

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Health & Human Services  
2 Committee

3 Representative Fasano offered the following:

**Amendment (with title amendment)**

6 Remove lines 87-118 and insert:

7 access the electronic database or designate an agent under his  
8 or her supervision to access the database, as required under  
9 subsection (12), may be disciplined pursuant to the practice act  
10 under which the prescriber is licensed.

11 (b) Any person who willfully and knowingly fails to report  
12 the dispensing of a controlled substance as required by this  
13 section commits a misdemeanor of the first degree, punishable as  
14 provided in s. 775.082 or s. 775.083.

15 (10) All costs incurred by the department in administering  
16 the prescription drug monitoring program shall be funded through  
17 federal grants or private funding applied for or received by the  
18 state. The department may not commit funds for the monitoring  
19 program without ensuring funding is available. The prescription

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20 drug monitoring program and the implementation thereof are  
 21 contingent upon receipt of the nonstate funding. The department  
 22 and state government shall cooperate with the direct-support  
 23 organization established pursuant to subsection (11) in seeking  
 24 federal grant funds, other nonstate grant funds, gifts,  
 25 donations, or other private moneys for the department so long as  
 26 the costs of doing so are not considered material. Nonmaterial  
 27 costs for this purpose include, but are not limited to, the  
 28 costs of mailing and personnel assigned to research or apply for  
 29 a grant. Notwithstanding the exemptions to competitive-  
 30 solicitation requirements under s. 287.057(3)(f), the department  
 31 shall comply with the competitive-solicitation requirements  
 32 under s. 287.057 for the procurement of any goods or services  
 33 required by this section. ~~Funds provided, directly or~~  
 34 ~~indirectly, by prescription drug manufacturers may not be used~~  
 35 ~~to implement the program.~~

36 (12) A prescriber shall access the electronic database  
 37 established under this section, or designate an agent under his  
 38 or her supervision to access the database, to review the  
 39 controlled substance prescription history of the prescriber's  
 40 patient before prescribing a controlled substance to the  
 41 patient. A ~~or~~

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43 **T I T L E A M E N D M E N T**

44 Remove lines 14-20 and insert:  
 45 a certain electronic database or designate an agent  
 46 under his or her supervision to access the database to  
 47

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 831 (2013)

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48 review a patient's controlled substance prescription  
49 history before prescribing a controlled substance to  
50 the patient may be administratively disciplined;  
51 removing a prohibition against certain funding by  
52 prescription drug manufacturers; requiring a  
53 prescriber to access a certain electronic database or  
54 designate an agent under his or her supervision to  
55 access the database to review a patient's controlled  
56 substance prescription history before prescribing a