STANDING ORDERS: Health Professionals & Immunization Practice
NEW MEXICO

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<th>Health Professional</th>
<th>Assessment</th>
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NOTES:
1. Immunization Practice: Includes the assessment of patient status, the prescription of appropriate vaccines, and the administration of vaccines.
2. Delegated Authority: May include the following terms: standing orders, protocol, collaborative agreement, direct or indirect supervision, at the direction of another provider, as ordered by another provider, or as prescribed by another provider.
3. Legal Interpretation—Nurses: Registered Nurses retain all authority granted to Practical Nurses and Vocational Nurses. Nurses engaging in advanced practice (Advanced Practice, Clinical Nurse Spec., and Nurse Practitioner) retain all authority granted to Registered Nurses, Practical Nurses, and Vocational Nurses.
4. Legal Interpretation—Midwives: Because midwives are not nurses in all states, they are identified as a separate professional category. When midwives are nurses, the following interpretations apply: Midwives who are identified as Registered Nurses retain all authority granted to Practical Nurses and Vocational Nurses. Midwives who engage in advanced practice retain all authority granted to Registered Nurses, Practical Nurses, and Vocational Nurses.
5. Gray box: Provider practices within the state, however the state has no relevant law addressing this element.

MIDWIFE

. . . 16.11.2.9 LICENSURE: A. Licensure requirements: A CNM licensed in New Mexico shall hold a license that meets the New Mexico board of nursing's requirement to practice as a registered nurse in New Mexico and shall hold current certification by ACNM or its designee.
. . . 16.11.2.10 PRACTICE OF THE CERTIFIED NURSE-MIDWIFE: A. Scope of practice: midwifery practice as conducted by a CNM is the independent management of women's health care, focusing particularly on common primary care issues. A CNM independently prescribes, distributes and administers dangerous drugs and devices appropriate to a client's condition.
. . . B. Prescriptive authority. (1) . . . (a) A CNM may independently prescribe, distribute or administer dangerous drugs and devices appropriate to a client's condition.

. . . 16.11.3.12 RESPONSIBILITIES AND SCOPE OF PRACTICE: A. SCOPE OF PRACTICE: The licensed midwife may provide care to women without general health or obstetrical complications. Such care includes . . . (4) Well-woman care . . . (6) Administration of specific drugs and medications as outlined in the New Mexico Midwives Association Policies and Procedures.
**NURSES**

**Clinical Nurse Spec.**

. . . G. “clinical nurse specialist” means a registered nurse who is licensed by the board for advanced practice as a clinical nurse specialist. . . . *N.M. Stat. § 61-3-3 (2012) Definitions*

**Nurse Practitioner**

. . . E. “certified nurse practitioner” means a registered nurse who is licensed by the board for advanced practice as a certified nurse practitioner. . . . *N.M. Stat. § 61-3-3 (2012) Definitions*

**Practical Nurse**

. . . J. “licensed practical nursing” means the practice of a directed scope of nursing . . . which practice is at the direction of a registered nurse, physician or dentist licensed to practice in this state. This practice includes but is not limited to: (1) contributing to the assessment of the health status of individuals, families and communities; (2) participating in the development and modification of the plan of care . . . . *N.M. Stat. § 61-3-3 (2012) Definitions*

**Registered Nurse**

. . . M. “practice of nursing” means . . . assessing and implementing a plan of care to accomplish defined goals and evaluating responses to care and treatment. This practice . . . includes but is not limited to . . . (5) administering medications and performing treatments prescribed by a person authorized in this state or in any other state in the United States to prescribe them; (6) recording and reporting nursing observations, assessments, interventions and responses to health care . . . . N. “professional registered nursing” means . . . (1) assessing the health status of individuals, families and communities . . . . *N.M. Stat. § 61-3-3 (2012) Definitions*

.nurse Joan Maestas injected a vaccine . . . . *Romero v. New Mexico Health & Environ. Dep't, 760 P.2d 1282, 1283 (New Mexico, 1988)* (plaintiff claimed that agency failed to properly train nurse when he was injured upon the nurse administering a vaccine to him)

