

HOUSE BILL 1313

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EMERGENCY BILL

11r2986
CF SB 67

By: **Delegate Mangione**

Introduced and read first time: February 8, 2021

Assigned to: Health and Government Operations

A BILL ENTITLED

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 physician and authorized by the
7 Maryland Institute for Emergency Medical Services Systems, part of a certain
8 program or outreach effort, and provided in accordance with a certain written
9 agreement that includes certain provisions; making this Act an emergency measure;
10 providing for the termination of this Act; and generally relating to vaccination
11 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

21 (2018 Replacement Volume and 2020 Supplement)

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

24 **Article – Education**

25 13–516.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

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

11 (3) Approved by the Institute.]

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

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

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

23 **(2) PART OF:**

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

26 **(II) A POPULATION HEALTH OUTREACH EFFORT CONDUCTED**
27 **BY THE APPROPRIATE LOCAL HEALTH DEPARTMENT OR A HOSPITAL OR HEALTH**
28 **SYSTEM IN THE STATE; AND**

29 **(3) PROVIDED IN ACCORDANCE WITH A WRITTEN AGREEMENT**
30 **BETWEEN THE PARAMEDIC'S EMS OPERATIONAL PROGRAM OR COMMERCIAL EMS**
31 **SERVICE AND THE COUNTY OR CITY HEALTH DEPARTMENT IN THE JURISDICTION IN**
32 **WHICH THE SERVICES ARE PERFORMED OR A HOSPITAL OR HEALTH SYSTEM IN THE**
33 **STATE, WHICH INCLUDES PROVISIONS FOR:**

1 **(I) THE ADMINISTRATION OF A VACCINE TO AN INDIVIDUAL AT**
2 **LEAST 18 YEARS OLD;**

3 **(II) STORAGE AND INVENTORY OF MEDICATION;**

4 **(III) DISTRIBUTION OF APPROPRIATE VACCINE INFORMATION**
5 **STATEMENTS;**

6 **(IV) DOCUMENTATION OF PATIENT CONSENT;**

7 **(V) RECOGNITION OF ADVERSE EFFECTS;**

8 **(VI) REFERRAL AND FOLLOW-UP; AND**

9 **(VII) APPROPRIATE DOCUMENTATION OF VACCINE**
10 **ADMINISTRATION, INCLUDING WITHIN THE IMMUNET SYSTEM.**

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