

1 A bill to be entitled
 2 An act relating to drug safety; amending s. 893.04,
 3 F.S.; requiring a warning label meeting certain
 4 requirements to be applied to specified opioids
 5 dispensed by pharmacists or practitioners; amending s.
 6 893.055, F.S.; requiring pharmacies to offer for sale
 7 prescription lock boxes; requiring pharmacies to
 8 display a certain sign; defining the term
 9 "prescription lock box"; authorizing the Department of
 10 Health to develop and distribute a pamphlet containing
 11 certain information; providing for the distribution of
 12 the pamphlet by pharmacists in certain circumstances;
 13 prohibiting a pharmacy from charging a fee for the
 14 pamphlet; providing an effective date.

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 16 Be It Enacted by the Legislature of the State of Florida:

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 18 Section 1. Subsection (4) of section 893.04, Florida
 19 Statutes, is renumbered as subsection (5) and a new subsection
 20 (4) is added to that section, to read:

21 893.04 Pharmacist and practitioner.—
 22 (4) A pharmacist or practitioner shall not dispense a
 23 newly-prescribed prescription opioid listed in Schedule II,
 24 including one that is compounded by a pharmacist under a
 25 prescription or by a practitioner, unless the prescription

26 bottle or container in which the controlled substance is
27 delivered to the user, has applied to it a warning sticker
28 approved by the department that warns users concerning the
29 addictive nature of opioids and the risks of overdoses. Such a
30 label may also refer users to additional resources about opioid
31 addiction. The label should be red with text large enough to be
32 legible and placed on the cap of the bottle in which the opioid
33 is dispensed. If a bottle is not used to dispense the opioid,
34 the label shall be on a noticeable area of the container in
35 which the opioid is dispensed.

36 Section 2. Subsections (15) through (18) of section
37 893.055, Florida Statutes, are renumbered as subsections (17)
38 through (20), respectively, and new subsections (15) and (16)
39 are added to that section, to read:

40 893.055 Prescription drug monitoring program.—

41 (15) Pharmacies shall offer for sale prescription lock
42 boxes at each store location. Pharmacies shall make customers
43 aware of the availability of the prescription lock boxes by
44 displaying a sign on or near the pharmacy counter which measures
45 at least 4 inches by 5 inches and includes the statement, in a
46 legibly printed font, "Prescription Lock Boxes for Securing Your
47 Prescription Medications Are Available at This Pharmacy." As
48 used in this subsection, the term "prescription lock box" means
49 a box or a bag with a locking mechanism that cannot be tampered
50 with or opened without the application of extreme force.

51 (16) (a) The department may develop a written pamphlet
52 relating to controlled substances which includes educational
53 information about the following:

54 1. Precautions regarding the use of pain management
55 prescriptions.

56 2. The potential for misuse and abuse of controlled
57 substances by adults and children.

58 3. The risk of controlled substance dependency and
59 addiction.

60 4. The proper storage and disposal of controlled
61 substances.

62 5. Controlled substance addiction support and treatment
63 resources.

64 6. Telephone helplines and website links that provide
65 counseling and emergency assistance for individuals dealing with
66 substance abuse.

67 (b) If the department develops a written pamphlet relating
68 to controlled substances, the department shall distribute copies
69 of the pamphlet to pharmacies throughout the state and make the
70 contents of the pamphlet available in electronic form on its
71 website. If copies of the pamphlet are provided by the
72 department, a pharmacist shall distribute the pamphlet to a
73 consumer when dispensing a prescription or a controlled
74 substance and shall offer them to consumers in a display.
75 Pharmacies may not charge consumers a fee for the pamphlet.

76 | Section 3. This act shall take effect January 1, 2019. |