

COMMITTEE ON HEALTH AND HUMAN SERVICES

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2164

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 32, chapter 18, article 3, Arizona Revised Statutes,
3 is amended by adding section 32-1974, to read:

4 32-1974. Pharmacists; administration of immunizations, vaccines
5 and emergency medications; certification; reporting
6 requirements; list of prescription only
7 medications; advisory committee; definition

8 A. EXCEPT AS PRESCRIBED PURSUANT TO SUBSECTION G OF THIS SECTION, A
9 PHARMACIST WHO IS LICENSED PURSUANT TO THIS CHAPTER AND WHO MEETS THE
10 REQUIREMENTS OF THIS SECTION MAY ADMINISTER THE FOLLOWING TO ADULTS WITHOUT A
11 PRESCRIPTION ORDER PURSUANT TO RULES AND PROTOCOLS ADOPTED BY THE BOARD
12 PURSUANT TO THIS SECTION:

13 1. IMMUNIZATIONS OR VACCINES LISTED IN THE UNITED STATES CENTERS FOR
14 DISEASE CONTROL AND PREVENTION'S RECOMMENDED ADULT IMMUNIZATION SCHEDULE.

15 2. IMMUNIZATIONS OR VACCINES RECOMMENDED BY THE UNITED STATES CENTERS
16 FOR DISEASE CONTROL AND PREVENTION'S HEALTH INFORMATION FOR INTERNATIONAL
17 TRAVEL.

18 B. A PHARMACIST WHO WISHES TO ADMINISTER IMMUNIZATIONS AND VACCINES
19 PURSUANT TO SUBSECTION A OF THIS SECTION MUST BE CERTIFIED TO DO SO BY THE
20 BOARD. THE BOARD SHALL ISSUE A CERTIFICATE TO A PHARMACIST WHO MEETS BOARD
21 REQUIREMENTS FOR CERTIFICATION AS PRESCRIBED BY THE BOARD BY RULE.

22 C. A PHARMACIST WHO IS CERTIFIED TO ADMINISTER IMMUNIZATIONS AND
23 VACCINES PURSUANT TO THIS SECTION MAY ADMINISTER EMERGENCY MEDICATION TO
24 MANAGE AN ACUTE ALLERGIC REACTION TO AN IMMUNIZATION OR VACCINE.

25 D. A PHARMACIST WHO ADMINISTERS AN IMMUNIZATION, VACCINE OR EMERGENCY
26 MEDICATION PURSUANT TO THIS SECTION MUST:

1 1. REPORT THE ADMINISTRATION TO THE PERSON'S PRIMARY CARE PROVIDER OR
2 PHYSICIAN, IF THE PRIMARY CARE PROVIDER OR PHYSICIAN IS AVAILABLE, WITHIN
3 FORTY-EIGHT HOURS AFTER ADMINISTERING THE IMMUNIZATION, VACCINE OR EMERGENCY
4 MEDICATION AND AS PRESCRIBED BY THE BOARD BY RULE.

5 2. REPORT INFORMATION TO ANY ADULT IMMUNIZATION INFORMATION SYSTEM OR
6 VACCINE REGISTRY ESTABLISHED BY THE DEPARTMENT OF HEALTH SERVICES.

7 3. MAINTAIN A RECORD OF THE IMMUNIZATION PURSUANT TO TITLE 12, CHAPTER
8 13, ARTICLE 7.1 AND AS PRESCRIBED BY THE BOARD BY RULE.

9 4. PARTICIPATE IN ANY FEDERAL VACCINE ADVERSE EVENT REPORTING SYSTEM
10 OR SUCCESSOR DATABASE.

11 E. THE PATIENT'S PRIMARY CARE PROVIDER IS IMMUNE FROM CIVIL LIABILITY
12 FOR ANY ADVERSE REACTION, COMPLICATION OR NEGATIVE OUTCOME ARISING FROM THE
13 ADMINISTRATION OF ANY IMMUNIZATION, VACCINE OR EMERGENCY MEDICATION BY A
14 PHARMACIST TO A PATIENT PURSUANT TO THIS SECTION.

15 F. THE BOARD SHALL ADOPT RULES FOR THE ADMINISTRATION OF VACCINES OR
16 IMMUNIZATIONS PURSUANT TO THIS SECTION REGARDING:

17 1. PROTOCOLS THAT ARE BASED ON PROTOCOLS APPROVED BY THE UNITED STATES
18 CENTERS FOR DISEASE CONTROL AND PREVENTION AND ANY ADVISORY COMMITTEE
19 APPOINTED BY THE BOARD FOR THE PURPOSE OF RECOMMENDING PROTOCOLS.

20 2. RECORD KEEPING AND REPORTING REQUIREMENTS.

21 3. REQUIREMENTS AND QUALIFICATIONS FOR PHARMACIST CERTIFICATION
22 PURSUANT TO THIS SECTION.

23 4. VACCINE INFORMATION AND EDUCATIONAL MATERIALS FOR THOSE REQUESTING
24 VACCINES AND IMMUNIZATIONS.

