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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: RCS	.	
4/21/2008	.	
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1 The Committee on Judiciary (Fasano) recommended the following  
2 **amendment to amendment (836536):**

3  
4 **Senate Amendment**

5 Delete line(s) 1766-1807

6 and insert:

7 (t) Health care clinic establishment permit.--Effective  
8 January 1, 2009, a health care clinic establishment permit is  
9 required for the purchase of a prescription drug by a place of  
10 business at one general physical location owned and operated by a  
11 professional corporation or professional limited liability  
12 company described in chapter 621, or a corporation that employs a  
13 veterinarian as a qualifying practitioner. For the purpose of  
14 this paragraph, the term "qualifying practitioner" means a  
15 licensed health care practitioner defined in s. 456.001 or a  
16 veterinarian licensed under chapter 474, who is authorized under



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17 the appropriate practice act to prescribe and administer a  
18 prescription drug.

19 1. An establishment must provide, as part of the  
20 application required under s. 499.012, designation of a  
21 qualifying practitioner who will be responsible for complying  
22 with all legal and regulatory requirements related to the  
23 purchase, recordkeeping, storage, and handling of the  
24 prescription drugs. In addition, the designated qualifying  
25 practitioner shall be the practitioner whose name, establishment  
26 address, and license number is used on all distribution documents  
27 for prescription drugs purchased or returned by the health care  
28 clinic establishment. Upon initial appointment of a qualifying  
29 practitioner, the qualifying practitioner and the health care  
30 clinic establishment shall notify the department on a form  
31 furnished by the department within 10 days after such employment.  
32 In addition, the qualifying practitioner and health care clinic  
33 establishment shall notify the department within 10 days after  
34 any subsequent change.

35 2. The health care clinic establishment must employ a  
36 qualifying practitioner at each establishment.

37 3. In addition to the remedies and penalties provided in  
38 this part, a violation of this chapter by the health care clinic  
39 establishment or qualifying practitioner constitutes grounds for  
40 discipline of the qualifying practitioner by the appropriate  
41 regulatory board.

42 4. The purchase of prescription drugs by the health care  
43 clinic establishment is prohibited during any period of time when  
44 the establishment does not comply with this paragraph.

45 5. A health care clinic establishment permit is not a  
46 pharmacy permit or otherwise subject to chapter 465. A health



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47 | care clinic establishment that meets the criteria of a modified  
48 | Class II institutional pharmacy under s. 465.019 is not eligible  
49 | to be permitted under this paragraph.

50 |       6. This paragraph does not prohibit a qualifying  
51 | practitioner from purchasing prescription drugs.