

TO BE RESCINDED

4723-3-01 **Definition of terms.**

For the purpose of Chapters 4723-1 to 4723-23 of the Administrative Code, the following definitions shall apply:

- (A) "Active certificate" means the certificate or temporary certificate held by an individual who has fulfilled all the requirements of the board for initial certification or for certification renewal.
- (B) "Active license" means the license held by a registered or licensed practical nurse who has fulfilled all requirements of the board for initial licensure or for licensure renewal.
- (C) "Approved nursing education program" means one which meets the requirements of the board or the legal approving authority of another jurisdiction or foreign country and includes an approved professional nursing education program or an approved practical nursing education program.
- (D) "Board" means the Ohio board of nursing.
- (E) "Client" means the recipient of nursing care or dialysis care, which may include an individual, a group, or a community.
- (F) "Certificate" means:
 - (1) The certificate held by a dialysis technician;
 - (2) The certificate of authority held by a certified nurse-midwife, certified nurse practitioner, certified registered nurse anesthetist, or clinical nurse specialist; or
 - (3) The certificate to prescribe held by a certified nurse-midwife, certified nurse practitioner, or clinical nurse specialist.
- (G) "Curriculum" means the total of all theory components and laboratory experiences that must be successfully completed for admission to the nursing licensure examinations. Curriculum also means the total of all theory and clinical instruction in a dialysis training program that must be successfully completed by an individual in order to be eligible for a temporary certificate to practice as a dialysis technician.
- (H) "Endorsement" means the process by which a license to practice nursing as a

registered nurse or a licensed practical nurse is issued, in accordance with rules of the board; or the process by which a certificate, license, or other authorization to practice as a dialysis technician is issued in accordance with rules of the board.

- (1) For a registered nurse or a licensed practical nurse, this process includes verification that the license is in good standing for all jurisdictions, and verification either electronically from the "National Council of State Boards of Nursing" or by the jurisdiction of original licensure that such license was granted by examination and is in good standing, and for all jurisdictions in which the applicant is currently practicing nursing or most recently has practiced nursing as a licensed nurse, at the time of application, that such license was granted and is in good standing.
 - (2) For a dialysis technician, this process includes verification that the certificate, license, or other authorization to practice is in good standing in every jurisdiction in which the dialysis technician holds or has held a certificate, license, or other authorization to practice.
- (I) "Foreign educated nurse graduate" means a person who has completed a nursing education program which is not located within a national council of state boards of nursing jurisdiction.
- (J) "Inactive certificate" means the status of the certificate of an individual who has made a request in writing that the board place the certificate on inactive status and who has returned the certificate to the board. An individual with an inactive certificate does not hold a current, valid certificate.
- (K) "Inactive license" means the status of the license of an individual who has made a request in writing that the board place the license on inactive status and who has returned the license to the board. An individual with an inactive license does not hold a current, valid license.
- (L) "Jurisdiction", for a registered nurse or licensed practical nurse, means any state, territory, or political subdivision of the United States of America in which a board or legal approving authority regulates nurse licensure and nursing practice and maintains membership in the national council of state boards of nursing. For a dialysis technician, "jurisdiction" means any state, territory, or political subdivision of the United States of America in which a board or legal approving authority regulates dialysis technician certification and the practice of dialysis technicians.
- (M) "Lapsed certificate" means the status of the certificate of an individual who has failed to fulfill all requirements of certificate renewal, and who has failed to request that the board place the certificate on inactive status.

- (N) "Lapsed license" means the status of the license of a registered or licensed practical nurse who has failed to fulfill all requirements of licensure renewal and who has failed to request that the board place their license on inactive status.
- (O) "Medication" means any article recognized in the official United States pharmacopoeia, national formulary or any supplement intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in humans.
- (P) "Peer support program" means an organization that assists nurses or dialysis technicians who misuse drugs, alcohol or any mood-altering chemicals, or who have an illness as a result of any physical or mental condition.
- (Q) "Person" includes, without limitation, a natural person, a corporation, whether nonprofit or for profit, a partnership, a limited liability company, an unincorporated society or association, or two or more persons having a joint or common interest.
- (R) "Proper identification" means a set of descriptors by which the identity of an individual may be validated. The descriptors may include, but not be limited to, the following:
- (1) Name;
 - (2) Nurse license number;
 - (3) Dialysis technician certificate or temporary certificate number;
 - (4) Social security number;
 - (5) Date of birth;
 - (6) Place of birth;
 - (7) Name of prelicensure nursing education program;
 - (8) Name of the dialysis technician training program;
 - (9) Location of prelicensure nursing education program;
 - (10) Location of the dialysis technician training program;

- (11) Name of high school attended; or
- (12) Date of graduation from high school, or date general education development test (GED) was taken.
- (S) "Representative of the board" means an employee of the board or an individual designated by the board to act on its behalf.
- (T) "Revocation of a certificate" means that the certificate originally held by a certificate holder has been permanently declared null and void by disciplinary action taken by the board in accordance with Chapters 4723. and 119. of the Revised Code.
- (U) "Revocation of a license" means that the license originally held by a registered or licensed practical nurse has been permanently declared null and void by disciplinary action taken by the board in accordance with Chapters 4723. and 119. of the Revised Code.
- (V) "Temporary certificate" means a certificate held by a dialysis technician issued in accordance with section 4723.76 of the Revised Code.
- (W) "Unauthorized practice of nursing" means engaging in activities that violate the provisions of section 4723.03 of the Revised Code.

The unauthorized practice of nursing shall not be construed to prevent any person registered, certified, licensed, or otherwise legally authorized in this state under any law from engaging in the practice for which such person is registered, certified, licensed, or authorized. Individuals "legally authorized" includes, but is not limited to, individuals authorized pursuant to section 3313.713 of the Revised Code, MR/DD personnel authorized pursuant to sections 5123.41 to 5123.47 of the Revised Code, and individuals authorized pursuant to Chapter 4731. of the Revised Code.

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CERTIFIED ELECTRONICALLY

Certification

12/21/2007

Date

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