TO THE HONORABLE SENATE:

The Committee on Health and Welfare to which was referred House Bill No. 545 entitled "An act relating to issuing immunization recommendations" respectfully reports that it has considered the same and recommends that the Senate propose to the House that the bill be amended as follows:

First: In Sec. 3, 18 V.S.A. § 1131, by striking subsection (b) in its entirety and inserting a new subsection (b) to read as follows:

(b) Membership. The Council shall be composed of the following members:

(1) ~~a representative~~ the executive officer of the Vermont Board of Medical Practice~~, appointed by the Governor~~ or designee;

(2) the ~~Secretaries~~ Secretary of Human Services ~~and of~~ or designee;

(3) the Secretary of Education or ~~their designees~~ designee;

~~(3)~~(4) a representative of public schools, appointed by the Governor;

~~(4)~~(5) the State ~~epidemiologist~~ Epidemiologist or designee;

(6) the Department of Health's Immunization Program Manager or designee;

(7) a practicing pediatrician, appointed by the Governor;

(8) two individuals who are professors, researchers, or physicians, or any combination of these individuals, with expertise in infectious disease and human immunizations, appointed by the Governor;

(9) a family or internal medicine physician, appointed by the Governor;

~~(5)~~(10) a ~~representative of both public and independent schools, appointed by the Governor; and~~ practicing advanced practice registered nurse licensed pursuant to 26 V.S.A. chapter 28, appointed by the Governor;

(11) a practicing pharmacist licensed pursuant 26 V.S.A. chapter 36, appointed by the Governor; and

~~(6)~~(12) any other persons deemed necessary by the Commissioner.

Second: By striking out Sec. 7, 26 V.S.A. § 2042a, in its entirety and inserting in lieu thereof a new Sec. 7 to read as follows:

Sec. 7. 26 V.S.A. § 2042a is amended to read:

§ 2042a. PHARMACY TECHNICIANS; QUALIFICATIONS FOR REGISTRATION

* * *

(c) Pharmacy technicians shall only administer immunizations:

(1) when a licensed pharmacist who is trained to immunize is present and able to assist with the immunization, as needed;

(2) pursuant to:

(A) a valid prescription by a practitioner;

(B) a standing order made by the Commissioner of Health; or

(C) a protocol approved by the Commissioner of Health under subdivision 2023(b)(2)(A) of this title; and

(3) to patients:

(A) 18 years of age or older~~, as established in subdivision 2023(b)(2)(A)(vii) and the resulting State protocol~~; and

~~(2)~~(B) ~~to patients~~ five years of age or older~~,~~ seeking an influenza ~~vaccine~~ immunization, COVID-19 ~~vaccine~~ immunization, and subsequent formulations or combination products thereof~~, in accordance with subdivision 2023(b)(2)(A)(viii) and the resulting State protocol;~~

~~(3) pursuant to the schedules and recommendations of the Advisory Committee on Immunization Practices' recommendations for the administration of immunizations, as those recommendations may be updated from time to time; and~~

~~(4) when a licensed pharmacist who is trained to immunize is present and able to assist with the immunization, as needed~~.

(d) ~~Pharmacy technicians shall administer only those immunizations that:~~

~~(1) are recommended by the Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices (ACIP); and~~

~~(2) licensed pharmacists are permitted to administer under the State clinical pharmacy protocol, as established in subdivision 2023(b)(2) of this title.~~

~~(e)~~ Pharmacy technicians performing COVID-19 tests shall do so only:

(1) when a licensed pharmacist who is trained to perform COVID-19 tests is present and able to assist with the test, as needed;

(2) in accordance with a State protocol adopted under subdivision 2023(b)(2)(A)(x) of this title; and

(3) in accordance with rules adopted by the Board.

~~(f)~~(e) The Board may adopt rules regarding the administration of immunizations and the performance of COVID-19 tests by pharmacy technicians.

Third: By striking out Sec. 13, 26 V.S.A. § 2042a, in its entirety and inserting in lieu thereof a new Sec. 13 to read as follows:

Sec. 13. [Deleted.]

(Committee vote: _____)

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Senator _____

FOR THE COMMITTEE