

1 A bill to be entitled
 2 An act relating to anti-epileptic drugs; creating s.
 3 465.0245, F.S.; providing definitions; prohibiting
 4 pharmacists from interchanging certain types of prescribed
 5 anti-epileptic drugs; providing an exception; providing an
 6 effective date.

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

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 10 Section 1. Section 465.0245, Florida Statutes, is created
 11 to read:

12 465.0245 Anti-epileptic drug interchange prohibited.--

13 (1) As used in this section:

14 (a) "Anti-epileptic drug" means any drug prescribed for
 15 the treatment of epilepsy or a drug used to treat or prevent
 16 seizures.

17 (b) "Epilepsy" means a neurological condition
 18 characterized by recurrent seizures.

19 (c) "Seizure" means an acute clinical change secondary to
 20 a brief disturbance in the electrical activity of the brain.

21 (d) "Interchange" means the substitution of one version of
 22 the same anti-epileptic therapeutic product, including a generic
 23 version for the prescribed brand, a brand version for the
 24 prescribed generic version, a generic version by one
 25 manufacturer for a generic version by different manufacturer, a
 26 different formulation of the prescribed anti-epileptic drug, or
 27 a different anti-epileptic therapeutic drug product for the
 28 anti-epileptic product originally prescribed.

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29 (2) A pharmacist may not interchange an anti-epileptic
30 drug or formulation of an anti-epileptic drug, brand or generic,
31 for the treatment of seizures or epilepsy without prior
32 notification and the signed informed consent of such interchange
33 from the prescribing physician and patient, or patient's parent,
34 legal guardian, or spouse of the patient's parent or legal
35 guardian.

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