

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 776 Session of 2013

INTRODUCED BY GROVE, DELOZIER, KORTZ, CALTAGIRONE, BIZZARRO, DAVIS, ROCK, BARRAR, COHEN, KAUFFMAN, TALLMAN, MUSTIO, ELLIS, GALLOWAY, GIBBONS, FARRY, HESS, GINGRICH, WHITE, BURNS, BENNINGHOFF, M. K. KELLER, GABLER, FABRIZIO, EVERETT, BOBACK AND REED, FEBRUARY 25, 2013

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, FEBRUARY 25, 2013

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

1 immunizations to [persons who are more than eighteen years of
2 age] individuals seven years of age and older. Such standards
3 and guidelines shall include, but not be limited to, the
4 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
20 approved by the board.

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

24 (5) For individuals under eighteen years of age, that prior
25 parental consent must be obtained and that pharmacists are
26 restricted to administering only immunizations. Administration
27 of immunizations shall be in accordance with the immunization
28 schedule established by the Centers for Disease Control and
29 Prevention.

30 (6) Maintenance of a level of professional liability

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

6 (i) Personal purchased liability insurance.

7 (ii) Professional liability insurance coverage provided by
8 the individual licensee's employer.

9 (iii) Similar insurance coverage acceptable to the board.

10 (7) That notification by the pharmacist be provided to the
11 individual's primary care provider, if known, within seventy-two
12 hours of administration.

13 (b) [A] (1) Except as set forth in clause (2), a
14 pharmacist's authority to administer injectable medications,
15 biologicals and immunizations shall not be delegated to any
16 other person.

17 (2) A pharmacy intern who has completed a course of
18 education and training which meets the requirements of
19 subsection (a) (1) and (2) may administer injectable medications,
20 biologicals and immunizations only under the direct, immediate
21 and personal supervision of a pharmacist holding the authority
22 to administer injectable medications, biologicals and
23 immunizations.

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