

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 305 Session of
2015

INTRODUCED BY MCGARRIGLE, BAKER, SCARNATI, VULAKOVICH, TEPLITZ,
MENSCH, YAW, FONTANA, HUTCHINSON, SCHWANK, YUDICHAK, ALLOWAY,
PILEGGI, WHITE, RAFFERTY, WOZNIAK, COSTA, HUGHES, WILEY,
DINNIMAN AND LEACH, JANUARY 23, 2015

SENATOR TOMLINSON, CONSUMER PROTECTION AND PROFESSIONAL
LICENSURE, AS AMENDED, APRIL 15, 2015

AN ACT

1 Amending the act of September 27, 1961 (P.L.1700, No.699),
2 entitled "An act relating to the regulation of the practice
3 of pharmacy, including the sales, use and distribution of
4 drugs and devices at retail; and amending, revising,
5 consolidating and repealing certain laws relating thereto,"
6 further providing for the authority to administer injectable
7 medications, biologicals and immunizations.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Section 9.2 of the act of September 27, 1961
11 (P.L.1700, No.699), known as the Pharmacy Act, added June 29,
12 2002 (P.L.673, No.102), is amended to read:

13 Section 9.2. Authority to Administer Injectable Medications,
14 Biologicals and Immunizations.--(a) [Within eighteen months
15 from the effective date of this section, the] The board shall by
16 regulation establish education and training standards and
17 practice guidelines pursuant to which pharmacists shall be
18 authorized to administer injectable medications, biologicals and
19 immunizations to persons who are more than eighteen years of age

1 and influenza immunizations by injectable or needle-free
2 delivery methods to persons ~~seven~~ NINE years of age and older. <--
3 Such standards and guidelines shall include, but not be limited
4 to, the following:

5 (1) Satisfactory completion of an academic and practical
6 curriculum approved by the board that includes the current
7 guidelines and recommendations of the Centers for Disease
8 Control and Prevention in the Public Health Service of the
9 United States Department of Health and Human Services, the
10 American Council on Pharmaceutical Education or a similar health
11 authority or professional body and includes, but is not limited
12 to, disease epidemiology, vaccine characteristics, injection
13 technique, emergency response to adverse events and related
14 topics.

15 (2) Maintenance of a current cardiopulmonary resuscitation
16 (CPR) certificate acceptable to the board.

17 (3) That the administration of injectable medications,
18 biologicals and immunizations be in accordance with a definitive
19 set of treatment guidelines established by a physician and the
20 Centers for Disease Control and Prevention, Advisory Committee
21 on Immunization Practices guidelines or another competent
22 authority approved by the board.

23 (4) That a minimum of two hours of the thirty-hour
24 requirement for continuing education for license renewal be
25 dedicated to this area of practice.

26 (5) For individuals under eighteen years of age, parental
27 consent must be obtained prior to administration. Administration
28 of influenza immunizations by injectable or needle-free delivery
29 methods shall be in accordance with the immunization schedule
30 established by the Centers for Disease Control and Prevention.

1 (6) Maintain a level of professional liability insurance
2 coverage in the minimum amount of one million dollars
3 (\$1,000,000) per occurrence or claims made. Failure to maintain
4 insurance coverage as required shall subject the licensees to
5 disciplinary proceedings. The board shall accept as satisfactory
6 evidence of insurance coverage any of the following:

7 (i) personally purchased liability insurance;

8 (ii) professional liability insurance coverage provided by
9 the individual licensee's employer; or

10 (iii) similar insurance coverage acceptable to the board.

11 (7) Notification of the individual's primary care provider,
12 if known, within ~~seventy-two~~ FORTY-EIGHT hours of <--
13 administration.

14 (b) A pharmacist's authority to administer injectable
15 medications, biologicals and immunizations shall not be
16 delegated to any other person. A pharmacy intern who has
17 completed a course of education and training which meets the
18 requirements of subsection (a)(1) and (2) may administer
19 injectable medications, biologicals and immunizations to persons
20 who are more than eighteen years of age and influenza
21 immunizations by injectable or needle-free delivery methods to
22 persons ~~seven~~ NINE years of age and older only under the direct, <--
23 immediate and personal supervision of a pharmacist holding the
24 authority to administer injectable medications, biologicals and
25 immunizations.

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