
A BILL FOR AN ACT

RELATING TO THE PRACTICE OF PHARMACY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

- 1 SECTION 1. Chapter 461, Hawaii Revised Statutes, is
2 amended by adding two new sections to be appropriately
3 designated and to read as follows:
- 4 "§461- Public health and pharmacy formulary advisory
5 committee; duties. (a) There is established the public health
6 and pharmacy formulary advisory committee to advise the board of
7 pharmacy on matters relating to a formulary of drugs and
8 devices. The committee shall consist of seven members to be
9 appointed by the governor pursuant to section 26-34 as follows:
- 10 (1) Two physicians licensed to practice medicine by the
11 Hawaii medical board;
- 12 (2) Two advanced practice registered nurses who have
13 prescriptive authority and who are licensed by the
14 state board of nursing; and
- 15 (3) Three pharmacists licensed by the board of pharmacy,
16 at least one of whom is employed as a community



1 pharmacist and one of whom is employed as a health
2 system pharmacist.

3 (b) The Hawaii medical board, the state board of nursing,
4 and the board of pharmacy may respectively submit to the
5 governor a list of up to three names of individuals to be
6 considered for a vacancy required to be filled by a licensee
7 from that board.

8 (c) Notwithstanding any provision of law to the contrary,
9 the term of each committee member shall be two years. A member
10 whose term has expired shall continue to serve until a successor
11 is appointed.

12 (d) The committee shall elect one of its members to serve
13 as chairperson.

14 (e) Members of the committee shall serve without
15 compensation and shall not be reimbursed for expenses.

16 (f) A member of the committee who fails to attend two
17 consecutive meetings of the committee shall be removed from the
18 committee unless the failure to attend was due to a serious
19 health condition of the member or a family member of the member.

20 (g) The committee shall recommend to the board of
21 pharmacy, for adoption by rule, a formulary of drugs and devices



1 that a pharmacist may prescribe and dispense to a patient
2 pursuant to a diagnosis by a health care practitioner who is
3 qualified to make the diagnosis. The committee shall
4 periodically review the formulary and recommend revisions to the
5 board for adoption by rule.

6 (h) The committee may receive requests from a pharmacist
7 to add a drug or device to the formulary on a request form to be
8 prescribed by the board of pharmacy.

9 (i) The committee may consider a concept for the
10 development of a protocol submitted by a pharmacist on a form to
11 be prescribed by the board of pharmacy.

12 **§461- Prescriptive authority of pharmacists.** (a) The
13 board may issue certificates of special competency in the
14 prescription and administration of vaccines to a licensed
15 pharmacist who has completed training accredited by the Centers
16 for Disease Control and Prevention, the American Council on
17 Pharmaceutical Education, or a similar health authority or
18 professional body.

19 (b) The board may adopt rules:

20 (1) Allowing a pharmacist to prescribe vaccines, provide
21 patient care services, and submit protocol concepts to



1 the public health and pharmacy formulary advisory
2 committee;
3 (2) Establishing a formulary of drugs and devices, as
4 recommended by the public health and pharmacy
5 formulary advisory committee, that a pharmacist may
6 prescribe and dispense to a patient pursuant to a
7 diagnosis by a health care practitioner who has
8 prescriptive authority and who is qualified to make
9 the diagnosis; provided that the formulary may include
10 post-diagnostic drugs and devices such as diabetic
11 testing supplies, emergency refills of insulin,
12 albuterol inhalers, epinephrine autoinjectors, smoking
13 cessation aids, discharge medications for transitions
14 of care, rapid strep tests, and spacers;
15 (3) Requiring pharmacists to establish protocols for the
16 prescription and administration of vaccines and the
17 provision of patient care services; and
18 (4) Requiring the reporting of the prescription and
19 administration of vaccines to a patient's primary
20 health care provider and to the Hawaii health
21 authority."



H.B. NO. 153

1 SECTION 2. New statutory material is underscored.

2 SECTION 3. This Act shall take effect on July 1, 2020.

3

INTRODUCED BY:

Jakasi Brown

JAN 17 2019



H.B. NO. 153

Report Title:

Pharmacists; Prescriptive Authority; Advisory Committee

Description:

Establishes the public health and pharmacy formulary advisory committee to advise the Board of Pharmacy in developing a formulary of drugs and devices that a pharmacist may prescribe and dispense. Authorizes the Board of Pharmacy to allow pharmacists to prescribe vaccines as well as drugs and devices from the formulary developed with the assistance of the advisory committee.

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