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Disclosure

The Immunization Action Coalition has been responsible for all aspects of content development for the enclosed presentation and all other assets supporting the *Take a Stand™* program. Any questions should be directed to the Immunization Action Coalition.

Pfizer is supporting this initiative because it provides focus on the importance of adult immunization. Pfizer has had no role in the creation of content for this presentation or other assets supporting the *Take a Stand™* program workshops and therefore accepts no responsibility for the content.
Session 3

State Law & Standing Orders:

Alexandra Stewart, JD
Associate Professor
Milken Institute School of Public Health
George Washington University
Overview

• Professions Practice Acts
• Identified:
  – Terms equivalent to Standing Orders
  – Terms equivalent to Vaccination
  – Elements of Immunization Practice
• Immunization Practice in ARIZONA
• Supervision Requirements
• Practice Settings
• Summary
Purpose

Ensure supervising physicians understand:

• Immunization practice = medical practice
• All states have laws governing how physicians delegate medical tasks to health professionals
• Laws may address:
  • The medical practice eligible for delegation
  • Which professionals may participate
  • Level of required supervision
  • Where the practice may occur
• Broad variability among states – No state authorizes all NPHPs to assess, prescribe and administer vaccines
State Law Review

Reviewed all laws, regulations, case law, attorney’s general advisory opinions governing:

• Medical Assistants
• Midwives
• Nurses
  – Advanced Practice Nurse
  – Nurse Practitioner
  – Practical Nurse
  – Registered Nurse
  – Vocational Nurse
• Pharmacists
• Physician Assistants
Terms Equivalent to “Standing Orders”

1. **Standardized Procedures**

2. **Written Guidelines**

3. **Collaboration:**
   - With collaboration
   - Collaborative practice
   - Collaborative practice agreement
   - Collaborative authority
   - Collaborating provider

4. **Delegation**
   - Delegated authority
   - Delegation order, agreement

5. **Protocol**
   - Prescriber-approved protocol
ARIZONA law includes the term “standing orders”

<table>
<thead>
<tr>
<th>Professional</th>
<th>Equivalent Terms</th>
</tr>
</thead>
</table>
| • Clinical Nurse Specialist  
• Certified Nurse Midwife  
• Midwife  
• Nurse Practitioner | CLINICAL NURSE SPECIALIST: May establish nursing standing orders, algorithms, practice guidelines |
| Medical Assistant | SILENT |
| Practical Nurse | SILENT |
| Registered Nurse | May provide care as prescribed |
| Vocational Nurse | SILENT |
| Pharmacist | Protocols |
| Physician Assistant | May act under delegation from the supervising physician |
Terms Equivalent to “Vaccination”

- Immunization
- Diagnostic or therapeutic regimens/measures
- Drug or device by injection
- Nonscheduled legend drug/substance*
- Medication**
- Pharmacological agents
- Prescription drugs or devices
- Schedule VI controlled substances

* LEGEND DRUGS are approved by the FDA and must be dispensed to the public only when a licenses physician or other licensed provider prescribes them. Legend drugs may be a controlled substance or a non-narcotic.

** MEDICATION includes drugs and pharmaceuticals and may be administered by injection or other methods.

## Defining “Vaccination” in ARIZONA Law

<table>
<thead>
<tr>
<th>Professional</th>
<th>Term</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Clinical Nurse Specialist</strong></td>
<td>CLINICAL NURSE SPECIALIST, CERTIFIED NURSE MIDWIFE: Medications <em>(Based on RN authority)</em></td>
</tr>
<tr>
<td><strong>Certified Nurse Midwife</strong></td>
<td>NURSE PRACTITIONER: Legend drugs; Medications</td>
</tr>
<tr>
<td><strong>Midwife</strong></td>
<td>MIDWIFE: May administer Vitamin K; Pitocin; RhoGam</td>
</tr>
<tr>
<td><strong>Nurse Practitioner</strong></td>
<td>Medications (Based on RN authority)</td>
</tr>
<tr>
<td><strong>Medical Assistant</strong></td>
<td>Oral and parenteral medications; Injections</td>
</tr>
<tr>
<td><strong>Practical; Vocational Nurse</strong></td>
<td>SILENT</td>
</tr>
<tr>
<td><strong>Registered Nurse</strong></td>
<td>Medications</td>
</tr>
<tr>
<td><strong>Pharmacist</strong></td>
<td>ADULTS: Immunizations listed in CDC schedule and for international travel</td>
</tr>
<tr>
<td></td>
<td>AGES 6 to 18: Flu and Vaccines in response to a public health emergency declared by the governor</td>
</tr>
<tr>
<td></td>
<td>PRESCRIPTION REQUIRED FOR: Japanese Encephalitis; Rabies; Typhoid; Yellow Fever</td>
</tr>
<tr>
<td><strong>Physician Assistant</strong></td>
<td>Medications, Drugs</td>
</tr>
</tbody>
</table>
Immunization Practice includes:

**Assessment**: Screening, examining, diagnosing, treating

- **EXCLUDES**: merely collecting or reporting data, interviewing or taking patient history

