An act relating to permit and inspection fees; amending s. 465.0157, F.S.; requiring initial and renewal fees for international export pharmacy permits; amending s. 499.012, F.S.; requiring late renewal fees for international prescription drug wholesale distributors; amending s. 499.041, F.S.; requiring annual permit and inspection fees for international prescription drug wholesale distributors; providing a contingent effective date.

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

Section 1. Subsection (4) of section 465.0157, Florida Statutes, as created by HB 19, is renumbered as subsection (5), and a new subsection (4) is added to that section to read:

465.0157 International export pharmacy permit.—
(4) The fee for an initial permit and biennial renewal of the permit shall be set by the board pursuant to s. 465.022(14).

Section 2. Paragraph (d) of subsection (5) of section 499.012, Florida Statutes, is amended to read:

499.012 Permit application requirements.—
(5)
(d) A permit issued under this part may be renewed by making application for renewal on forms furnished by the
department and paying the appropriate fees.

1. If a prescription drug wholesale distributor, or an out-of-state prescription drug wholesale distributor, or an international prescription drug wholesale distributor renewal application and fee are submitted and postmarked later than 45 days before the expiration date of the permit, the permit may be renewed only upon payment of a late renewal fee of $100, plus the required renewal fee.

2. If any other renewal application and fee are submitted and postmarked after the expiration date of the permit, the permit may be renewed only upon payment of a late renewal delinquent fee of $100, plus the required renewal fee, not later than 60 days after the expiration date.

3. A permittee who submits a renewal application in accordance with this paragraph may continue to operate under its permit, unless the permit is suspended or revoked, until final disposition of the renewal application.

4. Failure to renew a permit in accordance with this section precludes any future renewal of that permit. If a permit issued pursuant to this part has expired and cannot be renewed, before an establishment may engage in activities that require a permit under this part, the establishment must submit an application for a new permit, pay the applicable application fee, the initial permit fee, and all applicable penalties, and be issued a new permit by the department.
Section 3. Paragraph (i) is added to subsection (2) of section 499.041, Florida Statutes, and subsection (8) of that section is amended, to read:

499.041 Schedule of fees for drug, device, and cosmetic applications and permits, product registrations, and free-sale certificates.—

(2) The department shall assess an applicant that is required to have a wholesaling permit an annual fee within the ranges established in this section for the specific type of wholesaling.

(i) The fee for an international prescription drug wholesale distributor permit may not be less than $300 or more than $800 annually.

(8) The department shall assess an out-of-state prescription drug wholesale distributor applicant or permittee or an international prescription drug wholesale distributor applicant or permittee an onsite inspection fee of not less than $1,000 or more than $3,000 annually, to be based on the actual cost of the inspection if an onsite inspection is performed by agents of the department.

Section 4. This act shall take effect on the same date that HB 19 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.