



HB 1519

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A bill to be entitled  
 An act relating to pharmacy practice; amending s. 465.003, F.S.; revising the definition of the term "practice of the profession of pharmacy" to include the administering of immunizations by a pharmacist within the framework of an established protocol under a supervisory practitioner who is a licensed physician or by written agreement with a county health department; requiring professional liability insurance, training in immunization, and employer approval prior to entering into a protocol; providing an effective date.

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

Section 1. Subsection (13) of section 465.003, Florida Statutes, is amended to read:

465.003 Definitions.--As used in this chapter, the term:  
 (13) "Practice of the profession of pharmacy" includes compounding, dispensing, and consulting concerning contents, therapeutic values, and uses of any medicinal drug; consulting concerning therapeutic values and interactions of patent or proprietary preparations, whether pursuant to prescriptions or in the absence and entirely independent of such prescriptions or orders; and other pharmaceutical services. For purposes of this subsection, "other pharmaceutical services" means the monitoring of the patient's drug therapy and assisting the patient in the management of his or her drug therapy, and includes review of the patient's drug therapy and communication with the patient's prescribing health care provider as licensed under chapter 458, chapter 459, chapter 461, or chapter 466, or similar statutory



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31 provision in another jurisdiction, or such provider's agent or  
32 such other persons as specifically authorized by the patient,  
33 regarding the drug therapy. However, nothing in this subsection  
34 may be interpreted to permit an alteration of a prescriber's  
35 directions, the diagnosis or treatment of any disease, the  
36 initiation of any drug therapy, the practice of medicine, or the  
37 practice of osteopathic medicine, unless otherwise permitted by  
38 law. "Practice of the profession of pharmacy" also includes any  
39 other act, service, operation, research, or transaction  
40 incidental to, or forming a part of, any of the foregoing acts,  
41 requiring, involving, or employing the science or art of any  
42 branch of the pharmaceutical profession, study, or training, and  
43 shall expressly permit a pharmacist to transmit information from  
44 persons authorized to prescribe medicinal drugs to their  
45 patients. "Practice of the profession of pharmacy" also includes  
46 the administering of immunizations by a pharmacist within the  
47 framework of an established protocol under a supervisory  
48 practitioner who is a physician licensed under chapter 458 or  
49 chapter 459 or by written agreement with a county health  
50 department. Each protocol must contain specific procedures to  
51 address any unforeseen allergic reaction to an immunization. A  
52 pharmacist may not enter into a protocol unless he or she  
53 maintains at least \$200,000 of professional liability insurance  
54 and not until the pharmacist has completed training in  
55 immunizations as may be required by the board. The decision by a  
56 supervisory practitioner to enter into such a protocol is a  
57 professional decision of the practitioner, and no person may  
58 interfere with a supervisory practitioner's decision as to  
59 whether to enter into such a protocol. A pharmacist may not  
60 enter into a protocol that is to be performed while acting as an



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61 employee without the written approval of the owner of the  
62 pharmacy.

63       Section 2. This act shall take effect July 1, 2003.