

1 State of Arkansas *As Engrossed: H1/19/21 H3/8/21*

2 93rd General Assembly

A Bill

3 Regular Session, 2021

HOUSE BILL 1135

4

5 By: Representatives Boyd, *Pilkington*

6 By: *Senator Gilmore*

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For An Act To Be Entitled

9 AN ACT TO AUTHORIZE PHARMACY TECHNICIANS TO
10 ADMINISTER VACCINES AND IMMUNIZATIONS; TO AMEND THE
11 DEFINITION OF "PRACTICE OF PHARMACY" TO ALLOW
12 PHARMACY TECHNICIANS TO ADMINISTER VACCINES OR
13 IMMUNIZATIONS TO A PERSON WHO IS THREE (3) YEARS OF
14 AGE OR OLDER; AND FOR OTHER PURPOSES.

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Subtitle

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TO AUTHORIZE PHARMACY TECHNICIANS TO
19 ADMINISTER VACCINES AND IMMUNIZATIONS.

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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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SECTION 1. Arkansas Code § 17-92-101(17)(C), concerning the
25 definition of "practice of pharmacy" relating to pharmacists and pharmacies,
26 is amended to read as follows:

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(C)(i) The Arkansas State Board of Pharmacy may permit
28 pharmacy technicians other than pharmacists or interns to perform some or all
29 of those functions described in Arkansas State Board of Pharmacy rules under
30 the direct, personal supervision of a licensed pharmacist ~~pursuant to~~ under
31 rules defining the minimum qualifications of such employees, the ratio of
32 pharmacy technicians to supervising pharmacists, and the scope of the duties,
33 practices, and procedures that the Arkansas State Board of Pharmacy
34 determines will promote the delivery of competent, professional
35 pharmaceutical services and promote the public health and welfare. ~~Nothing in~~
36 ~~this chapter shall be construed as allowing pharmacy technicians to~~



1 ~~administer medications.~~

2 (ii) A pharmacy technician may administer vaccines
3 and immunizations to a person three (3) years of age or older if delegated to
4 do so by a supervising pharmacist, but may not administer other medications.

5 (iii) The conduct of a pharmacy technician is the
6 responsibility of the pharmacist-in-charge and supervising pharmacist of the
7 pharmacy who shall not permit the employee to perform any act, task, or
8 function that involves the exercise of independent judgment by the employee.

9 ~~(iii)~~(iv) Pharmacy products prepared by pharmacy
10 technicians shall be verified for accuracy by the supervising pharmacist
11 before release for patient use, and the verification shall be documented.

12 ~~(iv)~~(v) The use of pharmacy technicians in a manner
13 not authorized by this chapter or rules promulgated hereunder shall be
14 unprofessional conduct by the pharmacist-in-charge and the supervising
15 pharmacist.

16 ~~(v)~~(vi) It is recognized that hospital pharmacy
17 technicians as defined in § 17-92-602(4) are governed by the Hospital
18 Pharmacies Act, § 17-92-601 et seq., and related Arkansas State Board of
19 Pharmacy rules developed pursuant to that subchapter under the Hospital
20 Pharmacies Act, § 17-92-601 et seq.;

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22 /s/Boyd
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25 **APPROVED: BECAME LAW ON 3/22/21 WITHOUT THE GOVERNOR'S SIGNATURE.**
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