25 5. THE ADMINISTRATION OF EMERGENCY MEDICATION PURSUANT TO THIS
26 SECTION.

27 G. THE DEPARTMENT OF HEALTH SERVICES, BY RULE, SHALL ESTABLISH AND
28 MAINTAIN A LIST OF IMMUNIZATIONS OR VACCINES THAT MAY BE ADMINISTERED BY A
29 PHARMACIST ONLY PURSUANT TO A PRESCRIPTION ORDER. IN ADOPTING AND
30 MAINTAINING THIS LIST, THE DEPARTMENT IS EXEMPT FROM THE RULE MAKING
31 REQUIREMENTS OF TITLE 41, CHAPTER 6. THE DEPARTMENT SHALL ADOPT ITS INITIAL
32 RULES WITHIN SIX MONTHS AFTER RECEIPT OF THE RECOMMENDATIONS OF THE ADVISORY

1 COMMITTEE APPOINTED BY THE BOARD AND SHALL HOLD ONE PUBLIC HEARING BEFORE
2 IMPLEMENTING THE RULES AND ANY AMENDMENTS TO THE RULES. THE LIST SHALL
3 INCLUDE THOSE IMMUNIZATIONS OR VACCINES LISTED IN THE UNITED STATES CENTERS
4 FOR DISEASE CONTROL AND PREVENTION'S RECOMMENDED ADULT IMMUNIZATION SCHEDULE
5 OR RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE CONTROL AND
6 PREVENTION'S HEALTH INFORMATION FOR INTERNATIONAL TRAVEL THAT HAVE ADVERSE
7 REACTIONS THAT COULD CAUSE SIGNIFICANT HARM TO A PATIENT'S HEALTH. A
8 PHARMACIST MAY NOT ADMINISTER IMMUNIZATIONS OR VACCINES WITHOUT A
9 PRESCRIPTION ORDER PURSUANT TO THIS SECTION BEFORE THE DEPARTMENT HAS
10 ESTABLISHED THE LIST PURSUANT TO THIS SUBSECTION. THE BOARD MAY NOT
11 AUTHORIZE A PHARMACIST TO ADMINISTER NEW IMMUNIZATIONS OR VACCINES WITHOUT A
12 PRESCRIPTION ORDER PURSUANT TO THIS SECTION UNTIL THE DEPARTMENT REVIEWS THE
13 NEW IMMUNIZATIONS AND VACCINES TO DETERMINE IF THEY SHOULD BE ADDED TO THE
14 LIST ESTABLISHED PURSUANT TO THIS SUBSECTION.

15 H. THE BOARD MAY APPOINT AN ADVISORY COMMITTEE TO ASSIST THE BOARD IN
16 ADOPTING AND AMENDING RULES AND DEVELOPING PROTOCOLS RELATING TO THE
17 ADMINISTRATION OF IMMUNIZATIONS, VACCINES AND EMERGENCY MEDICATIONS AND
18 CERTIFICATION REQUIREMENTS.

19 I. FOR THE PURPOSES OF THIS SECTION, "EMERGENCY MEDICATION" MEANS
20 EMERGENCY EPINEPHRINE AND DIPHENHYDRAMINE.

21 Sec. 2. Immunizations and vaccines advisory committee;
22 membership; duties

23 A. The board of pharmacy shall appoint an immunizations and vaccines
24 advisory committee to assist the board in adopting and amending rules and
25 developing protocols relating to the administration of immunizations,
26 vaccines and emergency medications and certification requirements pursuant to
27 section 32-1974, Arizona Revised Statutes. The advisory committee shall also
28 make recommendations to the department of health services regarding the list
29 required pursuant to that section.

30 B. The advisory committees shall include the following members who
31 have significant experience and expertise in immunizations or vaccines:

- 32 1. Two pharmacists who are licensed pursuant to this chapter.

1 2. One physician who is licensed pursuant to title 32, chapter 13,
2 Arizona Revised Statutes, and who specializes in primary care.

3 3. One physician who is licensed pursuant to title 32, chapter 17,
4 Arizona Revised Statutes, and who specializes in primary care.

5 4. One registered nurse who is licensed pursuant to title 32, chapter
6 15, Arizona Revised Statutes, and who has prescribing and dispensing
7 authority.

8 5. One physician assistant who is licensed pursuant to title 32,
9 chapter 25, Arizona Revised Statutes.

10 6. One representative from a nonprofit immunization organization that
11 works to establish a comprehensive, sustained community program for the
12 immunization of the citizens of this state.

13 C. Advisory committee members are not eligible for compensation or
14 reimbursement of expenses.

15 Sec. 3. Delayed repeal

16 Section 2 of this act, relating to the immunizations and vaccines
17 advisory committee, is repealed from and after December 31, 2011."

18 Amend title to conform

and, as so amended, it do pass

NANCY K. BARTO
Chairman

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H:jjb

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C: jcs