

## HOUSE BILL NO. 177

INTRODUCED BY J. ELLIS

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A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE ADMINISTRATION OF IMMUNIZATIONS; ~~ADDING~~  
ALLOWING ADDITIONAL PNEUMOCOCCAL CONJUGATE VACCINE VACCINES; AMENDING SECTION  
37-7-105, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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10 **Section 1.** Section 37-7-105, MCA, is amended to read:11 **"37-7-105. Administration of immunizations.** (1) An immunization-certified pharmacist may prescribe  
12 and administer the following immunizations without a collaborative practice agreement in place:

- 13 (a) influenza to individuals who are 12 years of age or older;
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- 14 (b) pneumococcal
- ~~polysaccharide vaccine, pneumococcal conjugate vaccine,~~
- and tetanus, and
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- 15 diphtheria to individuals who are 18 years of age or older;
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- 16 (c) herpes zoster to those individuals identified in the guidelines published by the United States centers
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- 17 for disease control and prevention's advisory committee on immunization practices; or
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- 18 (d) in the event of an adverse reaction, epinephrine or diphenhydramine to individuals who are 12 years
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- 19 of age or older.

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

- 21 (a) ensure that the individual immunized is assessed for contraindications to immunization;
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- 22 (b) ensure that the individual who is being immunized or the individual's legal representative receives
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- 23 a copy of the appropriate vaccine information statement;
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- 24 (c) report an adverse reaction if the pharmacist is notified of the reaction;
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- 25 (d) provide a signed certificate of immunization to the primary health care provider of each individual who
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- 26 is immunized and to the individual who is immunized that includes the individual's name, date of immunization,
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- 27 address of immunization, administering pharmacist, immunization agent, manufacturer, and lot number; and
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- 28 (e) create a record for each immunization, in which the individual's name, date, address of immunization,
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- 29 administering pharmacist, immunization agent, manufacturer, and lot number
- is are
- included, and maintain the
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- 30 record for 7 years from the date the immunization was administered.

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

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

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

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11 NEW SECTION. **Section 2. Effective Date.** [This act] is effective on passage and approval.

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