



House of Representatives

General Assembly

File No. 101

February Session, 2016

Substitute House Bill No. 5129

House of Representatives, March 22, 2016

The Committee on Public Health reported through REP. RITTER of the 1st Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING THE ADMINISTRATION OF INFLUENZA VACCINES BY PHARMACISTS AND MEDICAL ASSISTANTS AND THE LISTING OF CERTIFIED MEDICAL ASSISTANTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 20-633 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2016*):

3 (a) Any person licensed as a pharmacist under part II of this chapter
4 may administer [] (1) to an adult, any vaccine [] approved by the
5 United States Food and Drug Administration that is listed on the
6 National Centers for Disease Control and Prevention's Adult
7 Immunization Schedule; and (2) to any person at least twelve years of
8 age, any influenza vaccine approved by the United States Food and
9 Drug Administration, provided the administration of any such vaccine
10 is conducted pursuant to the order of a licensed health care provider
11 and in accordance with the regulations established pursuant to
12 subsection (b) of this section.

13 (b) The Commissioner of Consumer Protection, in consultation with
14 the Commissioner of Public Health and the Commission of Pharmacy,
15 shall adopt regulations, in accordance with the provisions of chapter
16 54, to implement the provisions of this section. Such regulations shall
17 (1) require any pharmacist who administers a vaccine [to an adult]
18 pursuant to this section to successfully complete an immunization
19 training program for pharmacists; (2) define the basic requirements of
20 such training program, which shall include training and instruction in
21 pre-administration education and screening, vaccine storage and
22 handling, subcutaneous and intramuscular injections, recordkeeping,
23 vaccine safety, cardiopulmonary resuscitation, basic cardiac life
24 support and adverse event reporting; (3) identify qualifying training
25 programs, which are accredited by the National Centers for Disease
26 Control Prevention, the Accreditation Council for Pharmacy Education
27 or other appropriate national accrediting body; and (4) establish a
28 system of control and reporting.

29 (c) For purposes of this section, "adult" means an individual who
30 has attained the age of eighteen years.

31 Sec. 2. (NEW) (*Effective October 1, 2016*) (a) For purposes of this
32 section:

33 (1) "Direct supervision" means a licensed supervising physician,
34 physician assistant or advanced practice registered nurse is physically
35 present in the location where the medical assistant is administering an
36 influenza vaccine; and

37 (2) "Medical assistant" means a person who (A) is certified by the
38 American Association of Medical Assistants, the American Medical
39 Technologists, the National Center for Competency Testing, the
40 National Healthcareer Association or other certification organizations
41 accredited by the National Commission for Certifying Agencies, and
42 (B) has graduated from a postsecondary medical assisting program
43 accredited by the Commission on Accreditation of Allied Health
44 Education Programs, the Accrediting Bureau of Health Education
45 Schools, the Accrediting Council for Independent Colleges and Schools

46 or the Accrediting Commission of Career Schools and Colleges.

47 (b) A medical assistant may administer any influenza vaccine
48 approved by the United States Food and Drug Administration under
49 the direct supervision, control and responsibility of a physician
50 licensed pursuant to chapter 370 of the general statutes or an advanced
51 practice registered nurse licensed pursuant to chapter 378 of the
52 general statutes, or under the direct supervision of a physician
53 assistant licensed pursuant to chapter 370 of the general statutes. Any
54 influenza vaccine administered by a medical assistant under this
55 section may only be administered at an outpatient clinic, a federally
56 qualified health center or the office of the supervising physician,
57 physician assistant or advanced practice registered nurse.

58 (c) No medical assistant may administer an influenza vaccine until
59 such time as the supervising physician, advanced practice registered
60 nurse or physician assistant provides training and written instructions
61 to such medical assistant regarding the administration of vaccines.

