

By Senator Fasano

11-125-04

1 A bill to be entitled
2 An act relating to prescriptions for medicinal
3 drugs; creating s. 456.0392, F.S.; requiring
4 certain practitioners to include specified
5 information on prescriptions; providing that
6 certain prescriptions shall be presumed valid;
7 providing an effective date.

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

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11 Section 1. Section 456.0392, Florida Statutes, is
12 created to read:

13 456.0392 Prescription labeling.--

14 (1) A prescription written by a practitioner who is
15 authorized under the laws of this state to write prescriptions
16 for drugs that are not listed as controlled substances in
17 chapter 893 but who is not eligible for a federal drug
18 enforcement administration number shall include that
19 practitioner's name and professional license number. The
20 pharmacist or dispensing practitioner must include the
21 practitioner's name on the container of the drug that is
22 dispensed. A pharmacist shall be permitted, upon verification
23 by the prescriber, to document any information required by
24 this section.

25 (2) A prescription for a drug that is not listed as a
26 controlled substance in chapter 893 which is written by an
27 advanced registered nurse practitioner certified under s.
28 464.012 is presumed, subject to rebuttal, to be valid and
29 within the parameters of the prescriptive authority delegated
30 by a practitioner licensed under chapter 458, chapter 459, or
31 chapter 466.

1 (3) A prescription for a drug that is not listed as a
2 controlled substance in chapter 893 which is written by a
3 physician assistant licensed under chapter 458 or chapter 459
4 is presumed, subject to rebuttal, to be valid and within the
5 parameters of the prescriptive authority delegated by the
6 physician assistant's supervising physician.

7 Section 2. This act shall take effect July 1, 2004.

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10 SENATE SUMMARY

11 Provides that prescriptions written by practitioners not
12 eligible for a federal Drug Enforcement Administration
13 number for substances that are not controlled substances
14 under chapter 893, Florida Statutes, must include
15 specified information and further provides that
16 prescriptions written by specified health care providers
17 are presumed valid.