

OFFICE OF THE SECRETARY OF STATE

LAVONNE GRIFFIN-VALADE
SECRETARY OF STATE

CHERYL MYERS
DEPUTY SECRETARY OF STATE
AND TRIBAL LIAISON



ARCHIVES DIVISION

STEPHANIE CLARK
DIRECTOR

800 SUMMER STREET NE
SALEM, OR 97310
503-373-0701

PERMANENT ADMINISTRATIVE ORDER

BP 17-2024

CHAPTER 855
BOARD OF PHARMACY

FILED

03/01/2024 10:50 AM
ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Repeals Division 019 and 025 Vaccination rules effective 2/29/2024

EFFECTIVE DATE: 03/01/2024

AGENCY APPROVED DATE: 02/23/2024

CONTACT: Rachel Melvin

971-673-0001

pharmacy.rulemaking@bop.oregon.gov

800 NE Oregon St., Suite 150

Portland, OR 97232

Filed By:

Rachel Melvin

Rules Coordinator

RULES:

855-019-0270, 855-019-0280, 855-019-0290, 855-025-0024

REPEAL: 855-019-0270

NOTICE FILED DATE: 01/02/2024

RULE SUMMARY: Repeals Division 019 Pharmacists rules related to vaccination. The board adopted Division 115 Pharmacists rules in August, October and December 2023, which replaces Division 019. Division 019 needs to be repealed effective at 11:59PM on 2/29/2024 to allow Division 115 rules to become effective at 12:00AM on 3/1/2024.

CHANGES TO RULE:

~~855-019-0270~~

~~Vaccination: Qualifications ¶¶~~

~~A Pharmacist may administer vaccines if the Pharmacist: ¶¶~~

~~(1) Has completed a course of training approved by the board and maintained competency that includes, injection site, and Cardiopulmonary Resuscitation (CPR) specific to the age and population of patients being vaccinated by the Pharmacist; ¶¶~~

~~(2) Holds active CPR certification issued by the American Heart Association or the American Red Cross or any other equivalent program intended for a healthcare provider that contains a hands-on training component and is valid for not more than three years; ¶¶~~

~~(3) Has access to the current edition of the CDC reference, "Epidemiology and Prevention of Vaccine-Preventable Diseases."~~

~~Statutory/Other Authority: ORS 689.205, ORS 689.645~~

~~Statutes/Other Implemented: ORS 689.151, ORS 689.155, ORS 689.645~~

REPEAL: 855-019-0280

NOTICE FILED DATE: 01/02/2024

RULE SUMMARY: Repeals Division 019 Pharmacists rules related to vaccination. The board adopted Division 115 Pharmacists rules in August, October and December 2023, which replaces Division 019. Division 019 needs to be repealed effective at 11:59PM on 2/29/2024 to allow Division 115 rules to become effective at 12:00AM on 3/1/2024.

CHANGES TO RULE:

~~855-019-0280~~

~~Vaccination: Protocols, Policies and Procedures ¶¶~~

~~(1) Prior to prescribing, administering or dispensing a vaccine, a Pharmacist:¶¶~~

~~(a) Until January 31, 2024, must follow protocols written and approved by the Oregon Health Authority (OHA) for vaccines and the treatment of severe adverse events following administration of a vaccine.¶¶~~

~~(b) Effective February 1, 2024, must follow a statewide drug therapy management protocol per OAR 855-020-0300 or a collaborative drug therapy management agreement per OAR 855-019-0260.¶¶~~

~~(2) A Pharmacist may administer vaccines:¶¶~~

~~(a) To a person who is seven years of age or older;¶¶~~

~~(b) To a person who is six months of age or older if the vaccine administered is an influenza vaccine; and¶¶~~

~~(c) To a person who is at least three years of age when:¶¶~~

~~(A) The Governor declares a state of public health emergency and authorizes the reduced age limitation; or¶¶~~

~~(B) The Public Health Director, during a declared disease outbreak, authorizes a reduction in the age limit.¶¶~~

~~(3) A Pharmacist who administers or supervises administration of any vaccine must:¶¶~~

~~(a) Make vaccine recommendations;¶¶~~

~~(b) Select each vaccine to be administered;¶¶~~

~~(c) Ensure compliance with (1);¶¶~~

~~(d) Ensure the appropriate Vaccine Information Statement (VIS) is provided to the patient or legal representative prior to each dose of vaccine;¶¶~~

~~(e) Perform verification prior to administration that includes but is not limited to:¶¶~~

~~(A) Prescription order accuracy verification; and¶¶~~

~~(B) Vaccine product accuracy review;¶¶~~

~~(f) Advise or counsel on therapeutic values, content, hazards and use of each vaccine;¶¶~~

~~(g) Manage adverse events;¶¶~~

~~¶¶~~

~~(h) Report adverse events as required by the Vaccine Adverse Events Reporting System (VAERS) and to the primary care provider as identified by the patient;¶¶~~

~~(i) Verify accuracy and completeness of documentation for vaccine administration; and¶¶~~

~~(j) Ensure all persons administering vaccines under their supervision are appropriately trained and qualified.¶¶~~

~~(4) An appropriately trained and qualified Pharmacist may permit an appropriately trained and qualified:¶¶~~

~~(a) Intern to perform the same duties as a Pharmacist except as prohibited in OAR 855-019-0200(6).¶¶~~

