

Bill No. SB 692

Barcode 691440

CHAMBER ACTION

Senate

House

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

Comm: RCS
03/08/2007 10:05 AM

.
. .
. .
. .
. .
. .

The Committee on Health Regulation (Jones) recommended the following amendment:

Senate Amendment (with title amendment)

Delete everything after the enacting clause

and insert:

Section 1. Paragraph (e) of subsection (4) of section 458.347, Florida Statutes, is amended to read:

458.347 Physician assistants.--

(4) PERFORMANCE OF PHYSICIAN ASSISTANTS.--

(e) A supervisory physician may delegate to a fully licensed physician assistant the authority to prescribe or dispense any medication used in the supervisory physician's practice unless such medication is listed on the formulary created pursuant to paragraph (f). A fully licensed physician assistant may only prescribe or dispense such medication under the following circumstances:

1. A physician assistant must clearly identify to the patient that he or she is a physician assistant. Furthermore, the physician assistant must inform the patient that the

Bill No. SB 692

Barcode 691440

1 patient has the right to see the physician prior to any
2 prescription being prescribed or dispensed by the physician
3 assistant.

4 2. The supervisory physician must notify the
5 department of his or her intent to delegate, on a
6 department-approved form, before delegating such authority and
7 notify the department of any change in prescriptive privileges
8 of the physician assistant. Authority to dispense may be
9 delegated only by a supervising physician who is registered as
10 a dispensing practitioner in compliance with s. 465.0276.

11 3. The physician assistant must file with the
12 department, before commencing to prescribe or dispense,
13 evidence that he or she has completed a continuing medical
14 education course of at least 3 classroom hours in prescriptive
15 practice, conducted by an accredited program approved by the
16 boards, which course covers the limitations, responsibilities,
17 and privileges involved in prescribing medicinal drugs, or
18 evidence that he or she has received education comparable to
19 the continuing education course as part of an accredited
20 physician assistant training program.

21 4. The physician assistant must file with the
22 department, before commencing to prescribe or dispense,
23 evidence that the physician assistant has a minimum of 3
24 months of clinical experience in the specialty area of the
25 supervising physician.

26 5. The physician assistant must file with the
27 department a signed affidavit that he or she has completed a
28 minimum of 10 continuing medical education hours in the
29 specialty practice in which the physician assistant has
30 prescriptive privileges with each licensure renewal
31 application.

Bill No. SB 692

Barcode 691440

1 6. The department shall issue a license and a
 2 prescriber number to the physician assistant granting
 3 authority for the prescribing of medicinal drugs authorized
 4 within this paragraph upon completion of the foregoing
 5 requirements. The physician assistant shall not be required to
 6 independently register pursuant to s. 465.0276.

7 7. The prescription must be written in a form that
 8 complies with chapter 499 and must contain, in addition to the
 9 supervisory physician's name, address, and telephone number,
 10 the physician assistant's prescriber number. Unless it is a
 11 drug ~~sample~~ dispensed by the physician assistant, the
 12 prescription must be filled in a pharmacy permitted under
 13 chapter 465 and must be dispensed in that pharmacy by a
 14 pharmacist licensed under chapter 465. The appearance of the
 15 prescriber number creates a presumption that the physician
 16 assistant is authorized to prescribe the medicinal drug and
 17 the prescription is valid.

18 8. The physician assistant must note the prescription
 19 or dispensing of medication in the appropriate medical record,
 20 and the supervisory physician must review and sign each
 21 notation. For dispensing purposes only, the failure of the
 22 supervisory physician to comply with these requirements does
 23 not affect the validity of the prescription.

24 9. This paragraph does not prohibit a supervisory
 25 physician from delegating to a physician assistant the
 26 authority to order medication for a hospitalized patient of
 27 the supervisory physician.

28
 29 This paragraph does not apply to facilities licensed pursuant
 30 to chapter 395.

