

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.