

SENATE BILL NO. 300

INTRODUCED BY F. THOMAS

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A BILL FOR AN ACT ENTITLED: "AN ACT EXPANDING THE ABILITY OF CERTAIN PHARMACISTS TO ADMINISTER VACCINES; ALLOWING THE ADMINISTRATION OF VACCINES TO CHILDREN 9 YEARS OF AGE OR OLDER; ALLOWING THE ADMINISTRATION OF ADDITIONAL VACCINES; AMENDING SECTION 37-7-105, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 37-7-105, MCA, is amended to read:

"37-7-105. Administration of immunizations. (1) An immunization-certified pharmacist may prescribe and administer the following immunizations without a collaborative practice agreement in place:

(a) influenza to individuals who are ~~12~~ 9 years of age or older;

(b) any vaccine presented to the pharmacy by a prescription from a provider for a patient who is 9 years of age or older if the immunization is reported to the state immunization information system as allowed by law;

~~(b)(c) pneumococcal polysaccharide vaccine and tetanus and diphtheria~~ any of the following vaccines to individuals who are 18 years of age or older if the immunization is reported to the state immunization information system as allowed by law:

(i) pneumococcal vaccine;

(ii) tetanus and diphtheria or tetanus, diphtheria, and pertussis;

(iii) hepatitis A and hepatitis B;

(iv) herpes zoster;

(v) meningococcal;

(vi) polio;

(vii) measles, mumps, and rubella; or

(viii) varicella; or

~~(e) herpes zoster to those individuals identified in the guidelines published by the United States centers for disease control and prevention's advisory committee on immunization practices; or~~

(d) in the event of an adverse reaction, epinephrine or diphenhydramine to individuals who are ~~12~~ 9

1 years of age or older.

2 (2) A pharmacist who administers an immunization pursuant to this section shall:

3 (a) ensure that the individual immunized is assessed for contraindications to immunization;

4 (b) ensure that the individual who is being immunized or the individual's legal representative receives
5 a copy of the appropriate vaccine information statement;

6 (c) ~~report an adverse reaction~~ if the pharmacist is notified of ~~the~~ an adverse reaction, report the reaction
7 to the patient's primary health care provider and the vaccine adverse event reporting system;

8 (d) provide a signed certificate of immunization to the primary health care provider of each individual who
9 is immunized and to the individual who is immunized that includes the individual's name, date of immunization,
10 address of immunization, administering pharmacist, immunization agent, manufacturer, and lot number; and

11 (e) create a record for each immunization, in which the individual's name, date, address of immunization,
12 administering pharmacist, immunization agent, manufacturer, and lot number ~~is~~ are included, and maintain the
13 record for 7 years from the date the immunization was administered.

14 (3) For the purposes of this section, the following definitions apply:

15 (a) "Immunization-certified pharmacist" means a pharmacist who has successfully completed a course
16 of training approved by the United States centers for disease control and prevention, by a provider accredited
17 by the accreditation counsel for pharmacy education, or by an authority approved by the board and who holds
18 a current basic cardiopulmonary resuscitation certification issued by the American heart association, the
19 American red cross, or other recognized provider.

20 (b) "Vaccine information statement" means an information sheet that is produced by the United States
21 centers for disease control and prevention that explains the benefits and risks associated with a vaccine to a
22 vaccine recipient or the legal representative of the vaccine recipient."
23

24 NEW SECTION. Section 2. Effective date. [This act] is effective July 1, 2016.

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