

Committee Report

CONSENT CALENDAR

March 3, 2021

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on Health, Human Services and Elderly
Affairs to which was referred HB 572,**

**AN ACT relative to pharmacist administration of
vaccines and allowing a licensed advanced pharmacy
technician to administer vaccines. Having considered
the same, report the same with the following
amendment, and the recommendation that the bill
OUGHT TO PASS WITH AMENDMENT.**

Rep. Gary Merchant

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Health, Human Services and Elderly Affairs
Bill Number:	HB 572
Title:	relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines.
Date:	March 3, 2021
Consent Calendar:	CONSENT
Recommendation:	OUGHT TO PASS WITH AMENDMENT 2021-0576h

STATEMENT OF INTENT

RSA 318:16-b includes ambiguous language regarding administering the flu vaccine to individuals under age 18. The bill clarifies that a pharmacist may provide a vaccine only to individuals 18 years of age or older. Pharmacists currently provide 12 of 14 vaccines on the Centers for Disease Control and Prevention (CDC) recommended adult immunization schedule. This bill enables a pharmacist to administer the remaining two vaccines, allowing patients greater access to all CDC-recommended adult vaccines. Patient utilization of pharmacists for vaccines has grown significantly in the past few years. This bill enables fully trained, educated, licensed advanced pharmacy technicians to administer a vaccine, allowing safe use of cost-effective healthcare personnel to assist pharmacists.

Vote 19-0.

Rep. Gary Merchant
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Health, Human Services and Elderly Affairs

HB 572, relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gary Merchant for Health, Human Services and Elderly Affairs. RSA 318:16-b includes ambiguous language regarding administering the flu vaccine to individuals under age 18. The bill clarifies that a pharmacist may provide a vaccine only to individuals 18 years of age or older. Pharmacists currently provide 12 of 14 vaccines on the Centers for Disease Control and Prevention (CDC) recommended adult immunization schedule. This bill enables a pharmacist to administer the remaining two vaccines, allowing patients greater access to all CDC-recommended adult vaccines. Patient utilization of pharmacists for vaccines has grown significantly in the past few years. This bill enables fully trained, educated, licensed advanced pharmacy technicians to administer a vaccine, allowing safe use of cost-effective healthcare personnel to assist pharmacists. **Vote 19-0.**

Original: House Clerk

Cc: Committee Bill File

Rep. Merchant, Sull. 4
Rep. Marsh, Carr. 8
Rep. Cushman, Hills. 2
March 2, 2021
2021-0576h
10/06

Amendment to HB 572

1 Amend the bill by replacing all after the enacting clause with the following:

2

3 1 Pharmacist Administration of Vaccines. RSA 318:16-b is repealed and reenacted to read as
4 follows:

5 318:16-b Pharmacist Administration of Vaccines. A pharmacist, pharmacy intern, or licensed
6 advanced pharmacy technician, under the supervision of an on-site immunizing pharmacist may
7 administer haemophilus influenza, hepatitis A, hepatitis B, hepatitis A and B, human
8 papillomavirus, influenza, meningococcal, pneumococcal, tetanus and diphtheria, varicella, zoster,
9 MMR (measles, mumps, and rubella), and Tdap (tetanus, diphtheria and pertussis) vaccines, which
10 have been approved by the Food and Drug Administration, to individuals 18 years of age or older as
11 ordered by an immunizing pharmacist. A pharmacist, pharmacy intern, or licensed advanced
12 pharmacy technician under the supervision of an on-site immunizing pharmacist may administer a
13 COVID-19 vaccine, if available, provided that all applicable criteria in this section have been
14 met. The pharmacist, pharmacy intern, or licensed advanced pharmacy technician shall:

15 I. Hold a current license to practice as a pharmacist, be registered as a pharmacy intern
16 under RSA 318:15-b in New Hampshire, or be licensed as a licensed advanced pharmacy technician
17 under RSA 318:15-c.

18 II. Possess at least \$1,000,000 of professional liability insurance coverage.

19 III. In order to administer vaccines, have completed training specific to administration of
20 the respective vaccines that includes programs approved by the Accreditation Council for Pharmacy
21 Education (ACPE) or curriculum-based programs from an ACPE-accredited college of pharmacy or
22 state or local health department programs or programs recognized by the board.

23 IV. Provide to the board evidence of compliance with paragraphs I-III.

24 V. Provide notice to the primary care provider, when designated by the patient, of the
25 administration of any vaccine.

26 VI. Record the vaccination in the state vaccine registry with patient consent or when
27 required by state and federal law and maintain a record of the vaccination as required by state and
28 federal law.

Amendment to HB 572

- Page 2 -

1 VII. Submit reports of any adverse reactions following vaccination to the Center for Disease
2 Control (CDC) Vaccine Adverse Event Reporting System (VAERS) within 3 days of being made
3 aware of such adverse effects occurring.

4 2 Repeal. RSA 318:16-d, relative to additional authority for pharmacist administration of
5 vaccines, is repealed.

6 3 Effective Date. This act shall take effect upon its passage.

Amendment to HB 572
- Page 3 -

2021-0576h

AMENDED ANALYSIS

This bill allows licensed advanced pharmacy technicians to administer vaccines, combines the pharmacist administration of vaccines authority into one section, provides for recording vaccinations in the state vaccine registry with consent, and requires the report of any adverse reactions..

