



House of Representatives

General Assembly

File No. 99

February Session, 2022

Substitute House Bill No. 5119

House of Representatives, March 23, 2022

The Committee on Public Health reported through REP. STEINBERG of the 136th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT PERMITTING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO CHILDREN TWELVE YEARS OF AGE AND OLDER.

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 Section 20-633 of the general statutes is repealed and the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 July 1, 2022*):

3 (a) Any person licensed as a pharmacist under part II of this chapter
4 may (1) administer, to an adult, any vaccine, approved by the United
5 States Food and Drug Administration that is listed on the National
6 Centers for Disease Control and Prevention's Adult Immunization
7 Schedule, and (2) on and after July 1, 2022, administer to any person
8 between the ages of twelve and seventeen, with the consent of such
9 person's parent or guardian, the influenza vaccine approved by the
10 United States Food and Drug Administration, provided the
11 administration of any [such] vaccine under this subsection is conducted
12 pursuant to the order of a licensed health care provider and in
13 accordance with the regulations established pursuant to subsection (b)

14 of this section.

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

31 (c) For purposes of this section, "adult" means [an individual] a
 32 person who has attained the age of eighteen years.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2022	20-633

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

The bill allows pharmacists to administer the flu vaccine to minors 12 years or older with parental consent resulting in no fiscal impact to the state or municipalities.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis**sHB 5119*****AN ACT PERMITTING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO CHILDREN TWELVE YEARS OF AGE AND OLDER.*****SUMMARY**

This bill grants licensed pharmacists the authority under state law to administer the flu vaccine, with parental or guardian consent, to minors ages 12 years or older. It applies to the flu vaccine approved by the U.S. Food and Drug Administration. (Under specified conditions, federal law currently protects pharmacists from liability under federal or state law for administering approved vaccines, including the flu vaccine, to children ages three and older; see BACKGROUND.)

By law, pharmacists may already administer to adults any vaccines on the Centers for Disease Control and Prevention's (CDC) adult immunization schedule. Under the bill, as under existing law for adult vaccines, pharmacists must administer the flu vaccine to minors according to a licensed health care provider's order and Department of Consumer Protection regulations.

Under existing law, these regulations must require that pharmacists administering vaccines to adults complete an immunization training course. The bill correspondingly extends this training requirement to pharmacists administering the flu vaccine to minors ages 12 years or older.

EFFECTIVE DATE: July 1, 2022

BACKGROUND***Federal PREP Act and Pharmacists' Administration of Vaccines to Minors***

The federal Public Readiness and Emergency Preparedness Act

(PREP Act) authorizes the federal Health and Human Services (HHS) secretary to issue declarations protecting certain covered persons from liability related to the administration or use of medical countermeasures (42 U.S.C. § 247d–6d). Pursuant to this authority, in August 2020, the HHS secretary issued a declaration authorizing state-licensed pharmacists, under certain criteria, to order and administer FDA-authorized or FDA-approved vaccinations to minors ages 3 and older. Among other conditions, the (1) vaccination must be administered according to the CDC’s standard schedule and (2) pharmacist must meet certain training and recordkeeping requirements (HHS, Third Amendment to Declaration Under the PREP Act for Medical Countermeasures Against COVID-19).

COMMITTEE ACTION

Public Health Committee

Joint Favorable Substitute

Yea 29 Nay 2 (03/11/2022)