

Regular Session, 2014

HOUSE BILL NO. 1161

BY REPRESENTATIVE LEBAS

PHARMACISTS: Provides relative to vaccinations and immunizations

1 AN ACT

2 To amend and reenact R.S. 37:1218.1, relative to immunizations and vaccines; to provide
3 for the administration of certain immunizations and vaccines by a pharmacist; to
4 provide for the maintenance of records; to provide reporting guidelines; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 37:1218.1 is hereby amended and reenacted to read as follows:

8 §1218.1. Administration of ~~certain~~ immunizations ~~in primary care health~~
9 ~~professional shortage areas~~ other than influenza and vaccines

10 ~~A. In any parish designated wholly or in part as a primary care health~~
11 ~~professional shortage area as set forth under Section 332 of the Public Health Service~~
12 ~~Act, as determined by the United States Department of Health and Human Services,~~
13 ~~a pharmacist may administer any of the following vaccines, but only in conformance~~
14 ~~with the provisions of Subsection B of this Section:~~

15 ~~(1) Pneumococcal, to any person eighteen years of age or older.~~

16 ~~(2) Zoster, to any person fifty years of age or older.~~

17 ~~B. The pharmacist shall administer each immunization in conformance with~~
18 ~~the most current vaccination administration as set forth by the United States Public~~
19 ~~Health Service Advisory Committee on Immunization Practices, following guidance~~
20 ~~published in the Louisiana State Immunization Policies and Procedures Manual, to~~

1 ~~participate in the program and to be covered by the National Vaccine Injury~~
2 ~~Compensation Fund.~~

3 A. A pharmacist may administer an immunization or a vaccine without a
4 patient-specific prescription or medical order if the immunization or the vaccine is
5 administered in conformance with the most current immunization administration
6 protocol as set forth by the United States Centers for Disease Control and Prevention
7 Advisory Committee on Immunization Practices.

8 (1) The pharmacist shall report each immunization to the Department of
9 Health and Hospitals, office of public health's Louisiana Immunization Network for
10 Kids Statewide at the time of the immunization or as soon as reasonably practicable
11 thereafter, as this is the official state vaccination record.

12 (2) The pharmacist shall report all adverse events he observes or which are
13 reported to him to the Vaccine Adverse ~~Events~~ Event Reporting System, the
14 cooperative program of the United States Centers for Disease Control and Prevention
15 and the United States Food and Drug Administration ~~for vaccine safety~~, or its
16 successor program; and further, the pharmacist shall refer the patient with an adverse
17 event to an immunization for appropriate medical care.

18 (3) The pharmacist shall maintain ~~for at least two years~~ a record of each
19 immunization administered for at least two years.

20 (4) The pharmacist shall obtain the appropriate credentials to administer
21 immunizations from the board, as administratively defined, prior to administering
22 any such immunization.

23 (5) The pharmacist shall request the name of a patient's primary care
24 provider prior to the administering of any immunization. If the patient identifies
25 ~~such~~ his primary care provider to the pharmacist, the pharmacist shall notify the
26 primary care provider, by written or electronic communication, as soon as reasonably
27 possible thereafter that the immunization was administered.

28 B. This Section shall not apply to the administration of an immunization
29 pursuant to R.S. 37:1218.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

LeBas

HB No. 1161

Abstract: Allows pharmacists to administer vaccines and certain immunizations.

Present law allows a pharmacist to administer Pneumococcal and Zoster in any parish designated as a primary care health professional shortage area.

Present law requires the pharmacist to administer Pneumococcal and Zoster using the most current vaccination administration set forth by the United States Public Health Service Advisory Committee on Immunization Practices (ACIP) following guidance published in the Louisiana State Immunization Policies and Procedures Manual, to participate in the program, and to be covered by the national Vaccine Injury Compensation Fund.

Proposed law deletes present law and provides that a pharmacist may administer an immunization or a vaccine without a patient specific prescription or medical order if the immunization or the vaccine is administered in conformance with the most current immunization administration protocol as set forth by the United States Centers for Disease Control and ACIP.

Present law requires the pharmacist to notify the patient's primary care physician of any vaccine or immunization that he administers to the patient.

Present law requires the pharmacist to report each immunization to the Department of Health and Hospitals office of public health, and Louisiana Immunization Network for Kids Statewide, at the time of the immunization or as soon as reasonably practicable thereafter for the official state vaccination record.

Present law requires the pharmacist to report any adverse events of the vaccine or immunization to the Vaccine Adverse Event Reporting System, the cooperative program of the United States Centers for Disease Control and Prevention and the United States Food and Drug Administration, and to recommend that the patient seek medical care.

Present law requires the pharmacist to maintain a record of each immunization administered for at least two years.

Proposed law retains present law.

Proposed law does not apply to the administering of an immunization pursuant to R.S. 37:1218 (administration of influenza immunization).

(Amends R.S. 37:1218.1)