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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/31/2012	.	
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The Committee on Health Regulation (Diaz de la Portilla)  
recommended the following:

**Senate Amendment (with title amendment)**

Between lines 263 and 264  
insert:

Section 4. Paragraph (b) of subsection (7) of section  
893.055, Florida Statutes, is amended to read:

893.055 Prescription drug monitoring program.—

(7)

(b) A pharmacy, prescriber, or dispenser shall have access  
to information in the prescription drug monitoring program's  
database which relates to a patient, or a potential patient, of  
that pharmacy, prescriber, or dispenser in a manner established



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13 by the department as needed for the purpose of reviewing the  
14 patient's controlled substance prescription history. Other  
15 access to the program's database shall be limited to the  
16 program's manager and to the designated program and support  
17 staff, who may act only at the direction of the program manager  
18 or, in the absence of the program manager, as authorized. Access  
19 by the program manager or such designated staff is for  
20 prescription drug program management only or for management of  
21 the program's database and its system in support of the  
22 requirements of this section and in furtherance of the  
23 prescription drug monitoring program. Confidential and exempt  
24 information in the database shall be released only as provided  
25 in paragraph (c) and s. 893.0551. The program manager,  
26 designated program and support staff who act at the direction of  
27 or in the absence of the program manager, and any individual who  
28 has similar access regarding the management of the database from  
29 the prescription drug monitoring program shall submit  
30 fingerprints to the department for background screening. The  
31 department shall follow the procedure established by the  
32 Department of Law Enforcement to request a statewide criminal  
33 history record check and to request that the Department of Law  
34 Enforcement forward the fingerprints to the Federal Bureau of  
35 Investigation for a national criminal history record check.

36  
37 ===== T I T L E A M E N D M E N T =====

38 And the title is amended as follows:

39 Delete line 19

40 and insert:

41 board-certified psychiatrist or rheumatologist;



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42           amending s. 893.055, F.S.; requiring that a pharmacy,  
43           prescriber, or dispenser have access to information in  
44           the prescription drug monitoring program's database  
45           which relates to a patient, or a potential patient, of  
46           that pharmacy, prescriber, or dispenser for the  
47           purpose of reviewing the patient's controlled  
48           substance prescription history;