

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 AND WHITE, JANUARY 23, 2015

REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, JANUARY 23, 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 years of age and older. Such  
3 standards and guidelines shall include, but not be limited to,  
4 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 hours of administration.

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

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