

As Amended by House Committee

Session of 2023

HOUSE BILL No. 2263

By Committee on Health and Human Services

2-1

1 AN ACT concerning health and healthcare; relating to pharmacy;
2 authorizing pharmacy technicians to administer certain vaccines;
3 amending K.S.A. 65-1635a and repealing the existing section.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 65-1635a is hereby amended to read as follows: 65-
7 1635a. (a) A pharmacist, or a pharmacy student~~—or~~, intern *or* pharmacy
8 technician who is **18 years of age or older and** working under the direct
9 supervision and control of a pharmacist, may administer influenza vaccine
10 to a person six years of age or older and may administer vaccine, other
11 than influenza vaccine, to a person 12 years of age or older pursuant to a
12 vaccination protocol if the pharmacist, pharmacy student~~—or~~, intern *or*
13 pharmacy technician has successfully completed a course of study and
14 training, approved by the accreditation council for pharmacy or the board,
15 in vaccination storage, protocols, injection technique, emergency
16 procedures and recordkeeping and has taken a course in cardiopulmonary
17 resuscitation (CPR) and has a current CPR certificate when administering
18 vaccine. A pharmacist~~—or~~, pharmacy student~~—or~~, intern *or* pharmacy
19 technician who successfully completes such a course of study and training
20 shall maintain proof of completion and, upon request, provide a copy of
21 such proof to the board.

22 (b) All vaccinees will be given a written immunization record for
23 their personal files. The administering pharmacist or pharmacist
24 supervising an administering pharmacy student~~—or~~, intern *or* pharmacy
25 technician shall promptly report a record of the immunization to the
26 vaccinee's primary care provider by mail, electronic facsimile,~~e-mail~~
27 email or other electronic means. If the vaccinee does not have a primary
28 care provider, then the administering pharmacist or pharmacist supervising
29 an administering pharmacy student~~—or~~, intern *or* pharmacy technician shall
30 promptly report a record of the immunization to the person licensed to
31 practice medicine and surgery by the state board of healing arts who has
32 entered into the vaccination protocol with the pharmacist. The
33 immunization will also be reported to appropriate county or state
34 immunization registries, except that if the person vaccinated or, if the
35 person is a minor, the parent or guardian of the minor, objects to the report,
36 the report shall not be made.

1 (c) A pharmacist, pharmacy student ~~or~~, intern ~~may~~ *or pharmacy*
2 *technician shall* not delegate to any person the authority granted under this
3 act to administer a vaccine.

4 (d) As used in this section, "pharmacist" means a pharmacist as
5 defined in K.S.A. 65-1626, and amendments thereto, who has:

6 (1) Successfully completed a course of study and training, approved
7 by the accreditation council for pharmacy or the board, in vaccination
8 storage, protocols, injection technique, emergency procedures and
9 recordkeeping ~~and has~~;

10 (2) taken a course in cardiopulmonary resuscitation (CPR); ~~and has~~

11 (3) a current CPR certificate.

12 (e) This section shall be a part of and supplemental to the pharmacy
13 act of the state of Kansas.

14 Sec. 2. K.S.A. 65-1635a is hereby repealed.

15 Sec. 3. This act shall take effect and be in force from and after its
16 publication in the statute book.