62 Sec. 3. Section 19a-6f of the general statutes is repealed and the
63 following is substituted in lieu thereof (*Effective October 1, 2016*):

64 On or before January 1, 2005, and annually thereafter, the
65 Commissioner of Public Health shall obtain from the American
66 Association of Medical Assistants, the American Medical
67 Technologists, the National Center for Competency Testing and the
68 National Healthcareer Association, a listing of all state residents
69 maintained on said [organization's registry] organizations' registries of
70 certified medical assistants. The commissioner shall make such listing
71 available for public inspection.

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|---|------------------------|-------------|
| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | <i>October 1, 2016</i> | 20-633 |
| Sec. 2 | <i>October 1, 2016</i> | New section |
| Sec. 3 | <i>October 1, 2016</i> | 19a-6f |

PH *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note**State Impact:** None**Municipal Impact:** None**Explanation**

This bill does not result in a fiscal impact to the state, or municipalities. It allows: (1) pharmacists to administer the flu vaccine to minors age 12 and older, (2) certain medical assistants to administer the flu vaccine in certain settings, and (3) makes a change to Department of Public Health list requirements.

The Out Years**State Impact:** None**Municipal Impact:** None

OLR Bill Analysis

sHB 5129

AN ACT CONCERNING THE ADMINISTRATION OF INFLUENZA VACCINES BY PHARMACISTS AND MEDICAL ASSISTANTS AND THE LISTING OF CERTIFIED MEDICAL ASSISTANTS.

SUMMARY:

This bill expands the authority of licensed pharmacists to administer vaccines, by allowing them to administer the flu vaccine to minors age 12 and older, under the same conditions as currently apply when they administer vaccines to adults.

The bill allows medical assistants meeting specified education, national certification, and supervision requirements to administer the flu vaccine in certain settings.

It also makes a corresponding change to the Department of Public Health (DPH) commissioner's duty to annually obtain a list of state residents certified as medical assistants by certain national organizations.

EFFECTIVE DATE: October 1, 2016

PHARMACISTS' ADMINISTRATION OF FLU VACCINE TO MINORS

The bill allows pharmacists to administer any federally approved flu vaccine to minors age 12 or older. They may already administer any vaccines on the Centers for Disease Control and Prevention's (CDC) adult immunization schedule to adults. As under existing law, they must administer the vaccine according to a licensed health care provider's order and Department of Consumer Protection regulations.

By law, these regulations must require that pharmacists administering vaccines to adults complete an immunization training course. The bill extends this training requirement to pharmacists

administering the flu vaccine to minors age 12 or older.

MEDICAL ASSISTANTS' ADMINISTRATION OF FLU VACCINE

The bill allows certain medical assistants to administer any federally approved flu vaccine under the following conditions. They may do so only (1) under the direct supervision, control, and responsibility of a physician or advanced practice registered nurse or direct supervision of a physician assistant and (2) at an outpatient clinic, a federally qualified health center, or the supervising practitioner's office. "Direct supervision" means that the supervising practitioner is physically present in the location where the medical assistant is administering the vaccine.

Under the bill, to be eligible to administer flu vaccines, a medical assistant must:

1. be certified by the American Association of Medical Assistants, American Medical Technologists, National Center for Competency Testing, National Healthcareer Association, or another certification organization accredited by the National Commission for Certifying Agencies;
2. have graduated from a postsecondary medical assisting program accredited by the Commission on Accreditation of Allied Health Education Programs, Accrediting Bureau of Health Education Schools, Accrediting Council for Independent Colleges and Schools, or Accrediting Commission of Career Schools and Colleges; and
3. receive training and written instructions on how to administer vaccines from the supervising practitioner.

LIST OF CERTIFIED MEDICAL ASSISTANTS

By law, the DPH commissioner must annually obtain from the American Association of Medical Assistants a list of all state residents on the organization's registry of certified medical assistants. DPH must make the list available to the public. The bill extends this requirement

to also include comparable lists from the American Medical Technologists, National Center for Competency Testing, and National Healthcareer Association.

COMMITTEE ACTION

Public Health Committee

Joint Favorable Substitute

Yea 18 Nay 8 (03/07/2016)