

HOUSE BILL 986

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11r2418

By: **Delegates Hubbard, Costa, and Stocksdale**
Introduced and read first time: February 11, 2011
Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Pharmacists – Administration of Vaccines – Children**

3 FOR the purpose of altering the age of an individual to whom a pharmacist may
4 administer certain vaccines under certain circumstances; and generally relating
5 to the administration of vaccines by pharmacists to children.

6 BY repealing and reenacting, with amendments,
7 Article – Health Occupations
8 Section 12–508
9 Annotated Code of Maryland
10 (2009 Replacement Volume and 2010 Supplement)

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

13 **Article – Health Occupations**

14 12–508.

15 (a) (1) A pharmacist may administer an influenza vaccination to an
16 individual, in accordance with regulations adopted under subsection (c) of this section.

17 (2) A pharmacist may administer a vaccination for pneumococcal
18 pneumonia or herpes zoster, or any vaccination that has been determined by the
19 Board, with the agreement of the Board of Physicians and the Board of Nursing to be
20 in the best health interests of the community, to an individual if:

21 (i) The individual is [an adult] **AT LEAST 7 YEARS OLD**;

22 (ii) The individual has a prescription from a physician;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 (iii) The pharmacist informs the prescribing physician that the
2 vaccination has been administered;

3 (iv) If the prescribing physician is not the patient's primary care
4 physician, the pharmacist has made a reasonable effort to inform the patient's
5 primary care physician that the vaccination has been administered; and

6 (v) The vaccination is administered in accordance with
7 regulations adopted under subsection (c) of this section.

8 (b) The Board shall set reasonable fees for the administration of vaccinations
9 in accordance with subsection (a) of this section.

10 (c) (1) The Board, the Board of Physicians, and the Board of Nursing
11 shall meet at least annually to jointly develop, adopt, and review regulations to
12 provide for patient safety and to implement this section.

13 (2) The regulations adopted under paragraph (1) of this subsection
14 shall require a pharmacist to submit a registration form to the Board that includes
15 verification that the pharmacist:

16 (i) Has successfully completed a certification course approved
17 by the Board that included instruction in the guidelines and recommendations of the
18 Centers for Disease Control and Prevention regarding vaccinations; and

19 (ii) Is certified in basic cardiopulmonary resuscitation and
20 obtained the certification through in-person classroom instruction.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2011.