Sixty-second Legislative Assembly of North Dakota SECOND DRAFT: Prepared by the Legislative Council staff for the Health and Human Services Committee October 2010

Introduced by

- 1 A BILL for an Act to amend and reenact subsection 1 of section 43-15-01 of the North Dakota
- 2 Century Code, relating to pharmacist administration of immunizations and vaccinations to
- 3 minors.

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4 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

- 5 SECTION 1. AMENDMENT. Subsection 1 of section 43-15-01 of the North Dakota
 6 Century Code is amended and reenacted as follows:
- 7 1. "Administration" means the direct application of a drug to the body of a patient.
 - a. The term includes:
- 9 (1) The emergency maintenance of a drug delivery device used in home
 10 infusion therapy by a qualified home pharmacist when nursing service
 11 is not available;
- 12 (2) Upon an order by a physician or nurse practitioner authorized to
 13 prescribe such a drug or by written protocol with a physician or nurse
 14 practitioner:
- 15(a)Immunization and vaccination by injection of an individual who is16more than eighteen at least eleven years of age, upon an order17by a physician or nurse practitioner authorized to prescribe such18a drug or by written protocol with a physician or nurse19practitioner; and
 - (b) Influenza vaccination by injection or by live, attenuated influenza vaccine of an individual who is at least five years of age; and
- 22 (3) Provision of drugs by subcutaneous, intradermal, and intramuscular
 23 injection to an individual who is more than <u>at least</u> eighteen years of

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- age upon the order of a physician or nurse practitioner authorized to
 prescribe such a drug.
- b. The term 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.