

[Second Reprint]

ASSEMBLY, No. 1899

STATE OF NEW JERSEY
221st LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

Sponsored by:

Assemblyman HERB CONAWAY, JR.

District 7 (Burlington)

Assemblywoman SHANIQUE SPEIGHT

District 29 (Essex and Hudson)

Senator JOSEPH F. VITALE

District 19 (Middlesex)

Senator RAJ MUKHERJI

District 32 (Hudson)

Co-Sponsored by:

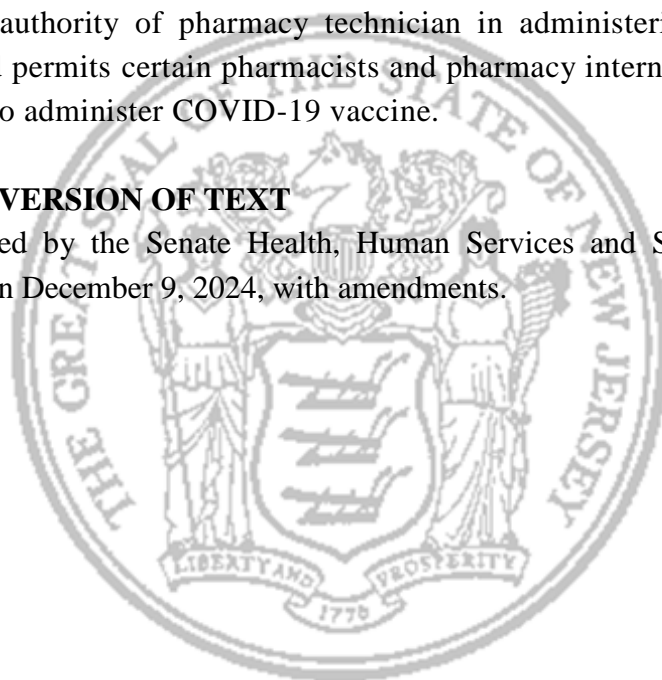
Assemblyman Freiman and Assemblywoman Bagolie

SYNOPSIS

Expands authority of pharmacy technician in administering drugs and vaccines and permits certain pharmacists and pharmacy interns, externs, and technicians to administer COVID-19 vaccine.

CURRENT VERSION OF TEXT

As reported by the Senate Health, Human Services and Senior Citizens Committee on December 9, 2024, with amendments.



(Sponsorship Updated As Of: 12/19/2024)

1 AN ACT concerning pharmacists and pharmacy interns, externs, and
2 technicians, COVID-19 vaccines, and amending P.L.2003, c.280.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. Section 24 of P.L.2003, c.280 (C.45:14-63) is amended to
8 read as follows:

9 24. a. No pharmacist shall administer a prescription medication
10 directly to a patient without appropriate education **[or certification]**
11 and training, as determined by the board in accordance with the
12 requirements set forth in the rules jointly promulgated by the board
13 and the State Board of Medical Examiners. Such medication shall
14 only be for the treatment of a disease for which a nationally
15 certified program is in effect, or as determined by the board, and
16 only if utilized for the treatment of that disease for which the
17 medication is prescribed or indicated or for which the collaborative
18 drug therapy management permits.

19 b. (1) Notwithstanding any law, rule, or regulation to the
20 contrary, a pharmacist, pharmacy intern, **[or]** pharmacy extern, or
21 pharmacy technician may administer drugs to a patient 18 years of
22 age or older, provided the pharmacist, pharmacy intern, **[or]**
23 pharmacy extern, or pharmacy technician is appropriately educated
24 and qualified, as determined by the board in accordance with the
25 requirements set forth in the rules jointly promulgated by the board
26 and the State Board of Medical Examiners, and provided the drugs
27 are administered under any one of the following conditions:

28 (a) pursuant to a prescription by an authorized prescriber for a
29 vaccine and related ²medical² emergency medications;

30 (b) in immunization programs implemented pursuant to an
31 authorized prescriber's standing order for the vaccine and related
32 ²medical² emergency medications; or

33 (c) in immunization programs and programs sponsored by
34 governmental agencies that are not patient specific ¹; provided,
35 however, that ²[a pharmacy technician shall not be authorized to
36 administer any medication pursuant to such programs unless the
37 medication is related to the immunization and necessary to respond
38 to an emergency¹] the authority to administer drugs pursuant to this
39 subparagraph applies only to the medication authorized for
40 administration under the program and related medical emergency
41 medications².

42 (2) ²**[A]** In addition to the authority provided under paragraph
43 (1) of this subsection, an appropriately educated and qualified²

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SHH committee amendments adopted October 28, 2024.

²Senate SHH committee amendments adopted December 9, 2024.

1 pharmacist, pharmacy intern, **[or]** pharmacy extern, or pharmacy
2 technician may administer an influenza vaccine, a COVID-19
3 vaccine, or both, to a patient who is **[seven]** five years of age or
4 older. For a patient who is under 18 years of age, a pharmacist,
5 pharmacy intern, **[or]** pharmacy extern, or pharmacy technician
6 shall not administer a vaccine except with the permission of the
7 patient's parent or legal guardian. **[For a patient who is under 10**
8 **years of age, a pharmacist, pharmacy intern, or pharmacy extern**
9 **shall not administer a vaccine unless pursuant to a prescription by**
10 **an authorized prescriber. Nothing in this subsection shall be**
11 **construed to require a patient 10 years of age or older to obtain a**
12 **prescription for an influenza vaccine.]**

13 (3) ²**[A]** In addition to the authority provided under paragraph
14 (1) of this subsection, an appropriately educated and qualified²
15 pharmacy intern **[or]** , pharmacy extern, or pharmacy technician, as
16 defined by regulation of the New Jersey State Board of Pharmacy,
17 may administer immunizations, as provided in this subsection, to
18 patients by injection or by other delivery method, provided that the
19 pharmacy intern **[or]** , pharmacy extern, or pharmacy technician is
20 acting under the direct supervision of a licensed pharmacist who is
21 pre-approved by the New Jersey State Board of Pharmacy to
22 administer vaccines and related emergency medications, and who is
23 in compliance with the rules jointly promulgated by the New Jersey
24 State Board of Pharmacy and the State Board of Medical
25 Examiners.

26 c. ¹**[An immunization]** All doses of a vaccine¹ administered to
27 a patient by a pharmacist, pharmacy intern, **[or]** pharmacy extern,
28 or pharmacy technician pursuant to this subsection shall be reported
29 ¹**[by a supervising pharmacist]¹** to the New Jersey Immunization
30 Information System established pursuant to section 4 of P.L.2004,
31 c.138 (C.26:4-134) as required pursuant to N.J.A.C.8:57-3.16, for
32 inclusion in the patient's registry.
33 (cf: P.L.2018, c.143, s.1)
34

35 ¹2. The New Jersey State Board of Pharmacy and the State Board
36 of Medical Examiners may adopt regulations necessary to effectuate
37 the purposes of this act, which regulations shall be effective
38 immediately upon filing with the Office of Administrative Law for a
39 period not to exceed 18 months, and may, thereafter, be amended,
40 adopted or readopted in accordance with the provisions of the
41 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
42 seq.).¹
43

44 ¹**[2.] 3.¹** This act shall take effect immediately.