**Prescription**: Oral, written or electronic

- **EXCLUDES**: simply transmitting a prescription issued by another provider

**Administration**: Injection, oral, nasal

- **EXCLUDES**: Dispensing medication
## Immunization Practice: ARIZONA Law

<table>
<thead>
<tr>
<th>Professional</th>
<th>Assessment</th>
<th>Prescription</th>
<th>Administration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clinical Nurse Specialist</td>
<td>OWN AUTHORITY</td>
<td>OWN AUTHORITY Nurse Practitioner</td>
<td>OWN AUTHORITY Nurse Practitioner</td>
</tr>
<tr>
<td>Certified Nurse Midwife</td>
<td></td>
<td></td>
<td>DELEGATED (CNS; CNW)</td>
</tr>
<tr>
<td>Midwife</td>
<td></td>
<td></td>
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<tr>
<td>Nurse Practitioner</td>
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<td>Medical Assistant</td>
<td>DELEGATED**</td>
<td>SILENT</td>
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<tr>
<td>Practical Nurse</td>
<td>DELEGATED</td>
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</tr>
<tr>
<td>Registered Nurse</td>
<td>OWN AUTHORITY</td>
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<td>DELEGATED</td>
</tr>
<tr>
<td>Vocational Nurse</td>
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<tr>
<td>Pharmacist</td>
<td>SILENT</td>
<td>SILENT</td>
<td>DELEGATED</td>
</tr>
<tr>
<td>Physician Assistant</td>
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</tbody>
</table>

**MAs may prepare patients for and assist with routine and specialty examinations (1; 2)**
Supervision Requirements Include

**Medical Assistant**
Direct, within close proximity of supervisor, undefined supervision, at physician’s discretion

**Midwife**
Collaborative agreements with supervising physicians if midwife is an Advanced Practice Nurse

**Nurses in Advanced Practice**
Collaborative agreement with supervising physician/system governs entire practice
Supervision Requirements (cont.)

**Practical Nurse**
Direct, on-site supervision from physician, dentist, podiatrist, nurse in advanced practice, registered nurse, physician assistant

**Registered Nurse**
In collaboration with physician, dentist, podiatrist

**Vocational Nurse**
None listed

**Pharmacist**
Under own license or under delegated authority, protocol

**Physician Assistant**
With adequate physician supervision
## Supervision Requirements: ARIZONA Law

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<td>Midwife</td>
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<td>Nurse Practitioner</td>
<td>SILENT</td>
</tr>
<tr>
<td>Medical Assistant</td>
<td>Direct supervision of a: physician, physician assistant, nurse practitioner</td>
</tr>
<tr>
<td>Practical Nurse</td>
<td>May act under the supervision of a: physician, registered nurse</td>
</tr>
<tr>
<td>Registered Nurse</td>
<td>May provide prescribed aspects of nursing care including medications</td>
</tr>
<tr>
<td>Vocational Nurse</td>
<td>SILENT</td>
</tr>
<tr>
<td>Pharmacist</td>
<td>SILENT</td>
</tr>
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</table>
| Physician Assistant              | • Must practice under a written agreement with supervising physician who retains professional and legal responsibility for the care  
|                                  | • Supervision must be continuous                                           |
|                                  | • Physical presence not required if physician is available by phone         |
|                                  | • Must meet at least once each week (phone or in-person)                   |
Permissible Practice Settings

Medical Assistant
• Public, private ambulatory care setting, delegating physician’s office, licensed clinics

Midwife
• Public/private clinical settings, physician’s offices

Nurses in Advanced Practice (APN; CNS; NP)
• Public/private clinical settings, patient’s home, schools, occupational health, community health settings

Practical Nurse
• Public/private clinical settings, patient’s home, schools, occupational health, community health settings
Permissible Practice Settings (cont.)

Registered Nurse
• Public/private clinical settings, patient’s home, schools, occupational health, community health settings

Vocational Nurse
• Public/private clinical settings, patient’s home, schools, occupational health, community health settings

Pharmacist
• Hospitals, pharmacies, other health care facilities, jails

Physician Assistant
• Clinical and community locations
## Practice Settings in ARIZONA Law

<table>
<thead>
<tr>
<th>Professional</th>
<th>Setting</th>
</tr>
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<tbody>
<tr>
<td>• Clinical Nurse Specialist</td>
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<tr>
<td>Pharmacist</td>
<td>SILENT</td>
</tr>
<tr>
<td><strong>Physician Assistant</strong></td>
<td><strong>Any setting, authorized by supervising physician:</strong></td>
</tr>
<tr>
<td></td>
<td>• Physician offices; Clinics</td>
</tr>
<tr>
<td></td>
<td>• Hospitals; Ambulatory surgical centers</td>
</tr>
<tr>
<td></td>
<td>• Patient homes; Nursing homes</td>
</tr>
<tr>
<td></td>
<td>• Other health care institutions</td>
</tr>
</tbody>
</table>
Delegation of Immunizations in ARIZONA

1. **CLINICAL NURSE SPECIALIST, CERTIFIED NURSE MIDWIFE, MIDWIFE, NURSE PRACTITIONER:**
   - NP, CNM: Assess, prescribe and administer legend drugs under their own authority.
   - CNS: Assess patient status under own authority and administer medications under delegated authority.
   - MW: Assess patient status under own authority.

2. **MEDICAL ASSISTANT:**
   - May assess patient status and administer oral and parenteral medications and injections under delegated authority.

3. **REGISTERED NURSE:**
   - May assess patient status under their own authority and administer medications as prescribed.

4. **PHARMACIST:**
   - May administer immunizations or vaccines under their own authority or under protocols.

5. **PHYSICIAN ASSISTANT:**
   - May assess, prescribe and administer drugs as supervising physician delegates.

6. **VOCATIONAL NURSES:** Not addressed in ARIZONA law.
Comments?????
Citations


2. Commission on Accreditation of Allied Health Education Programs, Standards and Guidelines for Medical Assisting Educational Programs, Revised 2003 (2015)


Citations


