

**HOUSE BILL NO. 1498**

Introduced by

Representatives Vigesaa, D. Anderson, Becker, Dockter, Kasper, Mock, Rohr

Senators Hogue, O. Larsen, Piepkorn

1 A BILL for an Act to amend and reenact subsection 1 of section 43-15-01 and section  
2 43-15-31.5 of the North Dakota Century Code, relating to pharmacist administration of drugs.

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

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 43-15-01 of the North Dakota Century  
5 Code is amended and reenacted as follows:

6 1. "Administration" means the direct application of a drug to the body of a patient.

7 a. The term includes:

8 ~~(1)~~a. The emergency maintenance of a drug delivery device used in home infusion  
9 therapy by a qualified home pharmacist ~~when~~if nursing service is not available;

10 ~~(2)~~b. Upon an order by a ~~physician, a physician assistant, or nurse practitioner~~  
11 authorized to prescribe such a drug or by written protocol with a physician or  
12 nurse practitioner and subsequently reported as a childhood immunization and  
13 other information if required to the state's immunization information system  
14 pursuant to section 23-01-05.3:

15 ~~(a)~~(1) Immunization and vaccination by injection of an individual who is at least  
16 eleven years of age; and

17 ~~(b)~~(2) Influenza vaccination by injection or by live, attenuated influenza vaccine of  
18 an individual who is at least five years of age; and

19 ~~(3)~~c. Provision of other drugs by ~~subcutaneous, intradermal, and intramuscular~~  
20 ~~injection~~ to an individual who is at least eighteen years of age upon the order of a  
21 ~~physician, a physician assistant, or nurse practitioner~~ authorized to prescribe  
22 such a drug;

23 b. ~~The term does not include the regular ongoing delivery of a drug to the patient in~~  
24 ~~a health care setting and other parenteral administration of a drug; and~~

- d. Provision of drugs to an individual receiving emergency services in a health care facility upon an order or by established written protocol.

**SECTION 2. AMENDMENT.** Section 43-15-31.5 of the North Dakota Century Code is amended and reenacted as follows:

**43-15-31.5. InjectionAdministration of drugs - Rules.**

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

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