Voting Sheets

HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

EXECUTIVE SESSION on Bill # HB 572

BILL TITLE: An Act relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines.

DATE: 3/2/2021

LOB ROOM: 306-8/Remote

MOTION: (Please check one box)

Adoption of
Amendment # 2021-0567h
(if offered)

Moved by Rep. Cushman

Seconded by Rep. Marsh

Vote: 19-0

MOTION: (Please check one box)

OTP/A

Moved by Rep. Merchant

Seconded by Rep. Marsh

Vote: 19-0

CONSENT CALENDAR: YES NO

Minority Report? Yes No If yes, author, Rep: _____ Motion _____

Respectfully submitted: _____
Rep. Beth Folsom, Clerk

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK



1/22/2021 10:06:45 AM
Roll Call Committee Registers
Report

2021 SESSION

Health, Human Services and Elderly Affairs

Bill #: HB 572 Motion: OTPA AM #: 2021-0576h Exec Session Date: 3/2/2021

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Pearson, Mark A. Chairman	19		
Marsh, William M. Vice Chairman	1		
McMahon, Charles E.			Absent
Nelson, Bill G.	2		
Acton, Dennis F.	3		
Gay, Betty I.	4		
Cushman, Leah P.	5		
Folsom, Beth A. Clerk	6		
Kelsey, Niki	7		
King, Bill C.	8		
Kofalt, Jim	9		
Weber, Lucy M.	10		
MacKay, James R.	11		
Snow, Kendall A.			Absent
Knirk, Jerry L.	12		
Salloway, Jeffrey C.	13		
Cannon, Gerri D.	14		
Nutter-Upham, Frances E.	15		
Schapiro, Joe	16		
Woods, Gary L.	17		

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK



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Report

2021 SESSION

Health, Human Services and Elderly Affairs

Bill #: HB 572 Motion: OTPA AM #: 2021-0576h Exec Session Date: 3/2/2021

Merchant, Gary		18		
TOTAL VOTE:		19	0	2

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK



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Roll Call Committee Registers
Report

2021 SESSION

Health, Human Services and Elderly Affairs

Bill #: HB 572 Motion: OTPA AM #: 2021-0576h Exec Session Date: 3/2/2021

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Pearson, Mark A. Chairman	19		
Marsh, William M. Vice Chairman	1		
McMahon, Charles E.			Absent
Nelson, Bill G.	2		
Acton, Dennis F.	3		
Gay, Betty I.	4		
Cushman, Leah P.	5		
Folsom, Beth A. Clerk	6		
Kelsey, Niki	7		
King, Bill C.	8		
Kofalt, Jim	9		
Weber, Lucy M.	10		
MacKay, James R.	11		
Snow, Kendall A.			Absent
Knirk, Jerry L.	12		
Salloway, Jeffrey C.	13		
Cannon, Gerri D.	14		
Nutter-Upham, Frances E.	15		
Schapiro, Joe	16		
Woods, Gary L.	17		

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK



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Roll Call Committee Registers
Report

2021 SESSION

Health, Human Services and Elderly Affairs

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Merchant, Gary		18		
TOTAL VOTE:		19	0	2

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Rep. Marsh, Carr. 8
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8 papillomavirus, influenza, meningococcal, pneumococcal, tetanus and diphtheria, varicella, zoster,
9 MMR (measles, mumps, and rubella), and Tdap (tetanus, diphtheria and pertussis) vaccines, which
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Amendment to HB 572

- Page 2 -

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UNAPPROVED

2021-0576h

AMENDED ANALYSIS

This bill allows licensed advanced pharmacy technicians to administer vaccines, combines the pharmacist administration of vaccines authority into one section, provides for recording vaccinations in the state vaccine registry with consent, and requires the report of any adverse reactions..

UNAPPROVED

Public Hearing

HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

PUBLIC HEARING on Bill # HB572

BILL TITLE:An Act relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines.

DATE: 2/16/2021

ROOM: 306-8/Remote **Time Public Hearing Called to Order:** 10:00am

Time Adjourned: 11:02am

Committee Members: Reps. M. Pearson, Marsh, McMahon, Nelson, Acton, Gay, Cushman, Kelsey, B. King, Kofalt, Weber, MacKay, Snow, Knirk, Salloway, Cannon, Nutter-Upham, Schapiro, Woods and Merchant

TESTIMONY

Rep. Merchant - Introduced bill

This would line up with cdc guidelines. Approximately 30% of vaccines are administered by pharmacies. Convenient, no appointment. Pharmacies need more help because of increasing demand. Need an assistant, trained and licensed, when the pharmacist is on site but is temporarily unavailable.

Discussion:

does the pharmacist have the training to deal with a situation that happens in their pharmacy? "yes".

Many patients do not have pcp. Discussion followed. If there is an adverse effect, they must report it to the fda but not the registry.

Patients could get multiple doses from different sources i.e. Hospitals, md's office, pharmacies, etc. Because they are unaware that it has already been given or the patient cannot remember. The registry would help to solve this problem.

