

By Senator Fasano

11-00432-11

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1 A bill to be entitled
2 An act relating to controlled substances; defining
3 terms; requiring a person who knows, or has reasonable
4 cause to suspect, that a health care practitioner who
5 prescribes or dispenses controlled substances is
6 stealing or abusing controlled substances that have
7 been prescribed or dispensed for another to report
8 such knowledge or suspicion to a law enforcement
9 agency; 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. (1) As used in this section, the term:

14 (a) "Controlled substance" means a controlled substance
15 listed in Schedule II, Schedule III, or Schedule IV in s.
16 893.03, Florida Statutes.

17 (b) "Health care practitioner" means any practitioner who
18 is subject to licensure or regulation by the Department of
19 Health under chapter 458, chapter 459, chapter 461, chapter 462,
20 chapter 464, chapter 465, or chapter 466.

21 (c) "Law enforcement agency" means the Department of Law
22 Enforcement, a Florida sheriff's department, a Florida police
23 department, or a law enforcement agency of the Federal
24 Government which enforces the laws of this state or the United
25 States relating to controlled substances and whose agents and
26 officers are empowered by law to conduct criminal investigations
27 and make arrests.

28 (2) A person who knows, or has reasonable cause to suspect,
29 that a health care practitioner who prescribes or dispenses

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30 controlled substances is stealing or abusing controlled
31 substances that have been prescribed or dispensed for another
32 shall report such knowledge or suspicion to a law enforcement
33 agency.

34 Section 2. This act shall take effect July 1, 2011.