



PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 132 be amended to read as follows:

- 1 Page 26, between lines 17 and 18, begin a new paragraph and insert:
- 2 "SECTION 19. IC 25-26-13-31.2, AS AMENDED BY P.L.56-2023,
- 3 SECTION 239, IS AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2024]: Sec. 31.2. (a) A pharmacist may
- 5 administer an immunization to an individual under a drug order or
- 6 prescription.
- 7 (b) Subject to subsection (c), a pharmacist may administer
- 8 immunizations for the following to a group of individuals under a drug
- 9 order, under a prescription, or according to a protocol approved by a
- 10 physician:
- 11 (1) Influenza.
- 12 (2) Shingles (herpes zoster).
- 13 (3) Pneumonia.
- 14 (4) Tetanus, diphtheria, and acellular pertussis (whooping cough).
- 15 (5) Human papillomavirus (HPV) infection.
- 16 (6) Meningitis.
- 17 (7) Measles, mumps, and rubella.
- 18 (8) Varicella.
- 19 (9) Hepatitis A.
- 20 (10) Hepatitis B.
- 21 (11) Haemophilus influenzae type b (Hib).

- 1 (12) Coronavirus disease.
- 2 **(13) Respiratory syncytial virus (RSV) infection.**
- 3 (c) A pharmacist may administer an immunization under subsection
- 4 (b) if the following requirements are met:
- 5 (1) The physician specifies in the drug order, prescription, or
- 6 protocol the group of individuals to whom the immunization may
- 7 be administered.
- 8 (2) The physician who writes the drug order, prescription, or
- 9 protocol is licensed and actively practicing with a medical office
- 10 in Indiana and not employed by a pharmacy.
- 11 (3) The pharmacist who administers the immunization is
- 12 responsible for notifying, not later than fourteen (14) days after
- 13 the pharmacist administers the immunization, the physician who
- 14 authorized the immunization and the individual's primary care
- 15 physician that the individual received the immunization.
- 16 (4) If the physician uses a protocol, the protocol may apply only
- 17 to an individual or group of individuals who:
- 18 (A) except as provided in clause (B), are at least eleven (11)
- 19 years of age; or
- 20 (B) for the pneumonia immunization under subsection (b)(3),
- 21 are at least fifty (50) years of age.
- 22 (5) Before administering an immunization to an individual
- 23 according to a protocol approved by a physician, the pharmacist
- 24 must receive the consent of one (1) of the following:
- 25 (A) If the individual to whom the immunization is to be
- 26 administered is at least eleven (11) years of age but less than
- 27 eighteen (18) years of age, the parent or legal guardian of the
- 28 individual.
- 29 (B) If the individual to whom the immunization is to be
- 30 administered is at least eighteen (18) years of age but has a
- 31 legal guardian, the legal guardian of the individual.
- 32 (C) If the individual to whom the immunization is to be
- 33 administered is at least eighteen (18) years of age but has no
- 34 legal guardian, the individual.
- 35 A parent or legal guardian who is required to give consent under
- 36 this subdivision must be present at the time of immunization.
- 37 (d) If the Indiana department of health or the department of
- 38 homeland security determines that an emergency exists, subject to
- 39 IC 16-41-9-1.7(a)(2), a pharmacist may administer any immunization
- 40 in accordance with:
- 41 (1) the requirements of subsection (c)(1) through (c)(3); and
- 42 (2) any instructions in the emergency determination.
- 43 (e) A pharmacist or pharmacist's designee shall provide
- 44 immunization data to the immunization data registry (IC 16-38-5) in a
- 45 manner prescribed by the Indiana department of health unless:
- 46 (1) the individual receiving the immunization;

- 1 (2) the parent of the individual receiving the immunization, if the
- 2 individual receiving the immunization is less than eighteen (18)
- 3 years of age; or
- 4 (3) the legal guardian of the individual receiving the
- 5 immunization, if a legal guardian has been appointed;
- 6 has completed and filed with the pharmacist or pharmacist's designee
- 7 a written immunization data exemption form, as provided in
- 8 IC 16-38-5-2.
- 9 (f) If an immunization is administered under a protocol, then the
- 10 name, license number, and contact information of the physician who
- 11 wrote the protocol must be posted in the location where the
- 12 immunization is administered. A copy of the protocol must be available
- 13 for inspection by the individual receiving the immunization.
- 14 (g) A pharmacist may administer an immunization that is provided
- 15 according to a standing order, prescription, or protocol issued under
- 16 this section or IC 16-19-4-11 by the state health commissioner or the
- 17 commissioner's designated public health authority who is a licensed
- 18 prescriber. If a pharmacist has received a protocol to administer an
- 19 immunization from a physician and that specific immunization is
- 20 covered by a standing order, prescription, or protocol issued by the
- 21 state health commissioner or the commissioner's designated public
- 22 health authority, the pharmacist must administer the immunization
- 23 according to the standing order, prescription, or protocol issued by the
- 24 state health commissioner or the commissioner's designated public
- 25 health authority."
- 26 Renumber all SECTIONS consecutively.
- (Reference is to ESB 132 as printed February 22, 2024.)

Representative Barrett