

By Senator Braynon

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1                   A bill to be entitled  
 2           An act relating to prescription labeling; amending s.  
 3           456.42, F.S.; revising provisions specifying the  
 4           information required to be included in written or  
 5           electronically generated prescriptions for medicinal  
 6           drugs; amending s. 465.186, F.S.; revising provisions  
 7           specifying the information required to be included on  
 8           the label of a container containing a medicinal drug;  
 9           providing an effective date.

10  
 11 Be It Enacted by the Legislature of the State of Florida:

12  
 13           Section 1. Section 456.42, Florida Statutes, is amended to  
 14           read:

15           456.42 Written prescriptions for medicinal drugs.—

16           (1) A written prescription for a medicinal drug issued by a  
 17           health care practitioner licensed by law to prescribe such drug  
 18           must:

19           (a) Be legibly printed or typed so as to be capable of  
 20           being understood by the pharmacist filling the prescription.†

21           (b) Include ~~must contain~~ the name of the prescribing  
 22           practitioner.†

23           (c) Include the name and strength of the drug prescribed.†

24           (d) Include the quantity of the drug prescribed.†

25           (e) Include a legible, clear statement of the purpose for  
 26           which the drug is being prescribed.

27           (f) Include ~~and~~ the directions for use of the drug.†

28           (g) ~~must~~ Be dated.† ~~and~~

29           (h) ~~must~~ Be signed by the prescribing practitioner on the

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30 day when issued.

31 (2) ~~However,~~ A prescription that is electronically  
32 generated and transmitted must:

33 (a) Include ~~contain~~ the name of the prescribing  
34 practitioner.

35 (b) Include the name and strength of the drug prescribed.

36 (c) Include the quantity of the drug prescribed in  
37 numerical format.

38 (d) Include a legible, clear statement of the purpose for  
39 which the drug is being prescribed. ~~and~~

40 (e) Include the directions for use of the drug. ~~and must~~

41 (f) Be dated and signed by the prescribing practitioner  
42 only on the day issued, which signature may be in an electronic  
43 format as defined in s. 668.003(4).

44 (3) ~~(2)~~ A written prescription for a controlled substance  
45 listed in chapter 893 must have the quantity of the drug  
46 prescribed in both textual and numerical formats, must be dated  
47 with the abbreviated month written out on the face of the  
48 prescription, and must be either written on a standardized  
49 counterfeit-proof prescription pad produced by a vendor approved  
50 by the department or electronically prescribed as that term is  
51 used in s. 408.0611. As a condition of being an approved vendor,  
52 a prescription pad vendor must submit a monthly report to the  
53 department which, at a minimum, documents the number of  
54 prescription pads sold and identifies the purchasers. The  
55 department may, by rule, require the reporting of additional  
56 information.

57 Section 2. Paragraph (g) of subsection (3) of section  
58 465.186, Florida Statutes, is redesignated as paragraph (h), and

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59 a new paragraph (g) is added to that subsection to read:

60 465.186 Pharmacist's order for medicinal drugs; dispensing  
61 procedure; development of formulary.-

62 (3) Affixed to the container containing a medicinal drug  
63 dispensed pursuant to this section shall be a label bearing the  
64 following information:

65 (g) A legible, clear statement of the purpose for which the  
66 drug is being prescribed.

67 Section 3. This act shall take effect July 1, 2012.