

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 626 Session of 2017

INTRODUCED BY MCGARRIGLE, SCARNATI, VULAKOVICH, YAW, MENSCH,
RAFFERTY, ARGALL, YUDICHAK AND WARD, APRIL 18, 2017

REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,
APRIL 18, 2017

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 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, amended June 26,
12 2015 (P.L.29, No.8), is amended to read:

13 Section 9.2. Authority to Administer Injectable Medications,
14 Biologicals and Immunizations.--(a) The board shall by
15 regulation establish education and training standards and
16 practice guidelines pursuant to which pharmacists shall be
17 authorized to administer injectable medications, biologicals and
18 immunizations to persons who are more than [eighteen] nine years
19 of age [and influenza immunizations] by injectable or needle-
20 free delivery methods [to persons nine years of age and older].

Such standards and guidelines shall include, but not be limited to, the following:

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

(1.1) That the board shall accept as proof of education and training the immunization credentials or a license of an individual who, at the time of filing an application is licensed as a pharmacist and has immunization credentials or a license, if applicable, in another state, territory or possession of the United States.

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

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

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

(5) For individuals under eighteen years of age, that

parental consent be obtained prior to administration.
Administration of [influenza] immunizations by injectable or
needle-free delivery methods shall be in accordance with the
immunization schedule established by the Centers for Disease
Control and Prevention, the Advisory Committee on Immunization
Practices or another competent authority approved by the board.

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

- (i) personally purchased liability insurance;
- (ii) professional liability insurance coverage provided by
the individual licensee's employer; or
- (iii) similar insurance coverage acceptable to the board.

(7) Notification of the individual's primary care provider,
if known, within forty-eight hours of administration.

(b) A pharmacist's authority to administer injectable
medications, biologicals and immunizations shall not be
delegated to any other person. A pharmacy intern who has
completed a course of education and training which meets the
requirements of subsection (a)(1) and (2) may administer
injectable medications, biologicals and immunizations to persons
who are more than [eighteen] nine years of age [and influenza
immunizations] by injectable or needle-free delivery [methods to
persons nine years of age and older] only under the direct,
immediate and personal supervision of a pharmacist holding the
authority to administer injectable medications, biologicals and
immunizations.

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