Florida Senate - 2007

By Senator Bennett

21-1508-07

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1	A bill to be entitled
2	An act relating to immunization services;
3	amending s. 465.003, F.S.; redefining the term
4	"practice of the profession of pharmacy" to
5	include the administration of vaccines to
6	adults by a pharmacist; creating s. 465.189,
7	F.S.; authorizing pharmacists to administer
8	vaccines within an established protocol and
9	under a supervisory practitioner who is a
10	licensed physician or by written agreement with
11	a county health department; providing
12	requirements for the protocol; requiring
13	training and certification in vaccination and
14	employer approval before entering into a
15	protocol; requiring a pharmacist to maintain
16	and make available patient records for a
17	certain time period; providing requirements for
18	the certification program; providing an
19	effective date.
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21	Be It Enacted by the Legislature of the State of Florida:
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23	Section 1. Subsection (13) of section 465.003, Florida
24	Statutes, is amended to read:
25	465.003 DefinitionsAs used in this chapter, the
26	term:
27	(13) "Practice of the profession of pharmacy" includes
28	compounding, dispensing, and consulting concerning contents,
29	therapeutic values, and uses of any medicinal drug; consulting
30	concerning therapeutic values and interactions of patent or
31	proprietary preparations, whether pursuant to prescriptions or
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1 in the absence and entirely independent of such prescriptions 2 or orders; and other pharmaceutical services. For purposes of this subsection, "other pharmaceutical services" means the 3 monitoring of the patient's drug therapy and assisting the 4 5 patient in the management of his or her drug therapy, and 6 includes review of the patient's drug therapy and 7 communication with the patient's prescribing health care 8 provider as licensed under chapter 458, chapter 459, chapter 9 461, or chapter 466, or similar statutory provision in another jurisdiction, or such provider's agent or such other persons 10 as specifically authorized by the patient, regarding the drug 11 12 therapy. However, nothing in this subsection may be 13 interpreted to permit an alteration of a prescriber's directions, the diagnosis or treatment of any disease, the 14 initiation of any drug therapy, the practice of medicine, or 15 the practice of osteopathic medicine, unless otherwise 16 17 permitted by law. "Practice of the profession of pharmacy" 18 also includes any other act, service, operation, research, or transaction incidental to, or forming a part of, any of the 19 foregoing acts, requiring, involving, or employing the science 20 or art of any branch of the pharmaceutical profession, study, 21 22 or training, and shall expressly permit a pharmacist to 23 transmit information from persons authorized to prescribe medicinal drugs to their patients. "Practice of the profession 2.4 of pharmacy" also includes the administration to adults of 25 vaccines under s. 468.189. 26 27 Section 2. Section 465.189, Florida Statutes, is 2.8 created to read: 29 465.189 Administration of vaccines.--30 (1) Pharmacists may administer vaccines to adults

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within the framework of an established protocol under a

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1 supervisory practitioner who is a physician licensed under 2 chapter 458 or chapter 459 or by written agreement with a county health department. Each protocol shall contain specific 3 4 procedures for addressing any unforeseen allergic reaction to 5 a vaccine. б (2) A pharmacist may not enter into a protocol until 7 the pharmacist has completed training in vaccines as provided 8 in this section. 9 (3) A pharmacist administering a vaccine shall 10 maintain and make available patient records using the same standards for confidentiality and maintenance of such records 11 12 as those that are imposed on health care practitioners under s. 456.057. These records shall be maintained for a minimum of 13 14 5 years. (4) The decision by a supervisory practitioner to 15 enter into a protocol under this section is a professional 16 17 decision of the practitioner, and a person may not interfere 18 with a supervisory practitioner's decision as to whether to enter into such a protocol. A pharmacist may not enter into a 19 protocol that is to be performed while acting as an employee 20 21 without the written approval of the owner of the pharmacy. 22 (5) Any pharmacist seeking to vaccinate patients under 23 this section must be certified to administer vaccines pursuant to a certification program approved by the Board of Pharmacy. 2.4 The certification program shall, at a minimum, require that a 25 pharmacist attend at least 20 hours of continuing education 26 27 classes approved by the board. The program must have a 2.8 curriculum of instruction concerning the safe and effective administration of vaccines, including, but not limited to, 29 30 potential allergic reactions to vaccines. 31

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1	(6) The pharmacist must submit to the Board of
2	Pharmacy a copy of the protocol or written agreement to
3	<u>administer a vaccine.</u>
4	Section 3. This act shall take effect July 1, 2007.
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7	SENATE SUMMARY
8	Redefines the term "practice of the profession of pharmacy" to include the administration of vaccines to
9	adults by a pharmacist. Authorizes pharmacists to administer vaccines within an established protocol and
10	under a supervisory practitioner who is a licensed physician or by written agreement with a county health
11	1 department. Provides requirements for the protocol. Requires training and certification in vaccination and
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13	patient records for a certain period. Provides requirements for the certification program.
14	requirements for the certification program.
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