

[First Reprint]

SENATE, No. 2889

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED SEPTEMBER 14, 2020

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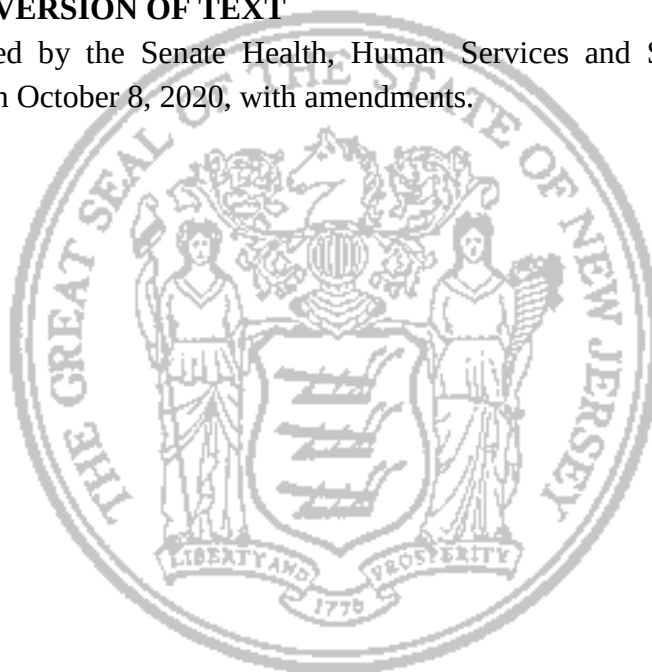
Senator Codey

SYNOPSIS

Revises requirements for pharmacists to administer immunizations and authorizes pharmacists to administer coronavirus disease 2019 (COVID-19) immunization.

CURRENT VERSION OF TEXT

As reported by the Senate Health, Human Services and Senior Citizens Committee on October 8, 2020, with amendments.



(Sponsorship Updated As Of: 10/8/2020)

1 AN ACT concerning pharmacists and amending P.L.2003, c.280.

2

3 **BE IT ENACTED** by the Senate and General Assembly of the State
4 of New Jersey:

5

6 1. Section 24 of P.L.2003, c.280 (C.45:14-63) is amended to
7 read as follows:

8 24. a. No pharmacist shall administer a prescription medication
9 directly to a patient without appropriate education or certification,
10 as determined by the board in accordance with the requirements set
11 forth in the rules jointly promulgated by the board and the State
12 Board of Medical Examiners. Such medication shall only be for the
13 treatment of a disease ¹**【for which a nationally certified program is**
14 **in effect, or】**¹ as determined by the board, and only if utilized for
15 the treatment of that disease for which the medication is prescribed
16 or indicated or for which the collaborative drug therapy
17 management permits.

18 b. (1) Notwithstanding any law, rule, or regulation to the
19 contrary, a pharmacist, pharmacy intern, or pharmacy extern may
20 administer drugs to a patient ¹**【18】** three¹ years of age or older,
21 provided the pharmacist, pharmacy intern, or pharmacy extern is
22 appropriately educated and qualified, as determined by the board in
23 accordance with the requirements set forth in the rules jointly
24 promulgated by the board and the State Board of Medical
25 Examiners, and provided the drugs are administered under any one
26 of the following conditions:

27 (a) pursuant to a prescription by an authorized prescriber for a
28 vaccine and related emergency medications;

29 (b) in immunization programs implemented pursuant to an
30 authorized prescriber's standing order for the vaccine and related
31 emergency medications; or

32 (c) in immunization programs and programs sponsored by
33 governmental agencies that are not patient specific.

34 (2) A pharmacist, pharmacy intern, or pharmacy extern may
35 administer an influenza vaccine to a patient who is ¹**【seven】** three¹
36 years of age or older. For a patient who is under 18 years of age, a
37 pharmacist, pharmacy intern, or pharmacy extern shall not
38 administer a vaccine except with the permission of the patient's
39 parent or legal guardian. ¹**【For a patient who is under 10 years of**
40 **age, a pharmacist, pharmacy intern, or pharmacy extern shall not**
41 **administer a vaccine unless pursuant to a prescription by an**
42 **authorized prescriber. Nothing in this subsection shall be construed**
43 **to require a patient 10 years of age or older to obtain a prescription**
44 **for an influenza vaccine.】**¹

EXPLANATION – Matter enclosed in bold-faced brackets 【thus】 in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹**Senate SHH committee amendments adopted October 8, 2020.**

1 (3) A pharmacy intern or pharmacy extern, as defined by
2 regulation of the New Jersey State Board of Pharmacy, may
3 administer immunizations to patients by injection or by other
4 delivery method, provided that the pharmacy intern or pharmacy
5 extern is acting under the direct supervision of a licensed
6 pharmacist who is pre-approved by the New Jersey State Board of
7 Pharmacy to administer vaccines and related emergency
8 medications, and who is in compliance with the rules jointly
9 promulgated by the New Jersey State Board of Pharmacy and the
10 State Board of Medical Examiners.

11 (4) A pharmacist, pharmacy intern, or pharmacy extern may
12 administer '[injectable medications, biological products, or]'
13 immunizations authorized by the United States Food and Drug
14 Administration for the prevention '[or treatment]' of coronavirus
15 disease 2019 (COVID-19), if the administration of the '[injectable
16 medication, biological product, or]' immunization is either: (a)
17 consistent with applicable rules, regulations, or guidelines
18 established by the federal Centers for Disease Control and
19 Prevention; or (b) consistent with the United States Food and Drug
20 Administration labeling for the '[injectable medication, biological
21 product, or]' immunization.

22 c. An immunization administered to a patient by a pharmacist,
23 pharmacy intern, or pharmacy extern shall be reported by a
24 supervising pharmacist to the New Jersey Immunization
25 Information System established pursuant to section 4 of P.L.2004,
26 c.138 (C.26:4-134) as required pursuant to N.J.A.C.8:57-3.16, for
27 inclusion in the patient's registry.

28 (cf: P.L.2018, c.143, s.1)

29

30 2. This act shall take effect immediately.