

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

As Engrossed: H2/25/21 H3/8/21

A Bill

HOUSE BILL 1134

5 By: Representative Boyd
6 By: Senator Gilmore
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE DEFINITION OF "PRACTICE OF
10 PHARMACY" TO ALLOW PHARMACISTS TO PRESCRIBE,
11 ADMINISTER, DELIVER, DISTRIBUTE, OR DISPENSE
12 VACCINES, IMMUNIZATIONS, AND MEDICATIONS TO TREAT
13 ADVERSE REACTIONS TO ADMINISTERED VACCINES OR
14 IMMUNIZATIONS TO A PERSON WHO IS THREE (3) YEARS OF
15 AGE OR OLDER; AND FOR OTHER PURPOSES.
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Subtitle

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19 *TO ALLOW PHARMACISTS TO PRESCRIBE,*
20 *ADMINISTER, DELIVER, DISTRIBUTE, OR*
21 *DISPENSE VACCINES, IMMUNIZATIONS, AND*
22 *MEDICATIONS TO TREAT ADVERSE REACTIONS TO*
23 *ADMINISTERED VACCINES.*
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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28 *SECTION 1.* Arkansas Code § 17-92-101(17)(A)(i), concerning the
29 definition of "practice of pharmacy", is amended to read as follows:

30 (i)(a) Dispensing, selling, distributing,
31 transferring possession of, vending, bartering, or, in accordance with rules
32 adopted by the Arkansas State Board of Pharmacy, administering drugs,
33 medicines, poisons, or chemicals that under the laws of the United States or
34 the State of Arkansas may be sold or dispensed only on the prescription and
35 order of a practitioner authorized by law to prescribe drugs, medicines,
36 poisons, or chemicals.



1 (b) Except as limited by rules adopted by the
2 Arkansas State Board of Pharmacy, a pharmacist has the ability to administer
3 medications.

4 ~~(c) Influenza vaccines and influenza~~
5 ~~immunizations may be administered to a person seven (7) years of age or older~~
6 ~~under a general written protocol.~~

7 ~~(d) Vaccines and immunizations other than~~
8 ~~influenza vaccines and influenza immunizations may be administered to a~~
9 ~~person from seven (7) years of age to eighteen (18) years of age under a~~
10 ~~general written protocol and subject to reporting required under § 20-15-1203~~
11 ~~if written consent of the parent or legal guardian of the minor is obtained~~
12 ~~before the administration of the vaccine or immunization.~~

13 ~~(e) Vaccines and immunizations other than~~
14 ~~influenza vaccines and influenza immunizations may be administered to a~~
15 ~~person eighteen (18) years of age or older under a general written protocol.~~

16 ~~(f) Medications other than vaccines and~~
17 ~~immunizations may be administered to a person seven (7) years of age or older~~
18 ~~under a patient-specific order or prescription and subject to reporting of~~
19 ~~the administration to the prescribing physician.~~

20 (c) A pharmacist may prescribe, administer,
21 deliver, distribute, or dispense medications that treat adverse reactions
22 associated with the administration of vaccines and immunizations, vaccines,
23 and immunizations to or for a person three (3) years of age or older.

24 (d) A pharmacist who prescribes and
25 administers vaccines and immunizations other than for influenza or
26 coronavirus 2019 (COVID-19) to a person who is three (3) years of age to six
27 (6) years of age shall:

28 (1) Participate in the federal Vaccines
29 for Children Program; and

30 (2) Inform the person who is three (3)
31 years of age to six (6) years of age and adult caregivers accompanying the
32 person who is three (3) years of age to six (6) years of age of the
33 importance of a well-child visit with a pediatrician or other licensed
34 primary care provider and recommend a well-child visit at least yearly.

35 (e)(1) A pharmacist may administer medications
36 other than medications that treat adverse reactions associated with the

1 administration of vaccines and immunizations, vaccines, and immunizations
2 under a patient-specific order or prescription or general written protocol.

3 (2) The administration of the medication
4 under subdivision (17)(A)(i)(e)(1) of this section is subject to reporting to
5 the prescribing physician, if applicable.

6 ~~(g)(f)~~ A general written protocol ~~under~~
7 ~~subdivisions (17)(A)(i)(e) and (e) of this section~~ and patient-specific
8 orders or prescriptions under ~~subdivisions (17)(A)(i)(d) and (f)~~ subdivision
9 (17)(A)(i)(e) of this section shall be from a physician licensed by the
10 Arkansas State Medical Board and practicing in Arkansas or within fifty (50)
11 miles of the Arkansas border.

12 ~~(h)(g)~~ Under a statewide protocol, a
13 pharmacist may initiate therapy and administer or dispense, or both, drugs
14 that include Naloxone and nicotine replacement therapy products;

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16 /s/Boyd

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19 **APPROVED: 3/22/21**
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