



www.lsc.ohio.gov

OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
and Drafting

Legislative Budget
Office

H.B. 89
135th General Assembly

Fiscal Note & Local Impact Statement

[Click here for H.B. 89's Bill Analysis](#)

Version: As Reported by House Public Health Policy

Primary Sponsors: Reps. Hillyer and Abdullahi

Local Impact Statement Procedure Required: No

Ryan Sherrock, Economist

Highlights

- The Ohio Board of Nursing and the State Medical Board of Ohio may experience costs to adopt rules or to investigate any potential violations of the bill.

Detailed Analysis

The bill prohibits a registered nurse (RN), advanced practice registered nurse (APRN), physician assistant (PA), physician, medical resident, or student actively pursuing education to become an RN, APRN, PA, or physician from performing or authorizing another individual from performing a pelvic, prostate, or rectal examination on an anesthetized or unconscious patient except in limited circumstances. The bill also specifies how medical providers must obtain informed consent for examinations. The bill authorizes the appropriate licensing board to take disciplinary action for violations of this prohibition. The State Medical Board of Ohio and the Ohio Board of Nursing regulate the impacted professionals. Thus, these boards may experience costs to investigate violations and to take disciplinary action against a provider for any violations, as well as to adopt any necessary rules. The costs will depend on the number and scope of investigations. However, it is anticipated that the number of violations would be few. It is possible that a government-owned hospital may need to update consent forms or practices to comply with the bill.