



HB 0207

2003

1 A bill to be entitled
 2 An act relating to pharmacy; amending s. 465.017, F.S.;
 3 requiring the Board of Pharmacy to adopt rules
 4 establishing guidelines for pharmacies to dispose of
 5 patient records; providing an effective date.

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

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 9 Section 1. Subsection (2) of section 465.017, Florida
 10 Statutes, is amended to read:

11 465.017 Authority to inspect; disposal.--

12 (2) (a) Except as permitted by this chapter, and chapters
 13 406, 409, 456, 499, and 893, records maintained in a pharmacy
 14 relating to the filling of prescriptions and the dispensing of
 15 medicinal drugs shall not be furnished to any person other than
 16 to the patient for whom the drugs were dispensed, or her or his
 17 legal representative, or to the department pursuant to existing
 18 law, or, in the event that the patient is incapacitated or
 19 unable to request said records, her or his spouse except upon
 20 the written authorization of such patient. Such records may be
 21 furnished in any civil or criminal proceeding, upon the issuance
 22 of a subpoena from a court of competent jurisdiction and proper
 23 notice to the patient or her or his legal representative by the
 24 party seeking such records.

25 (b) The board shall adopt rules to establish practice
 26 guidelines for pharmacies to dispose of records maintained in a
 27 pharmacy relating to the filling of prescriptions and the
 28 dispensing of medicinal drugs. Such rules shall be consistent
 29 with the duty to preserve the confidentiality of such records in
 30 accordance with applicable state and federal law.



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

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