

1 HOUSE BILL NO. 177

2 INTRODUCED BY J. ELLIS

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

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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;

14 (b) pneumococcal polysaccharide vaccine, pneumococcal conjugate vaccine, and tetanus and diphtheria
15 to individuals who are 18 years of age or older;

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

18 (d) in the event of an adverse reaction, epinephrine or diphenhydramine to individuals who are 12 years
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;

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

24 (c) report an adverse reaction if the pharmacist is notified of the reaction;

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

28 (e) create a record for each immunization, in which the individual's name, date, address of immunization,
29 administering pharmacist, immunization agent, manufacturer, and lot number ~~is~~ are included, and maintain the
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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