

4731-11-01 **Definitions.**

As used in Chapter 4731-11 of the Administrative Code:

(A) "Controlled substance" means a drug, compound, mixture, preparation, or substance included in schedule I, II, III, IV, or V pursuant to the provisions of Chapter 3719. of the Revised Code.

(B) "Controlled substance stimulant" means any drug, compound, mixture, preparation, or substance which is classified as a stimulant in controlled substance schedule II, III, or IV listed in section 3719.41 of the Revised Code, or which is classified as a stimulant in controlled substances schedule II, III, or IV pursuant to section 3719.43 or 3719.44 of the Revised Code.

(C) "Cross-coverage" means an agreement between an Ohio-licensed physician and another Ohio licensed physician or healthcare provider acting within the scope of their professional license under which the physician provides medical services for an active patient, as that term is defined in paragraph (D) of rule this rule, of the other physician or healthcare provider who is temporarily unavailable to conduct the evaluation of the patient.

(1) This type of agreement includes on-call coverage for after hours and weekends.

(2) For cross-coverage, the medical evaluation required by paragraph (C) of rule 4731-11-09 of the Administrative Code may be a limited evaluation conducted through interaction with the patient.

(D) For purposes of paragraph(D) of Rule 4731-11-09 of the Administrative Code, "active patient" as that term is used in paragraph (C) of this rule, means that within the previous twenty-four months the physician or other healthcare provider acting within the scope of their professional license conducted at least one in-person medical evaluation of the patient or an evaluation of the patient through the practice of telemedicine as that term is defined in 21 C.F.R. 1300.04, in effect on March 23, 2017.

~~(C)~~(E) "Utilize a controlled substance or controlled substance stimulant" means to prescribe, administer, dispense, supply, sell or give a controlled substance or controlled substance stimulant.

~~(D)~~(F) "Recognized contraindication" means any contraindication to the use of a drug which is listed in the United States food and drug administration (hereinafter, "F.D.A.") approved labeling for the drug, or which the board determines to be accepted as a contraindication.

~~(E)~~(G) "The board" means the state medical board of Ohio.

~~(F)~~(H) "BMI" means body mass index, calculated as a person's weight in kilograms divided by height in meters squared.

~~(G)~~(I) "Physician" means an individual holding a certificate under Chapter 4731. of the Revised Code to practice medicine and surgery, osteopathic medicine and surgery, or podiatric medicine and surgery and practicing within his or her scope of practice as defined by section 4731.51 of the Revised Code.

~~(H)~~(J) "Board certified addictionologist or addiction psychiatrist" means a medical doctor or doctor of osteopathic medicine and surgery who holds one of the following certifications:

- (1) Subspecialty board certification in addiction psychiatry from the american board of psychiatry and neurology;
- (2) Board certification in addiction medicine from the american board of addiction medicine;
- (3) Certification from the American society of addiction medicine; or
- (4) Board certification with additional qualification in addiction medicine from the American osteopathic association.

~~(I)~~(K) "Office based opioid treatment", or "obot", means treatment of opioid addiction utilizing a schedule III, IV or V controlled substance narcotic.

~~(J)~~(L) "~~Opioid treatment program", or "OTP", sometimes referred to as a "methadone clinic", means a program licensed by the state to administer or dispense schedule II controlled substance narcotics in the maintenance or detoxification treatment of opioid addiction.~~

Effective:

Five Year Review (FYR) Dates: 01/31/2020

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 4731.05; 4731.74
Rule Amplifies: 4731.22; 4731.74
Prior Effective Dates: 11/17/86; 10/31/98; 9/1/00; 1/31/15