Rep. Cushman

Pharmacist can give a large variety of vaccines, many from different sources. Only 8 approved vaccines, but now 2 more with the covid vaccines.

Rep. Pearson

Elderly don't remember what they had. Registry would be the best vehicle.

L. Condon - volunteer director of vaccine administration

opposed for 3 reasons:

- 1) providers of vaccines must report adverse effects.
- 2) md must keep track of vaccines...not sure about pharmacists.
- 3) influenza vaccine should not be given to children and infants.

Holly Stevens -New Futures

No opinion as drafted. Support access - cost unknown.

604-621 should be reviewed for continuity.

Respectfully submitted,

Rep. Beth Folsom, Clerk

House Remote Testify

Health, Human Services and Elderly Affairs Committee Testify List for Bill HB572 on 2021-02-16

Support: 40 Oppose: 55 Neutral: 1 Total to Testify: 2

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Signed Up</u>
Stevens, Holly	hstevens@new-futures.org	A Lobbyist	New Futures	Neutral	Yes (5m)	2/15/2021 8:54 PM
Condon, Laura	lauracondon49@gmail.com	A Member of the Public	Myself	Oppose	Yes (2m)	2/15/2021 2:55 PM
Hayward, Marcia	mjhayward131@gmail.com	A Member of the Public	Myself	Support	No	2/15/2021 3:03 PM
Fedorchak, Gaye	gayevf@gmail.com	A Member of the Public	Myself	Support	No	2/15/2021 3:38 PM
Hope, Lucinda	lmhope46@gmail.com	A Member of the Public	Myself	Support	No	2/15/2021 4:19 PM
McCue, Dara	daramccue@psu.edu	A Member of the Public	Myself	Support	No	2/15/2021 4:22 PM
Ingold, Bret	bretingold@gmail.com	A Member of the Public	Myself	Support	No	2/15/2021 4:30 PM
Black, Kimberly	kimberly.black@ymail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 4:39 PM
Tanner, Courtney	Courtney.Tanner@hitchcock.org	A Lobbyist	Dartmouth-Hitchcock	Support	No	2/15/2021 4:51 PM
Connolly, Brenna	connolly.brenna@gmail.com	A Member of the Public	Myself	Support	No	2/15/2021 6:25 PM
Morin, Jennifer	Jennifer.morin@comcast.net	A Member of the Public	Myself	Oppose	No	2/15/2021 7:30 PM
Winand, William	T.winand@sas.com	A Member of the Public	Myself	Oppose	No	2/15/2021 7:31 PM
Prentiss, Senator Sue	simonprentiss1@gmail.com	An Elected Official	Myself	Support	No	2/15/2021 8:20 PM
Tennis, Laura	Laura.tennis1@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 8:30 PM
Manney, Jeanne	thekingswife@comcast.net	A Member of the Public	Myself	Oppose	No	2/15/2021 8:42 PM
Porter, Jandee	jandeeperporter@live.com	A Member of the Public	Myself	Oppose	No	2/15/2021 8:47 PM
Dudak, Colemann	dudak93@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 8:49 PM
Dudak, Breanna	bdudak8820@icloud.com	A Member of the Public	Myself	Oppose	No	2/15/2021 8:50 PM
Marino, John	techlon11@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 8:52 PM

Capellan, Jay	Jay.LisaCapellan@yahoo.com	A Member of the Public	Myself	Oppose	No	2/15/2021 8:52 PM
Capellan, Lisa	Lisa71781@yahoo.com	A Member of the Public	Myself	Oppose	No	2/15/2021 8:53 PM
DeMark, Richard	demarknh114@gmail.com	A Member of the Public	Myself	Support	No	2/15/2021 9:15 PM
Blasek, Melissa	melissa.blasek@leg.state.nh.us	An Elected Official	Myself	Oppose	No	2/15/2021 9:27 PM
Nuchow, Leslie	leslienuchow@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 9:49 PM
Hartzell, Emily	emilyhartzell@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 9:50 PM
Bemis, Amanda	apells88@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 10:18 PM
Bemis, Matt	xmattbemisx@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 10:19 PM
McLaughlin, Barbara	brbmclaughlin42@gmail.com	A Member of the Public	Myself	Support	No	2/15/2021 10:31 PM
Sanchez, Alison	alison.faye@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 10:35 PM
Hutson, Caitlen	caitlenhutson@aol.com	A Member of the Public	Myself	Oppose	No	2/15/2021 10:43 PM
ARONSON, LAURA	laura@mlans.net	A Member of the Public	Myself	Support	No	2/15/2021 11:07 PM
Tzilianos, Harmony	harmonytz@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 11:22 PM
Rojas, Cali	calianne321@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 11:23 PM
Sexton, Sara	sarasexton4@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 11:25 PM
Rojas, Emily	emilyrojas27@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 11:38 PM
McCartney, Michelle	Michelleredmond2000@yahoo.com	A Member of the Public	Myself	Oppose	No	2/15/2021 11:46 PM
Arnold, Neil	krisarn@myfairpoint.net	A Member of the Public	Myself	Support	No	2/15/2021 11:48 PM
McCartney, Evan	bebop0505@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 11:49 PM
McGraw, Dan	dmcgraw52@gmail.com	A Member of the Public	Myself	Oppose	No	2/16/2021 1:01 AM
Padmore, Michael	michael.padmore@nhms.org	A Lobbyist	NH Medical Society	Support	No	2/16/2021 9:40 AM
Greenough, Peggie	dgreenough62@gmail.com	A Member of the Public	Myself	Oppose	No	2/16/2021 1:46 AM
Greenough, Jr, David	dgreenough62@yahoo.com	A Member of the Public	Myself	Oppose	No	2/16/2021 1:48 AM
Greenough, Thomas	tjgreenough826@gmail.com	A Member of the Public	Myself	Oppose	No	2/16/2021 1:50 AM
Grimbilas, Jodi	jodi@jgstrategies.com	A Lobbyist	CVS Health	Support	No	2/16/2021 6:14 AM
Chase, Susan	srfchase@gmail.com	A Member of the Public	Myself	Support	No	2/16/2021 7:18 AM
Leary, Heather	k2leary@hotmail.com	A Member of the Public	Myself	Oppose	No	2/16/2021 7:20 AM