**PHARMACIST**

A. A pharmacist clinician planning to exercise prescriptive authority in his practice shall have on file at his place of practice written guidelines or protocol. The guidelines or protocol shall authorize a pharmacist clinician to exercise prescriptive authority and shall be established and approved by a practitioner in accordance with regulations adopted by the board. A copy of the written guidelines or protocol shall be on file with the board. The practitioner who is a party to the guidelines or protocol shall be in active practice and the prescriptive authority that he grants to a pharmacist clinician shall be within the scope of the practitioner's current practice. . . . *N.M. Stat. § 61-11B-3 (2012) Pharmacist clinician prescriptive authority*

A. The Pharmacy Act does not prohibit . . . (8) a pharmacist from prescribing . . . vaccines and immunizations. . . . *N.M. Stat. § 61-11-7 (2012) Drug dispensation; limitations*

. . . 16.19.4.7 DEFINITIONS . . . X. “Practice of pharmacy” means . . . (6) . . . patient counseling, prescriptive authority, drug administration. . . . collaborative practice, and monitoring dangerous drug therapy . . . . Z. “Prescriptive authority” means the authority to prescribe, administer, monitor or modify dangerous drug therapy. . . . 16.19.4.17 PHARMACIST CLINICIAN . . . D. Prescriptive authority, guidelines or protocol. (1) Only a registered pharmacist clinician with current protocols, registered with the New Mexico medical board or the New Mexico board of osteopathic medical examiners, may exercise prescriptive authority. . . . *N.M. Admin. Code 16.19.4 (2012) Pharmacist*
16.19.26.9 VACCINES:  
A. PROTOCOL: (1) Prescriptive authority for vaccines shall be exercised solely in accordance with the written protocol for vaccine prescriptive authority approved by the board. (2) Any pharmacist exercising prescriptive authority for vaccines must maintain a current copy of the protocol for vaccine prescriptive authority approved by the board.

C. AUTHORIZED DRUGS: (1) Prescriptive authority shall be limited to vaccines delineated in the written protocol for vaccine prescriptive authority approved by the board and; (2) Other vaccines as determined by the CDC, the advisory committee on immunization practices (ACIP) or New Mexico department of health that may be required to protect the public health and safety.

E. NOTIFICATION: (1) Upon signed consent of the patient or guardian the pharmacist shall: (1) notify the New Mexico department of health immunization program and the patient’s designated physician or primary care provider or; (2) update the New Mexico department of health immunization program’s electronic database (NMSIIS) of any vaccine administered.

PHYSICIAN ASSISTANT

D. Physician assistants may prescribe, administer and distribute dangerous drugs if the prescribing, administering and distributing are done under the direction of a supervising licensed physician and within the parameters of a board-approved formulary and guidelines.
E. A physician assistant shall perform only the acts and duties assigned to the physician assistant by a supervising licensed physician that are within the scope of practice of the supervising licensed physician.

16.10.16.8 ADMINISTERING AND PRESCRIBING DANGEROUS DRUGS

A. Physician assistants may administer formulary drugs where there is an established physician- or physician assistant-patient relationship, under the direction of the supervising physician.
B. Physician assistants may prescribe formulary drugs where there is an established physician- or physician assistant-patient relationship, under the direction of the supervising physician, and may telephone prescriptions to pharmacies for any drug they are authorized to prescribe.

16.10.15.13 SCOPE OF PRACTICE:

A. Unless otherwise provided by law, physician assistants may provide medical services delegated to them by the supervising physician when such services are within the physician assistant’s skills and form a usual component of the physician’s scope of practice.
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**PHARMACIST**


**PHYSICIAN ASSISTANT**

. . . 16.10.15.13 SCOPE OF PRACTICE . . . B. A physician assistant may assist a designated supervising physician in an inpatient or surgical health care institution within the institution’s bylaws or policies. . . *N.M. Admin. Code 16.10.15 (2012)* **Physician Assistants: Licensure and Practice Requirements**
CITED AUTHORITIES
NEW MEXICO


N.M. Admin. Code 16.11.3 (2012) Licensed Midwives

N.M. Stat. § 61-3-3 (2012) Definitions

Romero v. New Mexico Health & Environ. Dep’t, 760 P.2d 1282, 1283 (New Mexico, 1988)


N.M. Stat. § 61-6-7 (2012) Short title; licensure as a physician assistant; scope of practice; biennial registration of supervision; license renewal; fees


Source: GWU/SPHIS STANDING ORDERS: Health Professionals & Immunization Practice—Summer 2013