

**Fifty-seventh Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 9, 2001**

SENATE BILL NO. 2350
(Senators Fischer, Flakoll, T. Mathern)
(Representatives Froelich, S. Kelsh, B. Thoreson)

AN ACT to create and enact a new section to chapter 43-15 of the North Dakota Century Code, relating to pharmacist administration of drugs; and to amend and reenact subsection 1 of section 43-15-01 of the North Dakota Century Code, relating to terms used by the board of pharmacy.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 1 of section 43-15-01 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

1. "Administration" means the direct application of a drug to the body of a patient.
 - a. The term includes ~~the~~:
 - (1) The emergency maintenance of a drug delivery device used in home infusion therapy by a qualified home pharmacist when nursing service is not available;
 - (2) Immunization and vaccination by injection of an individual who is more than eighteen years of age, upon an order by a physician or nurse practitioner authorized to prescribe such a drug or by written protocol with a physician or nurse practitioner; and
 - (3) Provision of drugs by subcutaneous, intradermal, and intramuscular injection to an individual who is more than eighteen years of age upon the order of a physician or nurse practitioner authorized to prescribe such a drug.
 - b. The term ~~excludes~~ does not include the regular ongoing delivery of a drug to the patient in a health care setting and other parenteral administration of a drug.

SECTION 2. A new section to chapter 43-15 of the North Dakota Century Code is created and enacted as follows:

Injection of drugs - Rules. Any pharmacist who administers drugs by injection must have a certificate of authority from the board. The authority to administer a drug by injection may not be delegated. The board shall adopt rules to establish educational and operational requirements for a pharmacist to obtain and maintain a certificate of authority to administer drugs by injection. Rules adopted by the board under this section must include:

1. Educational requirements of a minimum of twenty hours, which include, at a minimum:
 - a. Basic immunology, including the human immune response;
 - b. The mechanism of immunity, adverse effects, dose, and administration schedule of available vaccines and approved medication and immunization;
 - c. Current immunization guidelines and recommendations of the centers for disease control and prevention;
 - d. Management of adverse events, including identification, appropriate response, documentation, and reporting;
 - e. How to educate patients on the need for immunizations;

- f. Physiology and techniques for subcutaneous, intradermal, and intramuscular injection; and
 - g. Recordkeeping requirements established by law, rule, and regulation or established standards of care.
2. A requirement that an authorized pharmacist must obtain and maintain current certification in cardiopulmonary resuscitation or basic cardiac life support.
 3. Requirements to maintain continuing competency with completion of a minimum of six hours of education dedicated to this area of practice every two years.
 4. Requirements for content of physician orders and protocols.
 5. Requirements relating to the reporting of the administration by injection to a patient's primary health care provider and to the state department of health.
 6. Requirements relating to environments in which injections may be administered.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-seventh Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2350.

Senate Vote: Yeas 48 Nays 0 Absent 1

House Vote: Yeas 94 Nays 0 Absent 4

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2001.

Approved at _____ M. on _____, 2001.

Governor

Filed in this office this _____ day of _____, 2001,
at _____ o'clock _____ M.

Secretary of State