31 Section 2. Paragraph (e) of subsection (4) of section

Bill No. SB 692

Barcode 691440

1 459.022, Florida Statutes, is amended to read:

2 459.022 Physician assistants.--

3 (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.--

4 (e) A supervisory physician may delegate to a fully
5 licensed physician assistant the authority to prescribe or
6 dispense any medication used in the supervisory physician's
7 practice unless such medication is listed on the formulary
8 created pursuant to s. 458.347. A fully licensed physician
9 assistant may only prescribe or dispense such medication under
10 the following circumstances:

11 1. A physician assistant must clearly identify to the
12 patient that she or he is a physician assistant. Furthermore,
13 the physician assistant must inform the patient that the
14 patient has the right to see the physician prior to any
15 prescription being prescribed or dispensed by the physician
16 assistant.

17 2. The supervisory physician must notify the
18 department of her or his intent to delegate, on a
19 department-approved form, before delegating such authority and
20 notify the department of any change in prescriptive privileges
21 of the physician assistant. Authority to dispense may be
22 delegated only by a supervisory physician who is registered as
23 a dispensing practitioner in compliance with s. 465.0276.

24 3. The physician assistant must file with the
25 department, before commencing to prescribe or dispense,
26 evidence that she or he has completed a continuing medical
27 education course of at least 3 classroom hours in prescriptive
28 practice, conducted by an accredited program approved by the
29 boards, which course covers the limitations, responsibilities,
30 and privileges involved in prescribing medicinal drugs, or
31 evidence that she or he has received education comparable to

Bill No. SB 692

Barcode 691440

1 the continuing education course as part of an accredited
2 physician assistant training program.

3 4. The physician assistant must file with the
4 department, before commencing to prescribe or dispense,
5 evidence that the physician assistant has a minimum of 3
6 months of clinical experience in the specialty area of the
7 supervising physician.

8 5. The physician assistant must file with the
9 department a signed affidavit that she or he has completed a
10 minimum of 10 continuing medical education hours in the
11 specialty practice in which the physician assistant has
12 prescriptive privileges with each licensure renewal
13 application.

14 6. The department shall issue a license and a
15 prescriber number to the physician assistant granting
16 authority for the prescribing of medicinal drugs authorized
17 within this paragraph upon completion of the foregoing
18 requirements. The physician assistant shall not be required to
19 independently register pursuant to s. 465.0276.

20 7. The prescription must be written in a form that
21 complies with chapter 499 and must contain, in addition to the
22 supervisory physician's name, address, and telephone number,
23 the physician assistant's prescriber number. Unless it is a
24 drug sample dispensed by the physician assistant, the
25 prescription must be filled in a pharmacy permitted under
26 chapter 465, and must be dispensed in that pharmacy by a
27 pharmacist licensed under chapter 465. The appearance of the
28 prescriber number creates a presumption that the physician
29 assistant is authorized to prescribe the medicinal drug and
30 the prescription is valid.

31 8. The physician assistant must note the prescription

Bill No. SB 692

Barcode 691440

1 or dispensing of medication in the appropriate medical record,
 2 and the supervisory physician must review and sign each
 3 notation. For dispensing purposes only, the failure of the
 4 supervisory physician to comply with these requirements does
 5 not affect the validity of the prescription.

6 9. This paragraph does not prohibit a supervisory
 7 physician from delegating to a physician assistant the
 8 authority to order medication for a hospitalized patient of
 9 the supervisory physician.

10
 11 This paragraph does not apply to facilities licensed pursuant
 12 to chapter 395.

13 Section 3. This act shall take effect July 1, 2007.

14
 15
 16 ===== T I T L E A M E N D M E N T =====

17 And the title is amended as follows:

18 Delete everything before the enacting clause

19
 20 and insert:

21 A bill to be entitled
 22 An act relating to physician assistants;
 23 amending ss. 458.347, 459.022, F.S.; requiring
 24 that a prescription be filled in a pharmacy
 25 unless it is a drug dispensed by a physician
 26 assistant; providing that authority to dispense
 27 may be delegated only by supervisory physicians
 28 registered as dispensing practitioners;
 29 providing an effective date.

30
 31