

# As Introduced

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S. B. No. 117

SENATORS Austria, Randy Gardner, Mumper

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## A B I L L

To enact section 4729.70 of the Revised Code to  
establish requirements for devices containing  
medical gases and to require the State Board of  
Pharmacy to establish a medical gases safety  
program.

### BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

**Section 1.** That section 4729.70 of the Revised Code be  
enacted to read as follows:

**Sec. 4729.70.** (A) The state board of pharmacy shall establish  
and implement a medical gases safety program to ensure that  
devices containing medical gases meet the requirements of this  
section and are properly handled.

(B) Each device that contains a medical gas shall meet the  
following requirements:

(1) Either the top one-fourth of the device, which may  
include a hand grip on the top of the device, or the name of the  
medical gas contained in the device as printed on a transparent  
wrap that completely encircles the device, shall be color coded as  
follows:

(a) Air - yellow;

(b) Carbon dioxide - gray; 20

(c) Cyclopropane - orange; 21

(d) Helium - brown; 22

(e) Nitrogen - black; 23

(f) Nitrous oxide - blue; 24

(g) Oxygen - green. 25

The colors specified in this division may not be used for any 26  
gas other than those specified in this division. 27

(2) A new label shall be affixed to the device if it is to be 28  
used for a medical gas other than the medical gas the device 29  
previously held. If possible, the old label shall be completely 30  
removed from the device and replaced with the new label. If 31  
removal is not possible, the new label, at a minimum, shall 32  
completely cover the old label. 33

(3) If, pursuant to division (B)(1) of this section, only the 34  
transparent wrap is used, the connector between the device that 35  
contains the medical gas and the valve through which the medical 36  
gas is delivered shall be one of the following: 37

(a) A threaded or socket connection that is silver brazed or 38  
welded to the valve. If the connection is silver brazed, the 39  
silver content shall be at least forty-three per cent. 40

(b) A permanent and integral part of the valve; 41

(c) A device that indicates when it has been tampered with. 42

(4) No device that previously contained a medical gas shall 43  
be used to hold a gas that is not a medical gas. No device that 44  
previously contained a gas that is not a medical gas shall be used 45  
to hold a medical gas. 46

(C) No person shall remove a connector between a device that 47  
contains medical gas and the valve through which the medical gas 48

is delivered or replace the connector with another connector  
unless the person meets standards the board establishes by rule. A  
person who violates this division is guilty of tampering with  
drugs pursuant to section 2925.24 of the Revised Code.

(D) All employees who are responsible for installing or  
changing a device that contains a medical gas shall be trained  
regarding the proper handling of medical gases, including  
recognizing the labelling of devices that contain medical gas.

(E) The board shall adopt, in accordance with Chapter 119. of  
the Revised Code, rules to implement the program. The rules shall  
include criteria to ensure that individuals who modify existing  
containers to comply with rules adopted under this section are  
qualified individuals who know proper safety precautions  
concerning medical gases and devices that deliver medical gases.