

Bill No. CS for CS for SB 792, 1st Eng.

Amendment No. Barcode 741042

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Webster moved the following amendment:

Senate Amendment (with title amendment)

On page 68, between lines 18 and 19,

insert:

Section 21. Subsection (2) of section 465.025, Florida Statutes, is amended to read:

465.025 Substitution of drugs.--

(2) A pharmacist who receives a prescription for a brand name drug shall, unless requested otherwise by the purchaser, substitute a less expensive, generically equivalent drug product that is:

(a) Distributed by a business entity doing business, and subject to suit and service of legal process, in the United States; and

(b) Listed in the formulary of generic and brand name drug products as provided in subsection (5) for the brand name drug prescribed,

unless the prescriber writes the words "MEDICALLY NECESSARY,"

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1 in her or his own handwriting, on the face of a written
 2 prescription or unless, in the case of an oral prescription,
 3 the prescriber expressly indicates to the pharmacist that the
 4 brand name drug prescribed is medically necessary. If the
 5 price of the brand name drug is within 2 percent of the price
 6 of the generic drug, the brand name drug shall be given
 7 preference.

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 9 (Redesignate subsequent sections.)

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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

On page 3, line 27, after the semicolon,

insert:

amending s. 465.025, F.S.; providing
 requirements for pharmacists in prescribing
 brand name drugs;