

**FIRST ENGROSSMENT
with House Amendments
ENGROSSED SENATE BILL NO. 2035**

Introduced by

Legislative Management

(Health and Human Services Committee)

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

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

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

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

8 a. The term includes:

- 9 (1) The emergency maintenance of a drug delivery device used in home
10 infusion therapy by a qualified home pharmacist when nursing service is not
11 available;
- 12 (2) Upon an order by a physician, a physician assistant, or nurse practitioner
13 authorized to prescribe such a drug or by written protocol with a physician or
14 nurse practitioner and subsequently reported as a childhood immunization
15 and other information if required to the state's immunization information
16 system pursuant to section 23-01-05.3:
- 17 (a) ~~Immunization and vaccination by injection of an individual who is more-~~
18 ~~than eighteen~~ at least eleven years of age, ~~upon an order by a~~
19 ~~physician or nurse practitioner authorized to prescribe such a drug or~~
20 ~~by written protocol with a physician or nurse practitioner; and~~
- 21 (b) Influenza vaccination by injection or by live, attenuated influenza
22 vaccine of an individual who is at least five years of age; and
- 23 (3) Provision of drugs by subcutaneous, intradermal, and intramuscular
24 injection to an individual who is ~~more than~~ at least eighteen years of age

- 1 upon the order of a physician, a physician assistant, or nurse practitioner
2 authorized to prescribe such a drug.
- 3 b. The term does not include the regular ongoing delivery of a drug to the patient in
4 a health care setting and other parenteral administration of a drug.