Stoddard, Kristine	kstoddard@bistatepca.org	A Lobbyist	Bi-State Primary Care Association	Support	No	2/16/2021 8:02 AM
Nan, O'Neill	raptorko@gmail.com	A Member of the Public	Myself	Support	No	2/16/2021 8:33 AM
Korfiatis, Maria	korfi309@gmail.com	A Member of the Public	Myself	Oppose	No	2/16/2021 8:44 AM
VanPatten, Emily	emily.b.vanpatten@gmail.com	A Member of the Public	Myself	Oppose	No	2/16/2021 8:48 AM
Rounds, Cheryl	blissfullyhealthy@gmail.com	A Member of the Public	Myself	Oppose	No	2/16/2021 9:03 AM
perez, maria	mariaeli63@gmail.com	An Elected Official	District 23	Support	No	2/16/2021 9:05 AM
Camarota, Hon. Linda Rea	lrcamarota@gmail.com	A Member of the Public	Myself	Oppose	No	2/16/2021 9:07 AM
Moe, carmelita	carmelitaymoe@outlook.com	A Member of the Public	Myself	Support	No	2/16/2021 9:26 AM
Kishinevsky, Rebecca	rp.kishinevsky@yahoo.com	A Member of the Public	Myself	Oppose	No	2/16/2021 10:12 AM
Kliskey, Jessica	silversmithjess@gmail.com	A Member of the Public	Myself	Support	No	2/16/2021 10:43 AM
Peterson, Kathy	KatPeters18@aol.com	A Member of the Public	Myself	Oppose	No	2/16/2021 2:04 PM
Martin, Rachel	rachelmar@protonmail.com	A Member of the Public	Myself	Oppose	No	2/16/2021 3:11 PM
Judge, Donna	donnatjudge@gmail.com	An Elected Official	Myself	Oppose	No	2/16/2021 3:30 PM
Manseau, Joline	joline.manseau@gmail.com	A Member of the Public	Myself	Support	No	2/12/2021 10:16 PM
Bates, David	dbates3@yahoo.com	A Member of the Public	Myself	Support	No	2/13/2021 11:19 AM
Fenner-Lukaitis, Elizabeth	glukaitis@mcttelecom.com	A Member of the Public	Myself	Support	No	2/13/2021 1:38 PM
Gibbons, Cheryl	cherylsark@gmail.com	A Member of the Public	Myself	Support	No	2/14/2021 10:19 AM
Fordey, Nicole	nikkif610@gmail.com	A Member of the Public	Myself	Support	No	2/13/2021 8:13 PM
Johnson, Sara	nhchicagocubfan@gmail.com	A Member of the Public	Myself	Support	No	2/14/2021 5:20 AM
Edwards, Rep Jess	jess.edwards@leg.state.nh.us	An Elected Official	Rockingham District 4 (Auburn, Chester, Sandown)	Support	No	2/14/2021 11:50 AM
Thompson, Laura	nicmom@hotmail.com	A Member of the Public	Myself	Support	No	2/14/2021 12:11 PM
Wells, Lee	leewells.locustfarm@gmail.com	A Member of the Public	Myself	Support	No	2/14/2021 12:19 PM
White, Melissa	marino_melissa@yahoo.com	A Member of the Public	Myself	Oppose	No	2/14/2021 1:00 PM
Aiken Hobbs, Alyson	aaikenhobbs@yahoo.com	A Member of the Public	Myself	Support	No	2/14/2021 6:48 PM
Cates, Tammy	tjcates@eagleswind.com	A Member of the Public	Myself	Oppose	No	2/14/2021 5:22 PM
Westlake, Jane	janewestlake57@gmail.com	A Member of the Public	Myself	Support	No	2/14/2021 7:17 PM
Trexler, Larisa		A Member of the Public	Myself	Oppose	No	2/14/2021 8:15 PM

