

# STATE OF NEW YORK

2857--C

2017-2018 Regular Sessions

## IN ASSEMBLY

January 23, 2017

Introduced by M. of A. McDONALD, GOTTFRIED, PAULIN, BICHOTTE, FAHY, BLAKE, HEVESI, STIRPE, STECK, JOHNS, WEPRIN, WOERNER, SKOUFIS, JONES, MORINELLO, TITONE, WALTER, ORTIZ, HUNTER, ENGLEBRIGHT, PICHARDO, D'URSO, MONTESANO, DICKENS, SEPULVEDA, ERRIGO, MOSLEY, LIFTON -- Multi-Sponsored by -- M. of A. BRAUNSTEIN, GIGLIO, HAWLEY, HOOPER, JOYNER, LUPARDO, McDONOUGH, PALMESANO, RA, SCHIMMINGER, SIMON, THIELE -- read once and referred to the Committee on Higher Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Higher Education in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to authorizing pharmacy interns to administer immunizations

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 6806 of the education law, as added by chapter 987  
2 of the laws of 1971, subdivision 4 as amended by chapter 62 of the laws  
3 of 1989, is amended to read as follows:  
4 § 6806. Limited permits. 1. The department may issue a limited permit  
5 for employment as a "pharmacy intern" to:  
6 a. A student enrolled in the last two years of a registered program in  
7 pharmacy, or  
8 b. A graduate of a program in pharmacy which meets standards estab-  
9 lished by the commissioner's regulations who is engaged in meeting the  
10 experience requirements or whose application for initial licensure is  
11 pending with the department.  
12 2. A pharmacy intern may, as determined by the commissioner's regu-  
13 lations, practice as a pharmacist under the immediate personal super-

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [-] is old law to be omitted.

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1 vision of a licensed pharmacist. A pharmacy intern may also receive a  
2 privilege to administer immunizations if he or she provides satisfactory  
3 evidence to the commissioner that he or she meets the requirements of  
4 subdivision three of this section.

5 3. No pharmacy intern shall administer immunizing agents without  
6 receiving training satisfactory to the commissioner and the commissioner  
7 of health, as prescribed in regulations of the commissioner, which shall  
8 include, but not be limited to: techniques for screening individuals and  
9 obtaining informed consent; techniques of administration; indications,  
10 precautions and contraindications in the use of an agent or agents;  
11 recordkeeping of immunization and information; and handling emergencies,  
12 including anaphylaxis and needlestick injuries. To receive a privilege  
13 to administer immunizations, the pharmacy intern shall provide a certif-  
14 ication, on a form prescribed by the department, from the dean or other  
15 appropriate official of the registered program that the intern has  
16 completed the required training.

17 4. A limited permit issued to a pharmacy intern shall have an expira-  
18 tion date of five years from the date of issue. Limited permits may be  
19 renewed once for a period not to exceed two years.

20 [4-] 5. Fees. The fee for each limited permit issued to a pharmacy  
21 intern shall be seventy dollars.

22 6. In the case of a registered pharmacy intern, administration must be  
23 conducted in the physical presence of a licensed pharmacist authorized  
24 to administer vaccines. A person receiving a vaccine must be informed  
25 that a registered pharmacy intern will be administering the vaccine and  
26 of the option to receive the vaccination from a registered pharmacist.

27 § 2. This act shall take effect immediately.