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2 An act relating to pharmacy; requiring the  
3 removal of specified drugs from the negative  
4 formulary for generic and brand-name drugs  
5 established in s. 465.025(6), F.S.; providing  
6 that the act does not amend existing law  
7 relating to a physician's authority to prohibit  
8 generic drug substitution by writing "medically  
9 necessary" on the prescription; providing an  
10 effective date.

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

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14 Section 1. The Board of Pharmacy and the Board of  
15 Medicine shall remove any generic named drug product from the  
16 formulary established by s. 465.025(6), Florida Statutes, if  
17 every commercially marketed equivalent of that drug product is  
18 "A" rated as therapeutically equivalent to a reference listed  
19 drug or is a reference listed drug as referred to in "Approved  
20 Drug Products with Therapeutic Equivalence Evaluations"  
21 (Orange Book) published by the United States Food and Drug  
22 Administration.

23 Section 2. Nothing in this act shall alter or amend s.  
24 465.025, Florida Statutes, as to existing law providing for  
25 the authority of physicians to prohibit generic drug  
26 substitution by writing "medically necessary" on the  
27 prescription.

28 Section 3. This bill shall take effect upon becoming a  
29 law.

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