

Sixty-sixth  
Legislative Assembly  
of North Dakota

**ENGROSSED HOUSE BILL NO. 1498**

Introduced by

Representatives Vigesaa, D. Anderson, Becker, Dockter, Kasper, Mock, Rohr

Senators Hogue, O. Larsen, Piepkorn

1 A BILL for an Act to amend and reenact subsection 1 of section 43-15-01 and section  
2 43-15-31.5 of the North Dakota Century Code, relating to pharmacist administration of drugs.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 43-15-01 of the North Dakota Century  
5 Code is amended and reenacted as follows:

6 1. "Administration" means the direct application of a drug to the body of a patient.

7 a. The term includes:

8 ~~(1)~~a. The emergency maintenance of a drug delivery device used in home infusion  
9 therapy by a qualified home pharmacist ~~when~~if nursing service is not available;

10 ~~(2)~~b. Upon an order by a ~~physician, a physician assistant, or nurse practitioner~~  
11 authorized to prescribe such a drug or by written protocol with a physician or  
12 nurse practitioner and subsequently reported as a childhood immunization and  
13 other information if required to the state's immunization information system  
14 pursuant to section 23-01-05.3:

15 ~~(a)~~(1) Immunization and vaccination by injection of an individual who is at least  
16 eleven years of age; and

17 ~~(b)~~(2) Influenza vaccination by injection or by live, attenuated influenza vaccine of  
18 an individual who is at least five years of age; ~~and~~

19 ~~(3)~~c. Provision of other drugs by ~~subcutaneous, intradermal, and intramuscular~~  
20 ~~injection~~ to an individual who is at least eighteen years of age upon the order of a  
21 ~~physician, a physician assistant, or nurse practitioner~~ authorized to prescribe  
22 such a drug.

23 b. The term does not include the regular ongoing delivery of a drug to the patient in  
24 a health care setting ~~and other parenteral administration of a drug; and~~

- 1           d. Provision of drugs to an individual receiving emergency services in a health care  
2           facility upon an order or by established written protocol.

3           **SECTION 2. AMENDMENT.** Section 43-15-31.5 of the North Dakota Century Code is  
4 amended and reenacted as follows:

5           **43-15-31.5. Injection Administration of drugs - Rules.**

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

- 11           1. Educational requirements ~~of a minimum of twenty hours~~, which include, at a minimum:  
12           a. Basic immunology, including the human immune response;  
13           b. The mechanism of immunity, adverse effects, dose, and administration schedule  
14           of available vaccines and approved medication and immunization;  
15           c. Current immunization guidelines and recommendations of the centers for disease  
16           control and prevention;  
17           d. Management of adverse events, including identification, appropriate response,  
18           documentation, and reporting;  
19           e. ~~How to educate patients on the need for immunizations;~~  
20           f. Physiology and techniques ~~for subcutaneous, intradermal, and intramuscular~~  
21           ~~injection of administration of drugs;~~ and  
22           g-f. Recordkeeping requirements established by law, rule, and regulation or  
23           established standards of care.  
24           2. A requirement ~~that~~ an authorized pharmacist ~~must~~shall obtain and maintain current  
25           certification in cardiopulmonary resuscitation or basic cardiac life support.  
26           3. ~~Requirements to maintain continuing competency with completion of a minimum of six~~  
27           ~~hours of education dedicated to this area of practice every two years.~~  
28           4. Requirements for content of physician/practitioner orders and protocols.  
29           5-4. Requirements relating to the reporting of the administration ~~by injection~~ to a patient's  
30           primary health care provider and to the state department of health.  
31           6-5. Requirements relating to environments in which injections/drugs may be administered.