

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Kreegel offered the following:  
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3 **Amendment (with directory and title amendments)**

4 Remove lines 50-295 and insert:

5 3. The physician assistant must file with the department,  
6 before commencing to prescribe or dispense, evidence that he or  
7 she has completed a continuing medical education course of at  
8 least 3 classroom hours in prescriptive practice, conducted by  
9 an accredited program approved by the boards, which course  
10 covers the limitations, responsibilities, and privileges  
11 involved in prescribing medicinal drugs, or evidence that he or  
12 she has received education comparable to the continuing  
13 education course as part of an accredited physician assistant  
14 training program.

15 4. The physician assistant must file with the department a  
16 signed affidavit that he or she has completed a minimum of 10  
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17 continuing medical education hours in the specialty practice in  
18 which the physician assistant has prescriptive privileges with  
19 each licensure renewal application.

20 5. The department may ~~shall~~ issue ~~a license and a~~  
21 prescriber number to the physician assistant granting authority  
22 for the prescribing of medicinal drugs authorized within this  
23 paragraph upon completion of the foregoing requirements. The  
24 physician assistant shall not be required to independently  
25 register pursuant to s. 465.0276.

26 6. The prescription must be written in a form that  
27 complies with chapter 499 and must contain, in addition to the  
28 supervisory physician's name, address, and telephone number, the  
29 physician assistant's prescriber number. Unless it is a drug or  
30 drug sample dispensed by the physician assistant, the  
31 prescription must be filled in a pharmacy permitted under  
32 chapter 465 and must be dispensed in that pharmacy by a  
33 pharmacist licensed under chapter 465. The appearance of the  
34 prescriber number creates a presumption that the physician  
35 assistant is authorized to prescribe the medicinal drug and the  
36 prescription is valid.

37 7. The physician assistant must note the prescription or  
38 dispensing of medication in the appropriate medical record.

39 8. This paragraph does not prohibit a supervisory  
40 physician from delegating to a physician assistant the authority  
41 to order medication for a hospitalized patient of the  
42 supervisory physician.  
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44 This paragraph does not apply to facilities licensed pursuant to  
45 chapter 395.

46 (f)1. The council shall establish a formulary of medicinal  
47 drugs that a fully licensed physician assistant having  
48 prescribing authority, ~~licensed~~ under this section or s.  
49 459.022, may not prescribe. The formulary must include  
50 controlled substances as defined in chapter 893, general  
51 anesthetics, and radiographic contrast materials.

52 2. In establishing the formulary, the council shall  
53 consult with a pharmacist licensed under chapter 465, but not  
54 licensed under this chapter or chapter 459, who shall be  
55 selected by the State Surgeon General.

56 3. Only the council shall add to, delete from, or modify  
57 the formulary. Any person who requests an addition, deletion, or  
58 modification of a medicinal drug listed on such formulary has  
59 the burden of proof to show cause why such addition, deletion,  
60 or modification should be made.

61 4. The boards shall adopt the formulary required by this  
62 paragraph, and each addition, deletion, or modification to the  
63 formulary, by rule. Notwithstanding any provision of chapter 120  
64 to the contrary, the formulary rule shall be effective 60 days  
65 after the date it is filed with the Secretary of State. Upon  
66 adoption of the formulary, the department shall mail a copy of  
67 such formulary to each fully licensed physician assistant having  
68 prescribing authority, ~~licensed~~ under this section or s.  
69 459.022, and to each pharmacy licensed by the state. The boards  
70 shall establish, by rule, a fee not to exceed \$200 to fund the  
71 provisions of this paragraph and paragraph (e).

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72 (7) PHYSICIAN ASSISTANT LICENSURE.—

73 (a) Any person desiring to be licensed as a physician  
74 assistant must apply to the department. The department shall  
75 issue a license to any person certified by the council as having  
76 met the following requirements:

77 1. Is at least 18 years of age.

78 2. Has satisfactorily passed a proficiency examination by  
79 an acceptable score established by the National Commission on  
80 Certification of Physician Assistants. If an applicant does not  
81 hold a current certificate issued by the National Commission on  
82 Certification of Physician Assistants and has not actively  
83 practiced as a physician assistant within the immediately  
84 preceding 4 years, the applicant must retake and successfully  
85 complete the entry-level examination of the National Commission  
86 on Certification of Physician Assistants to be eligible for  
87 licensure.

88 3. Has completed the application form and remitted an  
89 application fee not to exceed \$300 as set by the boards. An  
90 application for licensure made by a physician assistant must  
91 include:

92 a. A certificate of completion of a physician assistant  
93 training program specified in subsection (6).

94 b. A sworn statement of any prior felony convictions.

95 c. A sworn statement of any previous revocation or denial  
96 of licensure or certification in any state.

97 d. Two letters of recommendation.

98 e. A copy of course transcripts and a copy of the course  
99 description from a physician assistant training program

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100 describing a pharmacotherapy course pursuant to subparagraph  
101 (4) (e)3., if the applicant wishes to apply for a prescriber  
102 number. These documents must meet the evidence requirements for  
103 prescribing authority.

