



Retail Seller of Medical Oxygen – Requirements of Sale

Please review Ohio Administrative Code (OAC) rules, [4729-22-01 through 4729-22-04](#), which apply to retail sellers of medical oxygen.

- Your terminal distributor of dangerous drugs (TDDD) license authorizes you only to sell medical oxygen at retail to patients pursuant to an order from a prescriber. Refer to OAC 4729-22-02.
- If you are selling oxygen to an Ohio business (i.e., physician's office, nursing home, etc.) rather than making a patient specific sale, then you are conducting a wholesale sale and need a wholesale distributor of dangerous drugs (WDDD) license. The WDDD license application is on our website. Note: Before you sell oxygen as a WDDD to an Ohio business, you must verify that the purchaser is appropriately licensed to purchase it from you pursuant to OAC [4729-9-12](#). The TDDD license of the purchaser must be in the facility/business name (i.e., Nursing Home name, NOT Pharmacy name & Nursing Home name). If the prescriber's business does not have a TDDD license, they must prove to you that they are exempt (ex., single prescriber shareholder). Rarely is an individual prescriber purchasing medical oxygen, rather the business is doing the purchasing. Therefore, the business must be appropriately licensed. Refer to ORC 4729.51.
- Depending on your business sales, you may need both TDDD & WDDD licenses.
- If you are only conducting wholesale sales and therefore do not need the RSOX TDDD license, you must discontinue the TDDD license using the Written Notice of Discontinuing Business form that can be found on our website. Refer to Ohio Revised Code [4729.62](#) and OAC [4729-9-07](#).
- If you are placing contingency stock oxygen into an entity like a nursing home facility (i.e., you are maintaining ownership, getting the prescriber's order, and billing the patient when it is used), you must have a TDDD license for each physical location where the oxygen will be located.
- If you have any questions or concerns, please contact the Board's Licensing Department at 614-466-4143.

