

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 819 Session of 2013

INTRODUCED BY ERICKSON, BAKER, RAFFERTY, WAUGH, EICHELBERGER, WHITE, FONTANA, STACK, MENSCH, YUDICHAK, ALLOWAY, KASUNIC, VOGEL, FERLO, HUGHES, SOLOBAY, WILEY AND BLAKE, APRIL 10, 2013

SENATOR TOMLINSON, CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, AS AMENDED, JUNE 17, 2014

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 <--

1 ~~aged to individuals~~ AND INFLUENZA IMMUNIZATIONS BY INJECTABLE OR <--  
2 NEEDLE-FREE DELIVERY METHODS TO PERSONS seven years of age and  
3 older. Such standards and guidelines shall include, but not be  
4 limited 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~~, <--  
20 the Centers for Disease Control and Prevention, Advisory  
21 Committee on Immunization Practices guidelines or another  
22 competent 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 18 EIGHTEEN years of age, parental <--  
27 consent must be obtained prior to administration. Administration  
28 of immunizations INFLUENZA IMMUNIZATIONS BY INJECTABLE OR <--  
29 NEEDLE-FREE DELIVERY METHODS shall be in accordance with the  
30 immunization schedule established by the Centers for Disease

1 Control and Prevention.

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

8 (i) personally purchased liability insurance;

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

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

12 (7) Notification of the individual's primary care provider,  
13 if known, within seventy-two hours of 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 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.