

**HOUSE BILL No. 2263**

By Committee on Health and Human Services

2-1

1 AN ACT concerning health and healthcare; relating to pharmacy;  
2 authorizing pharmacy technicians to administer certain vaccines;  
3 amending K.S.A. 65-1635a and repealing the existing section.  
4

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

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

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

36 (c) A pharmacist, pharmacy student ~~or~~, intern ~~may~~ *or pharmacy*

1 *technician shall* not delegate to any person the authority granted under this  
2 act to administer a vaccine.

3 (d) As used in this section, "pharmacist" means a pharmacist as  
4 defined in K.S.A. 65-1626, and amendments thereto, who has:

5 (1) Successfully completed a course of study and training, approved  
6 by the accreditation council for pharmacy or the board, in vaccination  
7 storage, protocols, injection technique, emergency procedures and  
8 recordkeeping ~~and has~~;

9 (2) taken a course in cardiopulmonary resuscitation (CPR); ~~and has~~

10 (3) a current CPR certificate.

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

13 Sec. 2. K.S.A. 65-1635a is hereby repealed.

14 Sec. 3. This act shall take effect and be in force from and after its  
15 publication in the statute book.