

By Senator Hays

11-00230A-14

2014186__

1 A bill to be entitled
2 An act relating to self-administration of medications
3 in assisted living facilities; amending s. 429.256,
4 F.S.; revising criteria for assistance with self-
5 administration of medication; providing a technical
6 change; providing an effective date.

7
8 Be It Enacted by the Legislature of the State of Florida:

9
10 Section 1. Subsections (3), (4), and (5) of section
11 429.256, Florida Statutes, are amended to read:

12 429.256 Assistance with self-administration of medication.—

13 (3) Assistance with self-administration of medication
14 includes:

15 (a) Bringing to the resident medication that was previously
16 dispensed in a properly labeled container from where it is
17 stored. This includes insulin syringes that are prefilled with
18 the proper dosage by a pharmacist and insulin pens that are
19 prefilled by the manufacturer ~~Taking the medication, in its~~
20 ~~previously dispensed, properly labeled container, from where it~~
21 ~~is stored, and bringing it to the resident.~~

22 (b) In the presence of the resident, reading the label,
23 opening the container, removing a prescribed amount of
24 medication from the container, and closing the container. This
25 includes removing the cap of a nebulizer, opening the unit dose
26 of nebulizer solution, and pouring the prescribed premeasured
27 dose of medication into the dispensing cup of the nebulizer.

28 (c) Placing an oral dosage in the resident's hand or
29 placing the dosage in another container and helping the resident

11-00230A-14

2014186__

30 by lifting the container to his or her mouth.

31 (d) Applying topical medications.

32 (e) Returning the medication container to proper storage.

33 (f) Keeping a record of when a resident receives assistance
34 with self-administration under this section.

35 (g) Assisting a resident in using a nebulizer.

36 (h) Using a glucometer to perform blood glucose checks.

37 (i) Assisting with the putting on and taking off of anti-
38 embolism stockings.

39 (j) Assisting with applying and removing an oxygen cannula,
40 but not with titrating the prescribed oxygen settings.

41 (k) Assisting with the use of a continuous positive airway
42 pressure device (CPAP), but not with titrating the prescribed
43 setting of the device.

44 (l) Assisting with the measuring of vital signs.

45 (m) Assisting with the use of colostomy bags.

46 (4) Assistance with self-administration does not include:

47 (a) The mixing, compounding, converting, or calculating of
48 medication doses, except for the measuring of a prescribed
49 amount of liquid medication or the breaking of a scored tablet
50 or the crushing of a tablet as prescribed.

51 (b) The preparation of syringes for injection or the
52 administration of medications by any injectable route.

53 (c) The administration of medications through intermittent
54 positive pressure breathing machines ~~or a nebulizer~~.

55 (d) The administration of medications by way of a tube
56 inserted in a cavity of the body.

57 (e) The administration of parenteral preparations.

58 (f) Irrigations or debriding agents used in the treatment

11-00230A-14

2014186__

59 of a skin condition.

60 (g) Rectal, urethral, or vaginal preparations.

61 (h) Medications ordered by the physician or health care
62 professional who has ~~with~~ prescriptive authority to be given "as
63 needed," unless the order is written with specific parameters
64 that preclude independent judgment on the part of the unlicensed
65 person, and at the request of a competent resident.

66 (i) Medications for which the time of administration, the
67 amount, the strength of dosage, the method of administration, or
68 the reason for administration requires judgment or discretion on
69 the part of the unlicensed person.

70 (5) Assistance with the self-administration of medication
71 by an unlicensed person as described in this section is ~~shall~~
72 not ~~be considered~~ administration as defined in s. 465.003.

73 Section 2. This act shall take effect July 1, 2014.