

# SENATE BILL 67

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EMERGENCY BILL  
(PRE-FILED)

11r0048

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By: **Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Maryland Institute for Emergency Medical Services Systems) and Senators Carozza, Gallion, Hester, Kagan, and Reilly**

Requested: September 23, 2020

Introduced and read first time: January 13, 2021

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: January 26, 2021

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Emergency Medical Services – Paramedics – Vaccination Administration**

3 FOR the purpose of authorizing a paramedic to administer a vaccination included on a  
4 certain recommended immunization schedule or authorized for emergency use by the  
5 U.S. Food and Drug Administration under a certain provision of federal law if the  
6 services are under the direction of a ~~certain entity or~~ certain physician and  
7 authorized by the Maryland Institute for Emergency Medical Services Systems, part  
8 of a certain program or outreach effort, and provided in accordance with a certain  
9 written agreement that includes certain provisions; making this Act an emergency  
10 measure; providing for the termination of this Act; and generally relating to  
11 vaccination administration by paramedics.

12 BY repealing

13 Article – Education

14 Section 13–516(g)

15 Annotated Code of Maryland

16 (2018 Replacement Volume and 2020 Supplement)

17 BY adding to

18 Article – Education

19 Section 13–516(g)

20 Annotated Code of Maryland

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



(2018 Replacement Volume and 2020 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
That the Laws of Maryland read as follows:

**Article – Education**

13–516.

[(g) Subject to the rules, regulations, protocols, orders, and standards of the EMS Board, a paramedic may administer influenza and hepatitis B immunizations and tuberculosis skin testing, in a nonemergency environment, to public safety personnel within the jurisdiction of the paramedic, if the services are:

(1) Authorized by a written agreement between the provider’s jurisdictional EMS operational program medical director and the county or city health department in whose jurisdiction the services are performed, which shall include provisions for documentation, referral and follow-up, and storage and inventory of medicine;

(2) Under the direction of the jurisdictional EMS operational program medical director; and

(3) Approved by the Institute.]

**(G) SUBJECT TO THE RULES, REGULATIONS, PROTOCOLS, ORDERS, AND STANDARDS OF THE EMS BOARD, A PARAMEDIC MAY ADMINISTER A VACCINATION INCLUDED ON THE RECOMMENDED ADULT IMMUNIZATION SCHEDULE FROM THE FEDERAL CENTERS FOR DISEASE CONTROL AND PREVENTION OR AUTHORIZED FOR EMERGENCY USE BY THE U.S. FOOD AND DRUG ADMINISTRATION UNDER § 564 OF THE FEDERAL FOOD, DRUG, AND COSMETIC ACT, AND TUBERCULIN SKIN TESTING, IF THE SERVICES ARE:**

**(1) (I) PROVIDED UNDER THE DIRECTION OF THE EMS OPERATIONAL PROGRAM MEDICAL DIRECTOR, AMBULANCE SERVICE MEDICAL DIRECTOR, OR OTHER QUALIFIED PHYSICIAN; AND**

**(II) AUTHORIZED BY THE INSTITUTE;**

**(2) PART OF:**

**(I) A PUBLIC SAFETY OR COMMERCIAL EMS SERVICE OCCUPATIONAL HEALTH PROGRAM; OR**

1 (II) A POPULATION HEALTH OUTREACH EFFORT CONDUCTED  
2 BY THE APPROPRIATE LOCAL HEALTH DEPARTMENT OR A HOSPITAL OR HEALTH  
3 SYSTEM IN THE STATE; AND

4 (3) PROVIDED IN ACCORDANCE WITH A WRITTEN AGREEMENT  
5 BETWEEN THE PARAMEDIC'S EMS OPERATIONAL PROGRAM OR COMMERCIAL EMS  
6 SERVICE AND THE COUNTY OR CITY HEALTH DEPARTMENT IN THE JURISDICTION IN  
7 WHICH THE SERVICES ARE PERFORMED OR A HOSPITAL OR HEALTH SYSTEM IN THE  
8 STATE, WHICH INCLUDES PROVISIONS FOR:

9 (I) THE ADMINISTRATION OF A VACCINE TO AN INDIVIDUAL AT  
10 LEAST 18 YEARS OLD;

11 (II) STORAGE AND INVENTORY OF MEDICATION;

12 (III) DISTRIBUTION OF APPROPRIATE VACCINE INFORMATION  
13 STATEMENTS;

14 (IV) DOCUMENTATION OF PATIENT CONSENT;

15 (V) RECOGNITION OF ADVERSE EFFECTS;

16 (VI) REFERRAL AND FOLLOW-UP; AND

17 (VII) APPROPRIATE DOCUMENTATION OF VACCINE  
18 ADMINISTRATION, INCLUDING WITHIN THE IMMUNET SYSTEM.

19 ~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July~~  
20 ~~1, 2021.~~

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
22 measure, is necessary for the immediate preservation of the public health or safety, has  
23 been passed by a yea and nay vote supported by three-fifths of all the members elected to  
24 each of the two Houses of the General Assembly, and shall take effect from the date it is  
25 enacted. It shall remain effective through July 1, 2024, and, at the end of July 1, 2024, this  
26 Act, with no further action required by the General Assembly, shall be abrogated and of no  
27 further force and effect.