

1 A bill to be entitled
 2 An act relating to the administration of medication;
 3 amending s. 393.506, F.S.; authorizing certain staff
 4 members to administer prescription medications under the
 5 supervision of a registered nurse to persons with
 6 developmental disabilities at a comprehensive transitional
 7 education program; directing the Agency for Persons with
 8 Disabilities to adopt rules to implement s. 393.506, F.S.;
 9 providing an effective date.

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

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13 Section 1. Section 393.506, Florida Statutes, is amended
 14 to read:

15 393.506 Administration of medication.--

16 (1) Notwithstanding the provisions of part I of chapter
 17 464, the Nurse Practice Act, unlicensed direct care services
 18 staff providing services to persons with developmental
 19 disabilities may administer oral, transdermal, inhaled, or
 20 topical prescription medications as provided in this section.

21 (a) For day habitation services ~~programs~~, as defined in s.
 22 393.063, the director of the facility or program shall designate
 23 in writing unlicensed direct care services staff who are
 24 eligible to be trained to assist in the administration of or to
 25 administer medication.

26 (b) For intermediate care facilities for the
 27 developmentally disabled licensed pursuant to part XI of chapter
 28 400, unlicensed staff designated by the director may provide

29 medication assistance under the general supervision of a
 30 registered nurse licensed pursuant to chapter 464.

31 (2) Notwithstanding part I of chapter 464, the Nurse
 32 Practice Act, unlicensed direct care staff who provide services
 33 to persons with developmental disabilities in a comprehensive
 34 transitional education program licensed pursuant to s. 393.067
 35 and who are designated by the director of such program may
 36 administer, or assist in the administration of, oral, otic,
 37 transdermal, ophthalmic, inhaled, rectal, or topical
 38 prescription medications under the general supervision of a
 39 registered nurse licensed pursuant to chapter 464 as provided in
 40 this section.

41 ~~(3)(2)~~ Each facility, institution, or program must include
 42 in its policies and procedures a plan for training designated
 43 staff to ensure the safe handling, storage, and administration
 44 of prescription medication. These policies and procedures must
 45 be approved by the agency before unlicensed direct care services
 46 staff assist with medication.

47 ~~(4)(3)~~ The policies and procedures must include, at a
 48 minimum, the following provisions:

49 (a) An expressed and informed consent for each client.

50 (b) The director of the facility, program, or provider
 51 must maintain a copy of the written prescription, and that
 52 prescription must include the name of the medication, the dosage
 53 and administration schedule, the reason for the prescription,
 54 and the termination date.

55 (c) Each prescribed medication shall be kept in its
 56 original container and in a secure location.

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57 | (5)~~(4)~~ The training required in this section shall be
58 | conducted by a registered nurse or a physician licensed pursuant
59 | to chapter 458 or chapter 459.

60 | (6) The Agency for Persons with Disabilities shall adopt
61 | rules to implement this section.

62 | Section 2. This act shall take effect upon becoming a law.