	trexlers@gmail.com					
Trexler, Ryan	mollyssurvival@gmail.com	A Member of the Public	Myself	Oppose	No	2/14/2021 8:17 PM
Cook, Barbara D	bdc7@aol.com	A Member of the Public	Myself	Support	No	2/15/2021 7:30 AM
Libby, Heather	hmwilson04@aol.com	A Member of the Public	Myself	Oppose	No	2/15/2021 8:30 AM
Mason, Angela	acmbogue@yahoo.com	A Member of the Public	Myself	Oppose	No	2/15/2021 8:50 AM
Lail, Nicole	nlail@icloud.com	A Member of the Public	Myself	Oppose	No	2/15/2021 9:08 AM
Kelley, Rochelle	rochellerkelley@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 9:18 AM
Kelley, Samuel	Skelleypumbing@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 9:20 AM
Rossal, Dave	Deut10_12@hotmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 10:33 AM
Willerer, Rachel	thewillerers@comcast.net	A Member of the Public	Myself	Oppose	No	2/15/2021 10:21 AM
Babb, Paul	paulbabb@protonmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 10:25 AM
Courchaine, Sarah	simplybalanced@yahoo.com	A Member of the Public	Myself	Oppose	No	2/15/2021 10:28 AM
Rossal, Julie	Deut10_12@hotmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 10:31 AM
Sargent, Elizabeth	esargent@sheehan.com	A Lobbyist	NH Society of Health-System Pharmacists	Support	No	2/15/2021 5:11 PM
Larson, Ruth	ruthlarson@msn.com	A Member of the Public	Myself	Support	No	2/15/2021 11:17 AM
Molloy, Kathe	KatheMolloy@gmail.com	A Member of the Public	Myself	Oppose	No	2/15/2021 11:46 AM
Torpey, Jeanne	jtorp51@comcast.net	A Member of the Public	Myself	Support	No	2/15/2021 1:29 PM
Minnehan, Paula	pminnehan@nhha.org	A Lobbyist	NH Hospital Association	Support	No	2/15/2021 1:39 PM
Gould, Rep. Linda	lgouldr@myfairpoint.net	An Elected Official	Myself	Oppose	No	2/15/2021 2:12 PM
Jakubowski, Deborah	Dendeb146@gmail.com	A Member of the Public	Myself	Support	No	2/15/2021 2:19 PM
jakubowski, dennis	dendeb146@gmail.com	A Member of the Public	Myself	Support	No	2/15/2021 2:20 PM
Frost, Sherry	sherry.frost@leg.state.nh.us	An Elected Official	Myself	Support	No	2/15/2021 2:29 PM
Law, Tonda	groetzinger6@aol.com	A Member of the Public	Myself	Oppose	No	2/15/2021 2:34 PM
Cohen, Richard	racnhpa@gmail.com	A Member of the Public	New Hampshire Pharmacist Association	Support	No	2/15/2021 2:53 PM

Testimony

Archived: Wednesday, March 17, 2021 3:37:53 PM
From: [Michelle Wilson Folan](#)
Sent: Tuesday, February 16, 2021 1:26:48 PM
To: ~House Health Human Services and Elderly Affairs
Subject: Oppose HB572
Importance: Normal

I oppose HB572. Vaccines should be administered by a doctor, especially for children.

Michelle Folan
Mont Vernon, NH

Archived: Wednesday, March 17, 2021 3:37:54 PM

From: [Kathe Molloy](#)

Sent: Monday, February 15, 2021 11:45:42 AM

To: [~House Health Human Services and Elderly Affairs](#); [Kathe Molloy](#)

Subject: Opposition to HB 572

Importance: Normal

Dear HHSEA Committee;

I am opposed to HB 572 becoming a law allowing pharmacy techs to administer vaccines whether or not they have had advanced training.

Thank you for your time and effort.

Sincerely,

Kathe Molloy

148 Elm Street

Claremont, NH 03743

Archived: Wednesday, March 17, 2021 3:37:53 PM
From: [Kathe Molloy](#)
Sent: Monday, February 15, 2021 2:42:02 PM
To: ~House Health Human Services and Elderly Affairs
Cc: [Kathe Molloy](#)
Subject: Fwd: Opposition to HB 572
Importance: Normal

----- Forwarded message -----
From: **Kathe Molloy** <kathemolloy@gmail.com>
Date: Mon, Feb 15, 2021 at 2:29 PM
Subject: Re: Opposition to HB 572
To: Canon Mark A. Pearson <canonpearson@yahoo.com>

Dear Representative Pearson;
I appreciate your taking the time to have a conversation with me. I will forward this email to the committee immediately. Thank you for your timely reply and suggestion.
Sincerely,
Kathe Molloy

On Mon, Feb 15, 2021 at 12:24 PM Canon Mark A. Pearson <canonpearson@yahoo.com> wrote:
Thank you. That was helpful.

I might suggest you send this to the entire committee as a follow up to your previous group email.

Again, much appreciated.

Rep. Mark Pearson, Chairman, HHS&EA Committee

On Monday, February 15, 2021, 12:21:22 PM EST, Kathe Molloy <kathemolloy@gmail.com> wrote:

dear Representative Pearson;
I am opposed to the bill for the following reasons: I don't think it is wise for citizens of any age to be getting flu shots in a pharmacy in case of adverse reactions by people with underlying or undiagnosed conditions. Children in particular need the oversight of doctors.
Also, paragraph IV requires that the pharmacist "Record the vaccination in the state vaccine registry", but makes no mention of such action being dependent upon patient consent...so it imposes a requirement not allowed by current law. Thank you for your time and interest.
Sincerely,
Kathe Molloy
148 Elm Street
Claremont, NH 03743i

On Mon, Feb 15, 2021 at 12:02 PM Canon Mark A. Pearson <canonpearson@yahoo.com> wrote:
I'd be interested in why you are opposed.
Rep. Mark Pearson
Chairman, Health, Human Services and Elderly Affairs

On Monday, February 15, 2021, 11:45:43 AM EST, Kathe Molloy <kathemolloy@gmail.com> wrote:

Dear HHSEA Committee;

I am opposed to HB 572 becoming a law allowing pharmacy techs to administer vaccines whether or not they have had advanced training.