104 Section 2. Paragraph (e) of subsection (4) and paragraph  
105 (a) of subsection (7) of section 459.022, Florida Statutes, are  
106 amended to read:

107 459.022 Physician assistants.—

108 (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

109 (e) A supervisory physician may delegate to a fully  
110 licensed physician assistant the authority to prescribe or  
111 dispense any medication used in the supervisory physician's  
112 practice unless such medication is listed on the formulary  
113 created pursuant to s. 458.347. A fully licensed physician  
114 assistant may only prescribe or dispense such medication under  
115 the following circumstances:

116 1. A physician assistant must clearly identify to the  
117 patient that she or he is a physician assistant. Furthermore,  
118 the physician assistant must inform the patient that the patient  
119 has the right to see the physician prior to any prescription  
120 being prescribed or dispensed by the physician assistant.

121 2. The supervisory physician must notify the department of  
122 her or his intent to delegate, on a department-approved form,  
123 before delegating such authority and notify the department of  
124 any change in prescriptive privileges of the physician  
125 assistant. Authority to dispense may be delegated only by a  
126 supervisory physician who is registered as a dispensing  
127 practitioner in compliance with s. 465.0276.

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128           3. The physician assistant must file with the department,  
129 before commencing to prescribe or dispense, evidence that she or  
130 he has completed a continuing medical education course of at  
131 least 3 classroom hours in prescriptive practice, conducted by  
132 an accredited program approved by the boards, which course  
133 covers the limitations, responsibilities, and privileges  
134 involved in prescribing medicinal drugs, or evidence that she or  
135 he has received education comparable to the continuing education  
136 course as part of an accredited physician assistant training  
137 program.

138           4. The physician assistant must file with the department a  
139 signed affidavit that she or he has completed a minimum of 10  
140 continuing medical education hours in the specialty practice in  
141 which the physician assistant has prescriptive privileges with  
142 each licensure renewal application.

143           5. The department may ~~shall~~ issue ~~a license and a~~  
144 prescriber number to the physician assistant granting authority  
145 for the prescribing of medicinal drugs authorized within this  
146 paragraph upon completion of the foregoing requirements. The  
147 physician assistant shall not be required to independently  
148 register pursuant to s. 465.0276.

149           6. The prescription must be written in a form that  
150 complies with chapter 499 and must contain, in addition to the  
151 supervisory physician's name, address, and telephone number, the  
152 physician assistant's prescriber number. Unless it is a drug or  
153 drug sample dispensed by the physician assistant, the  
154 prescription must be filled in a pharmacy permitted under  
155 chapter 465, and must be dispensed in that pharmacy by a  
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156 pharmacist licensed under chapter 465. The appearance of the  
157 prescriber number creates a presumption that the physician  
158 assistant is authorized to prescribe the medicinal drug and the  
159 prescription is valid.

160 7. The physician assistant must note the prescription or  
161 dispensing of medication in the appropriate medical record.

162 8. This paragraph does not prohibit a supervisory  
163 physician from delegating to a physician assistant the authority  
164 to order medication for a hospitalized patient of the  
165 supervisory physician.

166  
167 This paragraph does not apply to facilities licensed pursuant to  
168 chapter 395.

169 (7) PHYSICIAN ASSISTANT LICENSURE.—

170 (a) Any person desiring to be licensed as a physician  
171 assistant must apply to the department. The department shall  
172 issue a license to any person certified by the council as having  
173 met the following requirements:

174 1. Is at least 18 years of age.

175 2. Has satisfactorily passed a proficiency examination by  
176 an acceptable score established by the National Commission on  
177 Certification of Physician Assistants. If an applicant does not  
178 hold a current certificate issued by the National Commission on  
179 Certification of Physician Assistants and has not actively  
180 practiced as a physician assistant within the immediately  
181 preceding 4 years, the applicant must retake and successfully  
182 complete the entry-level examination of the National Commission

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183 on Certification of Physician Assistants to be eligible for  
184 licensure.

185 3. Has completed the application form and remitted an  
186 application fee not to exceed \$300 as set by the boards. An  
187 application for licensure made by a physician assistant must  
188 include:

189 a. A certificate of completion of a physician assistant  
190 training program specified in subsection (6).

191 b. A sworn statement of any prior felony convictions.

192 c. A sworn statement of any previous revocation or denial  
193 of licensure or certification in any state.

194 d. Two letters of recommendation.

195 e. A copy of course transcripts and a copy of the course  
196 description from a physician assistant training program  
197 describing a pharmacotherapy course pursuant to subparagraph  
198 (4) (e) 3., if the applicant wishes to apply for a prescriber  
199 number. These documents must meet the evidence requirements for  
200 prescribing authority.

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**D I R E C T O R Y A M E N D M E N T**

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Remove lines 26-27 and insert:

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Section 1. Paragraphs (e) and (f) of subsection (4) and  
207 paragraph (a) of subsection (7) of section 458.347,

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**T I T L E   A M E N D M E N T**

Remove lines 3-20 and insert:  
458.347 and 459.022, F.S.; authorizing, rather than  
requiring, the Department of Health to issue a prescriber  
number to a physician assistant granting authority for the  
specified prescribing of medicinal drugs upon completion  
of certain requirements; providing that a physician  
assistant wishing to apply for a prescriber number must  
submit course transcripts and a copy of the course  
description in addition to other licensure application  
requirements; conforming provisions