

SENATE BILL NO. 2350

Introduced by

Senators Fischer, Flakoll, T. Mathern

Representatives Froelich, S. Kelsh, B. Thoreson

1 A BILL for an Act to create and enact a new section to chapter 43-15 of the North Dakota
2 Century Code, relating to pharmacist administration of drugs; and to amend and reenact
3 subsection 1 of section 43-15-01 of the North Dakota Century Code, relating to terms used by
4 the board of pharmacy.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Subsection 1 of section 43-15-01 of the 1999 Supplement
7 to the North Dakota Century Code is amended and reenacted as follows:

- 8 1. "Administration" means the direct application of a drug to the body of a patient.
- 9 a. The term includes ~~the~~:
- 10 (1) The emergency maintenance of a drug delivery device used in home
11 infusion therapy by a qualified home pharmacist when nursing service
12 is not available; ;
- 13 (2) Immunization and vaccination by injection of an individual who is more
14 than eighteen years of age, upon an order by a physician or nurse
15 practitioner authorized to prescribe such a drug or by written protocol
16 with a physician or nurse practitioner; and
- 17 (3) Provision of drugs by subcutaneous, intradermal, and intramuscular
18 injection to an individual who is more than eighteen years of age upon
19 the order of a physician or nurse practitioner authorized to prescribe
20 such a drug.
- 21 b. The term ~~excludes~~ does not include the regular ongoing delivery of a drug to
22 the patient in a health care setting and other parenteral administration of a
23 drug.

1 **SECTION 2.** A new section to chapter 43-15 of the North Dakota Century Code is
2 created and enacted as follows:

3 **Injection of drugs - Rules.** Any pharmacist who administers drugs by injection must
4 have a certificate of authority from the board. The authority to administer a drug by injection
5 may not be delegated. The board shall adopt rules to establish educational and operational
6 requirements for a pharmacist to obtain and maintain a certificate of authority to administer
7 drugs by injection. Rules adopted by the board under this section must include:

- 8 1. Educational requirements of a minimum of twenty hours, which include, at a
9 minimum:
 - 10 a. Basic immunology, including the human immune response;
 - 11 b. The mechanism of immunity, adverse effects, dose, and administration
12 schedule of available vaccines and approved medication and immunization;
 - 13 c. Current immunization guidelines and recommendations of the centers for
14 disease control and prevention;
 - 15 d. Management of adverse events, including identification, appropriate
16 response, documentation, and reporting;
 - 17 e. How to educate patients on the need for immunizations;
 - 18 f. Physiology and techniques for subcutaneous, intradermal, and intramuscular
19 injection; and
 - 20 g. Recordkeeping requirements established by law, rule, and regulation or
21 established standards of care.
- 22 2. A requirement that an authorized pharmacist must obtain and maintain current
23 certification in cardiopulmonary resuscitation or basic cardiac life support.
- 24 3. Requirements to maintain continuing competency with completion of a minimum of
25 six hours of education dedicated to this area of practice every two years.
- 26 4. Requirements for content of physician orders and protocols.
- 27 5. Requirements relating to the reporting of the administration by injection to a
28 patient's primary health care provider and to the state department of health.
- 29 6. Requirements relating to environments in which injections may be administered.