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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 789 Session of  
2017

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INTRODUCED BY CHRISTIANA, BENNINGHOFF, D. COSTA, DOWLING,  
GODSHALL, HICKERNELL, PHILLIPS-HILL, F. KELLER, KORTZ, MAHER,  
MATZIE, McCLINTON, MENTZER, MURT, ORTITAY, RYAN, SAYLOR,  
SIMMONS, SONNEY AND STURLA, MARCH 10, 2017

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REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, MARCH 10, 2017

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AN ACT

1 Amending the act of December 20, 1985 (P.L.457, No.112),  
2 entitled "An act relating to the right to practice medicine  
3 and surgery and the right to practice medically related acts;  
4 reestablishing the State Board of Medical Education and  
5 Licensure as the State Board of Medicine and providing for  
6 its composition, powers and duties; providing for the  
7 issuance of licenses and certificates and the suspension and  
8 revocation of licenses and certificates; providing penalties;  
9 and making repeals," providing for the provision and  
10 supervision of anesthesia care.

11 The General Assembly of the Commonwealth of Pennsylvania  
12 hereby enacts as follows:

13 Section 1. The act of December 20, 1985 (P.L.457, No.112),  
14 known as the Medical Practice Act of 1985, is amended by adding  
15 a section to read:

16 Section 45.1. Provision and supervision of anesthesia care.

17 (a) General rule.--Anesthesia care in a hospital shall be  
18 provided by any of the following:

19 (1) An anesthesiologist.

20 (2) A qualified physician.

21 (3) A physician enrolled in a residency program in

1 anesthesia or oral surgery.

2 (4) A dentist anesthetist.

3 (5) A nurse anesthetist authorized by the State Board of  
4 Nursing to provide anesthesia care and who is under the  
5 supervision of either of the following:

6 (i) An anesthesiologist.

7 (ii) The operating physician.

8 (6) A supervised student nurse trainee enrolled in a  
9 course approved by the American Association of Nurse  
10 Anesthetists.

11 (b) Regulation.--Nothing in this section shall affect the  
12 provisions of 28 Pa. Code § 123.7 (relating to dental  
13 anesthetist and nurse anesthetist qualifications). Nothing in  
14 this section shall be construed to authorize the board to  
15 regulate nurse anesthetists.

16 Section 2. This act shall take effect in 60 days.