

House Bill 3030

Sponsored by Representative NERON

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Authorizes licensed optometrist to prescribe and administer vaccines and epinephrine and diphenhydramine injections. Directs Oregon Board of Optometry to approve training course on prescription and administration of vaccines.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to administration of medications by licensed optometrists; creating new provisions; amend-
3 ing ORS 433.095 and 683.010; and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. Section 2 of this 2021 Act is added to and made a part of ORS 683.010 to**
6 **683.310.**

7 **SECTION 2. (1) In accordance with the requirements of subsection (2) of this section and**
8 **rules adopted by the Oregon Board of Optometry, a licensed optometrist may prescribe and**
9 **administer vaccines to a person who is at least three years of age.**

10 **(2) In order to prescribe and administer vaccines under this section, a licensed**
11 **optometrist shall:**

12 **(a) Successfully complete a training course described in subsection (4) of this section;**

13 **(b) Be certified in basic life support;**

14 **(c) Report the prescription and administration of vaccines to the immunization registry**
15 **created by the Oregon Health Authority pursuant to ORS 433.094;**

16 **(d) Comply with any federal recordkeeping and reporting requirements related to the**
17 **prescription and administration of vaccines;**

18 **(e) Provide to the person's primary care provider documentation regarding the vaccines**
19 **prescribed and administered under this section;**

20 **(f) Prior to administering a vaccine, review the person's vaccination history in the im-**
21 **munization registry described in this subsection;**

22 **(g) Comply with protocols established by the authority for the prescription and adminis-**
23 **tration of vaccines under subsection (1) of this section; and**

24 **(h) Comply with any applicable rules adopted by the authority related to vaccines.**

25 **(3) A licensed optometrist who meets the requirements of subsection (2) of this section**
26 **may prescribe and administer epinephrine or diphenhydramine injections for the treatment**
27 **of severe allergic reactions.**

28 **(4) The board shall approve a training course on the prescription and administration of**
29 **vaccines. The board may approve a training course offered by the Centers for Disease Con-**
30 **trol and Prevention, the National Board of Examiners in Optometry or its successor organ-**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 **ization or other similar federal agency or professional organization.**

2 **(5) The board may adopt rules as necessary to carry out this section.**

3 **(6) In consultation with the board, the authority may adopt rules related to vaccines**
4 **prescribed and administered by licensed optometrists and epinephrine and diphenhydramine**
5 **injections prescribed and administered by licensed optometrists.**

6 **SECTION 3.** ORS 433.095 is amended to read:

7 433.095. The Oregon Health Authority shall adopt rules requiring dentists [*and*], pharmacists
8 **and optometrists** to report information about the administration of vaccines to the immunization
9 registry created under ORS 433.094.

10 **SECTION 4.** ORS 683.010 is amended to read:

11 683.010. As used in ORS 683.010 to 683.310, unless the context requires otherwise:

12 (1) "Licensed optometrist" means an optometrist licensed under ORS 683.010 to 683.340.

13 (2) "Optometric nontopical formulary" means the list of nontopical pharmaceutical agents for
14 the treatment of diseases of the human eye and the protocols for their usage adopted by the Council
15 on Optometric Nontopical Formulary under ORS 683.240 (2).

16 (3) "Practice of optometry" means:

17 **(a)** The use of any means other than invasive or laser surgery, or the prescription of Schedule
18 I and II drugs or pharmaceutical agents that are not on the optometric nontopical formulary, for
19 diagnosis and treatment in the human eye, for the measurement or assistance of the powers or range
20 of human vision or the determination of the accommodative and refractive states of the human eye
21 or the scope of its functions in general or the adaptation of lenses or frames for the aid thereof,
22 subject to the limitations of ORS 683.040. "Practice of optometry" includes the prescription of
23 Schedule II hydrocodone-combination drugs for the purposes listed in this subsection and the use
24 of telemedicine as defined in ORS 683.230.

25 **(b) The prescription and administration of vaccines.**

26 **(c) The prescription and administration of epinephrine or diphenhydramine injections.**

27 (4) "Trial frames" or "test lenses" means any frame or lens that is used in testing the eye and
28 that is not sold and not for sale.

29 **SECTION 5.** **This 2021 Act being necessary for the immediate preservation of the public**
30 **peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect**
31 **on its passage.**

32