

HOUSE BILL No. 2030

By Committee on Health and Human Services

1-11

1 AN ACT concerning ~~public health; relating to pharmacists and certain~~
2 ~~other individuals; pertaining to~~ the administration of vaccines; *reports*
3 *relating thereto*; amending K.S.A. 2016 Supp. 65-1635a and repealing
4 the existing section.
5

6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2016 Supp. 65-1635a is hereby amended to read as
8 follows: 65-1635a. (a) A pharmacist or a pharmacy student or intern who is
9 working under the direct supervision and control of a pharmacist may
10 administer ~~influenza vaccine~~ **any influenza vaccine** to a person six years
11 of age or older ~~and may administer vaccine, other than influenza vaccine,~~
12 ~~to a person 18 years of age or older~~ **and may administer vaccine, other**
13 **than influenza vaccine, to a person 12 years of age or older** pursuant to
14 a vaccination protocol if the pharmacist, pharmacy student or intern has
15 successfully completed a course of study and training, approved by the
16 accreditation council for pharmacy or the board, in vaccination storage,
17 protocols, injection technique, emergency procedures and recordkeeping
18 and has taken a course in cardiopulmonary resuscitation (CPR) and has a
19 current CPR certificate when administering vaccine. A pharmacist or
20 pharmacy student or intern who successfully completes such a course of
21 study and training shall maintain proof of completion and, upon request,
22 provide a copy of such proof to the board.

23 (b) All vaccinees will be given a written immunization record for
24 their personal files. The administering pharmacist or pharmacist
25 supervising an administering pharmacy student or intern shall promptly
26 report a record of the immunization to the vaccinee's primary-care
27 provider by mail, electronic facsimile, e-mail or other electronic means. If
28 the vaccinee does not have a primary care provider, then the administering
29 pharmacist or pharmacist supervising an administering pharmacy student
30 or intern shall promptly report a record of the immunization to the person
31 licensed to practice medicine and surgery by the state board of healing arts
32 who has entered into the vaccination protocol with the pharmacist. The
33 immunization will also be reported to appropriate county or state
34 immunization registries, *except that if the person vaccinated or, if the*

1 *person is a minor, the parent or guardian of the minor, objects to the*
2 *report, the report shall not be made.*

3 (c) A pharmacist, pharmacy student or intern may not delegate to any
4 person the authority granted under this act to administer a vaccine.

5 (d) As used in this section, "pharmacist" means a pharmacist as
6 defined in K.S.A. 65-1626, and amendments thereto, who has successfully
7 completed a course of study and training, approved by the accreditation
8 council for pharmacy or the board, in vaccination storage, protocols,
9 injection technique, emergency procedures and record keeping and has
10 taken a course in cardiopulmonary resuscitation (CPR) and has a current
11 CPR certificate.

12 (e) This section shall be a part of and supplemental to the pharmacy
13 act of the state of Kansas.

14 *New Sec. 2. (a) On and after July 1, 2020, physicians and other*
15 *persons authorized by law in this state to administer vaccines shall*
16 *report the administration of a vaccine to a person in this state to the state*
17 *registry maintained for such purpose by the secretary of health and*
18 *environment in a manner and form as may be required by the secretary,*
19 *except that if the person vaccinated or, if the person is a minor, the*
20 *parent or guardian of the minor, objects to the report, the report shall*
21 *not be made.*

22 (b) *As used in this section, "physician" means a person licensed to*
23 *practice medicine and surgery.*

24 Sec. ~~2~~ 3. K.S.A. 2016 Supp. 65-1635a is hereby repealed.

25 Sec. ~~3~~ 4. This act shall take effect and be in force from and after its
26 publication in the statute book.