02/01/2007

R.C. 119.032 review dates: 10/11/2006 and 10/01/2011

CERTIFIED ELECTRONICALLY

Certification

01/05/2007

Date

Promulgated Under: 119.03
Statutory Authority: 4723.07
Rule Amplifies: 4723.01, 4723.07
Prior Effective Dates: 12/1/95, 2/1/02