

Regular Session, 2011

SENATE BILL NO. 60

BY SENATOR MILLS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PHARMACISTS. Allows a pharmacist to administer certain immunizations.

1 AN ACT

2 To amend and reenact R.S. 37:1218, relative to the administration of certain immunizations;

3 to provide for a pharmacist to administer certain immunizations; to provide for an

4 effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 37:1218 is hereby amended and reenacted to read as follows:

7 §1218. Administration of ~~influenza immunization~~ **certain immunizations**

8 **A.** A pharmacist may administer ~~an influenza immunization~~ **certain**

9 **immunizations, as provided for in Subsection B of this Section,** ~~to any person~~

10 ~~seven years of age or older~~ without a prescription or medical order contingent upon

11 all of the following provisions:

12 (1) The pharmacist shall administer ~~influenza immunizations~~ **each**

13 **immunization** in conformance with the most current ~~annual influenza~~ vaccination

14 administration ~~protocol~~ as set forth by the United States ~~Centers for Disease Control~~

15 ~~and Prevention (CDC)~~ **Public Health Service** Advisory Committee on

16 Immunization Practice **Practices** (ACIP), **following guidance published in the**

17 **Louisiana State Immunization Policies and Procedures Manual, to participate**

1 in the program, and to be covered by the National Vaccine Injury  
 2 Compensation Program.

3 (2) The pharmacist shall report each ~~influenza~~ immunization to the Louisiana  
 4 Office of Public Health Health's Louisiana Immunization Registry Network for  
 5 Kids Statewide (LINKS) at the time of the immunization or as soon as reasonably  
 6 practicable thereafter, as this is the official state vaccination record.

7 (3) The pharmacist shall report all adverse events he observes or which are  
 8 reported to him to the Vaccine Adverse Events Reporting System (VAERS), the  
 9 cooperative program of the United States Centers for Disease Control and  
 10 Prevention (CDC) and the United States Food and Drug Administration for vaccine  
 11 safety, or its successor program; and further, the pharmacist shall refer the patient  
 12 with an adverse event to ~~the influenza an~~ immunization for appropriate medical care.

13 (4) The pharmacist shall maintain for at least two years a record of each  
 14 ~~influenza~~ immunization administered.

15 (5) The pharmacist shall obtain the appropriate credential to administer  
 16 ~~influenza~~ immunizations from the board, as administratively defined, prior to  
 17 administering any such immunization.

18 **B. A pharmacist may administer any of the following vaccines, but only**  
 19 **in conformance with the provisions of Subsection A of this Section:**

20 **(1) Influenza, to any person seven years of age or older.**

21 **(2) Pneumococcal, to any person eighteen years of age or older.**

22 **(3) Zoster, to any person eighteen years of age or older.**

23 **(4) Tetanus and Diphtheria Toxoids Adsorbed for Adult Use (Td), to any**  
 24 **person eighteen years of age or older.**

25 **(5) Tetanus Toxoid, Reduced Diphtheria Toxoid and Acellular Pertussis**  
 26 **Vaccine Adsorbed (Tdap), to any person eighteen years of age or older.**

27 Section 2. The provisions of this Act shall only become effective upon the final  
 28 adoption of rules and regulations duly promulgated in accordance with the Administrative  
 29 Procedure Act by the Louisiana Board of Pharmacy pursuant to the provisions of this Act.

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The original instrument was prepared by Greg Waddell. The following digest, which does not constitute a part of the legislative instrument, was prepared by Ann S. Brown.

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### DIGEST

#### Mills (SB 60)

Present law allows a pharmacist to administer the influenza vaccination to any person seven years of age or older.

Proposed law retains present law but expands the types of vaccinations which can be administered by a pharmacist to persons 18 years of age or older to include the following:

- (1) Pneumococcal
- (2) Zoster
- (3) Tetanus and Diphtheria Toxoids Adsorbed for Adult Use (Td)
- (4) Tetanus Toxoid, Reduced Diphtheria Toxoid and Acellular Pertussis Vaccine Adsorbed (Tdap)

Effective upon final adoption of certain rules and regulations promulgated in accordance with the APA by the La. Board of Pharmacy pursuant to the proposed law.

(Amends R.S. 37:1218)

#### Summary of Amendments Adopted by Senate

##### Committee Amendments Proposed by Senate Committee on Health and Welfare to the original bill.

1. Adds provision which requires the administration of immunizations by a pharmacist to be in conformance with guidance published in the Louisiana State Immunization Manual.
2. Changes the age at which the pharmacist may administer a vaccine for Pneumococcal, Zoster, Tetanus and Diphtheria Toxoids Adsorbed for Adult Use (Td), and Tetanus Toxoid, Reduced Diphtheria Toxoid and Acellular Pertussis Vaccine Adsorbed (Tdap) to a person without prescription or medical order from 7 to 18 years of age.
3. Technical amendments

##### Senate Floor Amendments to engrossed bill.

1. Provides for an effective date upon final adoption of rules and regulations promulgated by the La. Board of Pharmacy.
2. Corrects the name of the La. State Immunization Policies and Procedures Manual.
3. Corrects the name of the National Vaccine Injury Compensation Program.