

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Engrossed Committee Substitute for Senate Bill 810

BY SENATORS RUCKER, FULLER, TAYLOR, BARTLETT,
ROSE, ROBERTS, MAYNARD, HART, AND HELTON

[Reported March 24, 2025, from the Committee on
Government Organization]

1 A BILL to amend and reenact §30-7-15 of the Code of West Virginia, 1931, as amended, relating
2 to clarifying the qualifications required for the administration of anesthesia and chronic
3 pain practice by certain licensed nurses.

Be it enacted by the Legislature of West Virginia:

ARTICLE 7. REGISTERED PROFESSIONAL NURSES.

§30-7-15. Administration of anesthetics.

1 ~~In any case where it is lawful for a duly licensed physician or dentist practicing medicine~~
2 ~~or dentistry under the laws of this state to administer anesthetics, such anesthetics may lawfully~~
3 ~~be given and administered by any person (a) who has been licensed to practice registered~~
4 ~~professional nursing under this article, and (b) who holds a diploma or certificate evidencing his~~
5 ~~or her successful completion of the educational program of a school of anesthesia duly accredited~~
6 ~~by the American association of nurse anesthetists: *Provided, That such anesthesia is*~~
7 ~~administered by such person in the presence and under the supervision of such physician or~~
8 ~~dentist.~~

9 (a) A certified registered nurse anesthetist may administer anesthesia in cooperation with
10 a physician, dentist, or podiatrist when providing the anesthesia.

11 (1) As used in this section, "cooperation" means a process in which the certified registered
12 nurse anesthetist and the physician, dentist, or podiatrist work together as a team with each
13 contributing an area of expertise at their individual and respective levels of education and training.
14 At all times during such cooperation, the medical or dental care of the patient is directed by the
15 physician, dentist, or podiatrist.

16 (2) A dentist may cooperate with a certified registered nurse anesthetist under this section
17 only if he or she holds an anesthesia permit pursuant to article §30-4A-1 et seq. of this code.

18 (3) The physician, dentist, or podiatrist is not liable for any act or omission of a certified
19 registered nurse anesthetist who orders or administers anesthetics under this section.

20 (b) A certified registered nurse anesthetist lawfully may perform acts that determine,
21 prepare, administer, and monitor anesthesia care and anesthesia care-related services if he or
22 she:

23 (1) Has at any time held a registered professional nursing license under this article; and

24 (2) Holds a current advanced practice registered nurse license under this article; and

25 (3) Has completed successfully a nurse anesthetist educational program at a nationally
26 accredited graduate or post-graduate advanced practice registered nurse educational institution;
27 and

28 (4) Holds current certification by a national certifying body recognized by the Board of
29 Nursing in the advanced practice registered nurse role and population foci appropriate for
30 educational preparation.

31 (c) A certified registered nurse anesthetist does not have independent practice authority.

32 (d) A licensed advanced practice registered nurse practicing in the role of certified
33 registered nurse anesthetist may only use the title "certified registered nurse anesthetist",
34 "CRNA", "advanced practice registered nurse", or "APRN".

35 (e) On or before July 1, 2026, and annually thereafter, the Board of Nursing shall report to
36 the Legislature regarding the implementation and impact of this section. The report shall include:

37 (1) Any problems or issues that have been reported to the board by hospitals, dental
38 offices, podiatrist offices, ambulatory surgical centers, and all other locations where nurse
39 anesthetists are authorized to practice in the state; and

40 (2) Any treatment complications resulting from the administration of anesthesia by certified
41 registered nurse anesthetists.