Thank you for your time and effort.

Sincerely,

Kathe Molloy

148 Elm Street

Claremont, NH 03743

Archived: Wednesday, March 17, 2021 3:37:52 PM
From: [Danielle Bowers](#)
Sent: Monday, March 1, 2021 9:30:10 AM
To: ~House Health Human Services and Elderly Affairs
Subject: HB572
Importance: Normal

Dear Members,

Please OPPOSE this bill! I am a licensed Pharmacy Technician and I can tell you, I should not be allowed to administer vaccines!! I do not have the training and obviously I am not a doctor. Vaccines should be administered under the care of a physician, not someone who just knows how to inject you. Below are two important points:

1. Pharmacy flu shots should not be allowed to be given to “the general public” (any age), they should be for age 18 and up in a pharmacy. Babies need the care of doctors.
2. Paragraph IV requires that the pharmacist “Record the vaccination in the state vaccine registry”, but makes no mention of such action being dependent upon patient consent...so it imposes a requirement not allowed by current law.

Respectfully,
Danielle Bowers
Acworth, NH

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" Let us hear the conclusion of the whole matter: Fear God, and keep His commandments: for this is the whole duty of man. "
Ecclesiastes 12:13

Rep. Gary Merchant
Sullivan District 4, Claremont
Health, Human Services, and Elderly Affairs
603-558-1389
Gary.merchant@leg.state.nh.us

HB 572

Thank you, Mister Chairmen, members of the Health, Human Services and Elderly Affairs Committee, colleagues, and public members. My name is Rep. Gary Merchant, Sullivan County, District 4, Claremont, Ward 2.

I come before you today to introduce HB 572 and Amendment 2021-0301h.

Vaccines – Today, pharmacists administer approximately 34% of adult vaccines in New Hampshire. Patients do not require an appointment with pharmacists who provide walk-in service, and pharmacies offer convenient locations, especially in rural areas.

Pharmacists today administer the following vaccines: Hepatitis A, Hepatitis B, Influenza, MMR (Measles, mumps, and rubella), Meningococcal, Pneumococcal, Varicella, and Zoster. All except two vaccines appear on the CDC recommended Adult Immunization Schedule – Haemophilus and HPV (Human Papillomavirus).

The bill aligns the list of vaccines a pharmacist may administer with all CDC recommended adult vaccines on the immunization schedule. If the CDC adds a vaccine as COVID to the list, the bill allows the vaccine to be added to the list of vaccines a pharmacist may administer.

Licensed Advanced Pharmacy Technician – Today, the states of Utah, Nevada, Idaho, Michigan, Washington, and Rhode Island allow trained pharmacy technicians to administer a vaccine when supervised by a licensed, immunizing pharmacist. Recently, the US Department of Health and Human Services issued guidance under the PREPS Act that allows pharmacy technicians throughout the United States to administer child vaccines and COVID 19 vaccines.

In 2019, the State of New Hampshire created a new pharmacy technician category, a Licensed Advanced Pharmacy Technician or LAPT. Requirements for licensure of an LAPT include:

- Passing a national certification exam.
- Working 2,000 hours as a certified technician.
- Completing a board-approved advanced pharmacy technician program.
- Passing a state exam.

The bill allows an appropriately trained LAPT to administer a vaccine approved by a pharmacist and requires a pharmacist to be physically on-site.

Amendment 2021-0198h – The bill as written includes all vaccines approved by the CDC. The amendment clarifies that only vaccines on the CDC Adult Immunization Schedule may be provided by a pharmacist.

February 16, 2021

The Honorable Mark Pearson, Chair
House Health, Human Services and Elderly Affairs Committee
Legislative Office Building Room 205
Concord, NH 03301

Re: New Futures' testimony on HB 572

Dear Chairman Pearson and Members of the Committee:

New Futures appreciates the opportunity to testify on HB 572, relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines. New Futures is a nonpartisan, nonprofit organization that advocates, educates and collaborates to improve the health and wellness of all New Hampshire residents. In this role, we work extensively with policy makers, health care providers and families to increase access to quality, affordable health care, including access to important vaccines, throughout the Granite State.

HB 572 not only expands on pharmacy staff allowed to administer vaccines, but it expands on the types of vaccines they are able to provide to the public. This bill would expand that capacity to all CDC approved vaccines for adults and the COVID-19 vaccine for children and adults when it is readily available. While New Futures certainly supports increased access to vaccines for all Granite Staters, to do so while not knowing how affordable that access would be is problematic.

