

Chapter 799

(Senate Bill 67)

AN ACT concerning

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

FOR the purpose of ~~authorizing a paramedic to administer certain immunizations and skin testing to certain ambulance service personnel under certain circumstances; authorizing a paramedic to administer a vaccination included on a certain recommended immunization schedule or authorized for emergency use by the U.S. Food and Drug Administration under a certain provision of federal law~~ *influenza and 2019CoV immunizations* if the ~~services~~ *immunizations* are under the direction of a ~~certain entity or~~ certain physician and authorized by the Maryland Institute for Emergency Medical Services Systems, part of a certain ~~program or~~ outreach effort, and provided in accordance with a certain written agreement that includes certain provisions; ~~repealing certain provisions of law authorizing paramedics to administer influenza and 2019CoV immunizations under certain circumstances; making this Act an emergency measure; providing for the termination~~ *a delayed effective date for certain provisions of this Act*; and generally relating to vaccination administration by paramedics.

BY repealing *and reenacting, with amendments,*

Article – Education  
Section 13–516(g)  
Annotated Code of Maryland  
(2018 Replacement Volume and 2020 Supplement)

BY ~~adding to~~ *repealing and reenacting, with amendments,*

Article – Education  
Section 13–516(g)  
Annotated Code of Maryland  
(2018 Replacement Volume and 2020 Supplement)  
*(As enacted by Section 1 of this Act)*

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~~:

**(1) INFLUENZA** and hepatitis B immunizations and tuberculosis skin testing, in a nonemergency environment, to public safety **OR AMBULANCE SERVICE** personnel within the jurisdiction of the paramedic, if the services are:

~~(1)~~ **(I)** Authorized by a written agreement between the provider's jurisdictional EMS operational program medical director **OR AMBULANCE SERVICE 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)~~ **(II)** Under the direction of the jurisdictional EMS operational program medical director **OR AMBULANCE SERVICE MEDICAL DIRECTOR**; and

~~(3)~~ **(III)** Approved by the Institute; **AND**

~~(C) 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:~~

**(2) INFLUENZA AND 2019CoV IMMUNIZATIONS, IF THE IMMUNIZATIONS ARE:**

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

~~(II)~~ **2.** AUTHORIZED BY THE INSTITUTE;

~~(2)~~ **PART OF:**

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

~~(II) A PART OF A POPULATION HEALTH OUTREACH EFFORT CONDUCTED BY THE APPROPRIATE LOCAL HEALTH DEPARTMENT OR A HOSPITAL OR HEALTH SYSTEM IN THE STATE; AND~~

~~(3)~~ **(III)** PROVIDED IN ACCORDANCE WITH A WRITTEN AGREEMENT BETWEEN THE PARAMEDIC'S EMS OPERATIONAL PROGRAM OR ~~COMMERCIAL EMS~~ **AMBULANCE SERVICE** AND THE COUNTY OR CITY HEALTH DEPARTMENT IN THE

**JURISDICTION IN WHICH THE SERVICES ARE PERFORMED OR A HOSPITAL OR HEALTH SYSTEM IN THE STATE, WHICH INCLUDES PROVISIONS FOR:**

- ~~(I)~~ **1. THE ADMINISTRATION OF A VACCINE TO AN INDIVIDUAL AT LEAST 18 YEARS OLD;**
- ~~(II)~~ **2. STORAGE AND INVENTORY OF MEDICATION;**
- ~~(III)~~ **3. DISTRIBUTION OF APPROPRIATE VACCINE INFORMATION STATEMENTS;**
- ~~(IV)~~ **4. DOCUMENTATION OF PATIENT CONSENT;**
- ~~(V)~~ **5. RECOGNITION OF ADVERSE EFFECTS;**
- ~~(VI)~~ **6. REFERRAL AND FOLLOW-UP; AND**
- ~~(VII)~~ **7. APPROPRIATE DOCUMENTATION OF VACCINE ADMINISTRATION, INCLUDING WITHIN THE IMMUNET SYSTEM.**

SECTION 2. AND BE IT FURTHER ENACTED, 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[:

(1) Influenza] INFLUENZA and hepatitis B immunizations and tuberculosis skin testing, in a nonemergency environment, to public safety or ambulance service personnel within the jurisdiction of the paramedic, if the services are:

[(i)] (1) Authorized by a written agreement between the provider’s jurisdictional EMS operational program medical director or ambulance service 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;

[(ii)] (2) Under the direction of the jurisdictional EMS operational program medical director or ambulance service medical director; and

[(iii)] (3) Approved by the Institute]; and

(2) Influenza and 2019CoV immunizations, if the immunizations are:

(i) 1. Provided under the direction of the EMS operational program medical director, ambulance service medical director, or other qualified physician; and

2. Authorized by the Institute;

(ii) Part of a population health outreach effort conducted by the appropriate local health department or a hospital or health system in the State; and

(iii) Provided in accordance with a written agreement between the paramedic's EMS operational program or ambulance service and the county or city health department in the jurisdiction in which the services are performed or a hospital or health system in the State, which includes provisions for:

1. The administration of a vaccine to an individual at least 18 years old;

2. Storage and inventory of medication;

3. Distribution of appropriate Vaccine Information Statements;

4. Documentation of patient consent;

5. Recognition of adverse effects;

6. Referral and follow-up; and

7. Appropriate documentation of vaccine administration, including within the ImmuNet system].

SECTION 3. AND BE IT FURTHER ENACTED, That, on or before December 1, 2021, the Maryland Institute for Emergency Medical Services Systems, in consultation with interested stakeholders and in accordance with § 2-1257 of the State Government Article, shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee on efforts to include paramedics in public health vaccination programs, including programs implemented in other states.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect January 1, 2023.

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

SECTION ~~2~~ 5. AND BE IT FURTHER ENACTED, That, *except as provided in Section 4 of this Act*, this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted. ~~It shall remain effective through July 1, 2024, and, at the end of July 1, 2024, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.~~

**Enacted under Article II, § 17(c) of the Maryland Constitution, May 30, 2021.**