~~(b) Certified Oregon Pharmacy Technician or Pharmacy Technician to conduct the physical act of administering a vaccine in accordance with OAR 855-025-0024.¶¶~~

~~(5) The appropriately trained and qualified Pharmacist who is supervising an Intern, Certified Oregon Pharmacy Technician or Pharmacy Technician in administering a vaccine must be immediately available to the vaccinator to respond to adverse reactions and any other issues that may arise.~~

~~Statutory/Other Authority: ORS 433.441, ORS 433.443, ORS 689.205, ORS 689.645, 2023 HB 2278, 2023 HB 2486~~

~~Statutes/Other Implemented: ORS 689.151, ORS 689.155, ORS 689.645, 2023 HB 2278, 2023 HB 2486~~

REPEAL: 855-019-0290

NOTICE FILED DATE: 01/02/2024

RULE SUMMARY: Repeals Division 019 Pharmacists rules related to vaccination. The board adopted Division 115 Pharmacists rules in August, October and December 2023, which replaces Division 019. Division 019 needs to be repealed effective at 11:59PM on 2/29/2024 to allow Division 115 rules to become effective at 12:00AM on 3/1/2024.

CHANGES TO RULE:

~~855-019-0290~~

~~Vaccination: Record Keeping and Reporting ¶¶~~

~~A Pharmacist who administers or supervises each administration of a vaccine to a patient must: ¶¶~~

~~(1) Fully document the administration in the patient's permanent record. ¶¶~~

~~(2) Report the following elements to the OHA ALERT Immunization Information System in a manner prescribed by OHA within 15 days of administration. ¶¶~~

~~(a) The name, address, gender and date of birth of the patient; ¶¶~~

~~(b) The date of administration of the vaccine; ¶¶~~

~~(c) The NDC number of the vaccine, or other acceptable standardized vaccine code set; ¶¶~~

~~(d) The address of the pharmacy where vaccine was administered unless automatically embedded in the electronic report provided to the OHA ALERT Immunization System; ¶¶~~

~~(e) The phone number of the patient when available; ¶¶~~

~~(f) The dose amount, manufacturer, site of administration, lot number and expiration date of the vaccine when available; ¶¶~~

~~(3) Keep documentation of current CPR training. This documentation will be kept on site and available for inspection. ¶¶~~

~~(4) Follow storage and handling guidance from the vaccine manufacturer and the Centers for Disease Control and Prevention (CDC). ¶¶~~

~~(5) For the purpose of participation in the Oregon Vaccines for Children program, ¶¶~~

~~(a) The vaccine eligibility code for each dose must be reported to the ALERT Immunization Information System in the manner prescribed by OHA, and ¶¶~~

~~(b) The Pharmacist is recognized as a prescriber. ¶¶~~

~~(c) If providing state or federal vaccines during a pandemic as determined by the CDC, the event and priority code as specified by OHA must be provided upon request in the manner prescribed by OHA.~~

~~Statutory/Other Authority: ORS 689.205~~

~~Statutes/Other Implemented: ORS 689.151, ORS 689.155, ORS 689.645, 2023 HB 2278, 2023 HB 2486~~

REPEAL: 855-025-0024

NOTICE FILED DATE: 01/02/2024

RULE SUMMARY: Repeals Division 025 Certified Oregon Pharmacy Technician and Pharmacy Technicians rules related to vaccination. The board adopted Division 125 Pharmacy Technicians rules in August 2023 and December 2023 which replaces Division 025. Division 025 needs to be repealed effective at 11:59PM on 2/29/2024 to allow Division 125 rules to become effective at 12:00AM on 3/1/2024.

CHANGES TO RULE:

~~855-025-0024~~

~~Services: Vaccine Administration~~

~~(1) A Certified Oregon Pharmacy Technician or Pharmacy Technician may perform the physical act of administering vaccines under the supervision of an appropriately trained and qualified Pharmacist.¶~~

~~(a) To a person who is seven years of age or older;¶~~

~~(b) To a person who is at least three years of age when;¶~~

~~(A) The Governor declares a state of public health emergency and authorizes the reduced age limitation; or¶~~

~~(B) The Public Health Director, during a declared disease outbreak, authorizes a reduction in the age limit.¶~~

~~(2) A Certified Oregon Pharmacy Technician or Pharmacy Technician must:¶~~

~~(a) Prior to administration of a vaccine, receive practical training that includes infection control, recognition of anatomical landmarks and competency in hands-on administration technique.¶~~

~~(b) Prior to administration of a vaccine, hold active CPR certification issued by the American Heart Association or the American Red Cross or any other equivalent program that is specific to the age and population receiving the vaccine, contains a hands-on training component, and is valid for not more than three years.¶~~

~~(3) Document the vaccine administration including but not limited to the vaccine administered, dose, expiration date, lot number, and injection site.¶~~

~~(4) Notify the supervising Pharmacist immediately in the event of a suspected adverse reaction to a vaccine.¶~~

~~(5) The training required in (2) may include programs approved by the ACPE, curriculum-based programs from an ACPE-accredited college or school of pharmacy, state or local health department programs, training by an appropriately qualified practitioner, or programs approved by the board.¶~~

~~(6) The records and forms required by this section must be filed in the pharmacy, made available to the board for inspection upon request, and must be retained for three years.~~

~~Statutory/Other Authority: ORS 689.205, 2023 HB 2486~~

~~Statutes/Other Implemented: ORS 689.151, 2023 HB 2486~~