While understanding that this testimony is on HB 572, it would be remiss not to mention the intersection of this bill with HB 604 and HB 221. The intent of HB 604 is to increase access to vaccines while reducing costs to the overall health care system. The pharmacies have resisted being involved in the proposed expansion of the state's vaccine program to include adults. However, they are asking you to expand the scope of their vaccine practice. Additionally, having pediatric COVID-19 vaccines administered through the pharmacies could undermine the successful and well-functioning children's vaccine program that has existed for nearly two decades. Additionally, this bill removes the requirement for the pharmacies to notify a patient's primary care physician about vaccines given, relying solely on the pharmacist entering the information into the state's vaccine registry. HB 572 would need HB 221 to be found inexpedient to legislate for it to function in a way that the patient receives continuity in his or her health care.

Until the overall impact of this legislation is known given its intersection with other house bills currently being considered, New Futures takes no position on this bill at this time. Instead, New Futures simply urges the Committee to fully assess the ramifications of HB 572, especially in conjunction with HB 604 and HB 221 before proceeding forward with this bill. This assessment should include any potential impact on the overall cost to the health care system.

Please do not hesitate to contact me if you have any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Holly A. Stevens", with a long horizontal flourish extending to the right.

Holly A. Stevens, Esq.
Health Policy Coordinator

Archived: Wednesday, March 17, 2021 3:37:52 PM
From: [Kenny S](#)
Sent: Sunday, February 28, 2021 3:26:34 PM
To: ~House Health Human Services and Elderly Affairs
Subject: Please oppose HB 572
Importance: Normal

Legislators,

Please OPPOSE HB 572. Informed consent is a paramount human right. Please support individual rights and privacy. Language like this is just an end around legal protections in place

"Paragraph IV requires that the pharmacist "Record the vaccination in the state vaccine registry", but makes no mention of such action being dependent upon patient consent... so it imposes a requirement not allowed by current law."

Please protect NH citizens and oppose. Thank you.

Respectfully,

Kenny Scipione
17 Highland Ave
Sandown, NH 03873

Archived: Wednesday, March 17, 2021 3:37:53 PM

From: [VaxChoiceNH](#)

Sent: Tuesday, February 16, 2021 6:51:55 PM

To: ~[House Health Human Services and Elderly Affairs](#)

Subject: OPPOSE HB572 pharmacists administration of vaccines and allowing a licensed pharmacy tech to administer vaccines

Importance: Normal

Dear Chairman Pearson and HHSEA Committee Members:

I write to you in opposition to HB572 relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines.

I oppose this bill for three reasons:

#One:

- Influenza vaccines administered in pharmacies should be limited to those individuals age 18 and older and not simply be given to the "general public". **"General public" would include infants as young as six months of age. This trivializes the very real vaccine risks and serious reactions by giving flu shots to infants and children in the corner drug store or grocery store pharmacy.** Will pharmacists have the equipment and training to be able to tell the difference between cardiac arrest, anaphylaxis, fainting, and act accordingly to save the lives of babies and children who react at the time of vaccination? **Most pharmacies and grocery stores don't have lifesaving defibrillators** like they do in doctors' offices to save the lives of infants and children who have an immediate life-threatening reaction to vaccines.
- **This bill undermines the need for a medical home for a child.** Pharmacists don't have the necessary medical history of an infant or child or the time to prescreen for contraindications based on a child's personal and family history and unique health needs prior to vaccination. Children today may get as many as 70 doses of vaccines for 16 different diseases. Many vaccines now come in cocktail shots containing up to 5 different vaccines in one shot. It is difficult for parents to remember if the flu shot was one of them. This is why they need a medical home to keep a patient history and schedule vaccines including the flu shot when appropriate.
- **Pharmacists don't have enough training about all the vaccines, risks, prescreening, contraindications, emergency interventions for reactions, reporting reactions to [Vaccine Adverse Events Reporting System](#), and advising parents about the statute of limitations and [instructions for filing a claim with the National Vaccine Injury Compensation Program](#).**
- **The Centers for Disease Control [Vaccine Information Statements](#) list many reasons why patients shouldn't be vaccinated, and it is highly unlikely a busy pharmacist has the time to ask about all the reasons not to vaccinate.** These are some of the reasons to not vaccinate that are recorded in

federally required vaccine information statements that a pharmacist with only 8.4 hours of training on vaccines is unlikely to catch:

- Will they screen for things like allergic reactions to ingredients in the vaccine and is a pharmacist going to cover all the ingredients in a flu shot?
 - Are they going to perform an exam at the pharmacy and take the child's temperature to make sure they don't have a fever or some other illness?
 - Are they going to know if the child has a weakened immune system due to disease (such as cancer or HIV/AIDS), medical treatments (such as radiation, immunotherapy, steroids, or chemotherapy), if they have a history of seizures, if they have a parent, brother, or sister with a history of seizures, or if they have a parent, brother, or sister with a history of immune system problems?
 - Will they screen if the child has a condition that makes them bruise or bleed easily?
 - Will they know if a child has recently had a transfusion or if they have ever had Guillain Barre Syndrome post vaccination?
 - Will they know if a child has had a serious or a life-threatening reaction to any other vaccine that might indicate a high risk with a flu shot?
- Vaccines, just like all pharmaceutical products, can cause injury and death in some people. The United States Government has paid out more than \$4 billion dollars to vaccine victims through the [National Vaccine Injury Compensation Program](#). Influenza vaccines have many more VAERS reports and vaccine injury claims than any other vaccine.

*** Influenza vaccination rates for New Hampshire children are at the high rate of 70% as reported by Beth Daly of DHHS to the Vaccine Association audit committee on August 20, 2020. Clearly there is no problem with access to flu shots for children without allowing pharmacists and pharmacy technicians to be giving influenza vaccination to children in a busy pharmacy.**

#Two

The vaccines given in a pharmacy should be limited to vaccines for which actual FDA license has been given and for those individuals for whom the CDC has recommended vaccines according to the details in the CDC's ever-changing, recommended adult vaccine schedule. <https://www.cdc.gov/vaccines/schedules/hcp/imz/adult.html>

A pharmacy is not the place to be giving experimental vaccines like the COVID shots for which there is only FDA Emergency Use Authorization given and not FDA license.

#Three

* It cannot be required that the pharmacist, pharmacy intern, or licensed advanced pharmacy technician shall "record the vaccination in the state vaccine registry..." Per RSA 141-C:20-f, the immunization registry is a voluntary program.

<http://gencourt.state.nh.us/rsa/html/x/141-c/141-c-20-f.htm>

* Inclusion in the vaccination registry requires the consent of the pharmacy vaccine customer. Those individuals who receive vaccines in a pharmacy retain the right to decide whether or not to be included in the registry. It cannot be a mandate imposed on the pharmacist or other staff absent the customer's consent.

For these reasons I oppose HB572 and ask that you vote for an ITL recommendation.

Sincerely,
Laura Condon, NH Director of Advocacy with the National Vaccine Information Center
Bedford, NH
603.471.0787

Bill as
Introduced

HB 572 - AS INTRODUCED

2021 SESSION

21-0708

10/08

HOUSE BILL **572**

AN ACT relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines.

SPONSORS: Rep. Merchant, Sull. 4; Sen. Prentiss, Dist 5

COMMITTEE: Health, Human Services and Elderly Affairs

ANALYSIS

This bill extends authority for pharmacist administration of vaccines to include vaccines approved by the Centers for Disease Control (CDC) and allows licensed advanced pharmacy technicians to administer vaccines.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines.

Be it Enacted by the Senate and House of Representatives in General Court convened:

- 1 1 Pharmacist Administration of Vaccines. Amend RSA 318:16-b to read as follows:
- 2 318:16-b Pharmacist Administration of Vaccines. A pharmacist ~~[or]~~, pharmacy intern, **or**
- 3 **licensed advanced pharmacy technician**, under the ~~[direct]~~ supervision of an **on-site**
- 4 immunizing pharmacist may administer influenza vaccines to the general public and a pharmacist
- 5 ~~[or]~~, pharmacy intern, **or licensed advanced pharmacy technician** may administer
- 6 ~~[pneumococcal and varicella-zoster]~~ vaccines, **as approved by an immunizing pharmacist and**
- 7 **which have been approved by the Centers for Disease Control (CDC)**, to individuals 18 years
- 8 of age or older, provided all of the criteria in this section have been met. A pharmacist ~~[or]~~,
- 9 pharmacy intern, **or licensed advanced pharmacy technician** under the ~~[direct]~~ supervision of
- 10 an **on-site immunizing** pharmacist may administer a COVID-19 vaccine, if available, provided that
- 11 all applicable criteria in this section have been met. ~~[The pharmacist or pharmacy intern~~
- 12 ~~administering a COVID-19 vaccine shall notify the patient's primary care physician.]~~ The
- 13 pharmacist ~~[and]~~, pharmacy intern, **or licensed advanced pharmacy technician** shall:
 - 14 I. Hold a current license to practice as a pharmacist, or be registered as a pharmacy intern
 - 15 under RSA 318:15-b in New Hampshire, **or be licensed as a licensed advanced pharmacy**
 - 16 **technician under RSA 318:15-c.**
 - 17 II. Possess at least \$1,000,000 of professional liability insurance coverage.
 - 18 III. In order to administer ~~[influenza, pneumococcal, and varicella-zoster]~~ vaccines, have
 - 19 completed training specific to ~~[the administering]~~ **administration** of the respective vaccines that
 - 20 includes programs approved by the Accreditation Council for Pharmacy Education (ACPE) or
 - 21 curriculum-based programs from an ACPE-accredited college of pharmacy or state or local health
 - 22 department programs or programs recognized by the board.
 - 23 IV. Provide to the board evidence of compliance with paragraphs I-III.
 - 24 V. Provide notice to the primary care provider, when designated by the patient, of the
 - 25 administration of ~~[the pneumococcal and varicella-zoster]~~ vaccines.
 - 26 VI. **Record the vaccination in the state vaccine registry and** maintain a record of
 - 27 administration of ~~[pneumococcal and varicella-zoster]~~ vaccinations for each individual as required by
 - 28 state and federal law.
 - 29 2 Repeal. RSA 318:16-d, relative to additional authority for pharmacist administration of
 - 30 vaccines, is repealed.

HB 572 - AS INTRODUCED

- Page 2 -

1 3 Effective Date. This act shall take effect June 20, 2021.