

Amendment No.

CHAMBER ACTION

Senate

House

.

---

1 Representative La Rosa offered the following:

2  
3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5  
6 Section 1. Subsection (2) of section 456.42, Florida  
7 Statutes, is amended to read:

8 456.42 Written prescriptions for medicinal drugs.—

9 (2) A written prescription for a controlled substance  
10 listed in chapter 893 must have the quantity of the drug  
11 prescribed in both textual and numerical formats, must be dated  
12 on the prescription in numerical, month/day/year format or with  
13 the abbreviated month written out, or the month written out in  
14 whole ~~on the face of the prescription,~~ and must be either

629383

Approved For Filing: 4/23/2014 1:59:46 PM

Amendment No.

15 written on a standardized counterfeit-proof prescription pad  
16 produced by a vendor approved by the department or  
17 electronically prescribed as that term is used in s. 408.0611.  
18 As a condition of being an approved vendor, a prescription pad  
19 vendor must submit a monthly report to the department that  
20 ~~which~~, at a minimum, documents the number of prescription pads  
21 sold and identifies the purchasers. The department may, by rule,  
22 require the reporting of additional information.

23 Section 2. Subsection (1) of section 465.014, Florida  
24 Statutes, is amended to read:

25 465.014 Pharmacy technician.—

26 (1) A person other than a licensed pharmacist or pharmacy  
27 intern may not engage in the practice of the profession of  
28 pharmacy, except that a licensed pharmacist may delegate to  
29 pharmacy technicians who are registered pursuant to this section  
30 those duties, tasks, and functions that do not fall within the  
31 purview of s. 465.003(13). All such delegated acts must ~~shall~~ be  
32 performed under the direct supervision of a licensed pharmacist  
33 who is ~~shall be~~ responsible for all such acts performed by  
34 persons under his or her supervision. A registered pharmacy  
35 ~~registered~~ technician, under the supervision of a pharmacist,  
36 may initiate or receive communications with a practitioner or  
37 his or her agent, on behalf of a patient, regarding refill  
38 authorization requests. A licensed pharmacist may supervise up  
39 to three registered pharmacy technicians ~~not supervise more than~~  
40 ~~one registered pharmacy technician~~ unless otherwise authorized

629383

Approved For Filing: 4/23/2014 1:59:46 PM

Amendment No.

41 ~~permitted by the guidelines adopted by the board pursuant to~~  
42 ~~this subsection.~~

43 (a) The board shall establish by rule circumstances under  
44 which a licensee who applies to the board for approval may  
45 ~~guidelines to be followed by licensees or permittees in~~  
46 ~~determining the circumstances under which a licensed pharmacist~~  
47 ~~may supervise more than three, one but not more than six~~  
48 registered three pharmacy technicians. In establishing these  
49 circumstances, the board shall consider, for safety, the  
50 following factors:

51 1. The average number of prescriptions filled each month  
52 by the pharmacy where the applicant works.

53 2. Whether the pharmacy is a community pharmacy, nuclear  
54 pharmacy, special pharmacy, Internet pharmacy, or institutional  
55 pharmacy.

56 3. Whether the pharmacy holds a special sterile  
57 compounding permit, or special parenteral or enteral permit.

58 4. The pharmacy's hours of operation.

59 5. The number of licensed pharmacists working in the  
60 pharmacy and the number of registered pharmacy technicians  
61 supervised by each pharmacist.

62 (b) The board must authorize a licensee, who submits proof  
63 to the board that he or she is employed by an entity operating  
64 an automated pharmacy system or by a pharmacy performing  
65 centralized prescription filling, to supervise more than three  
66 registered pharmacy technicians as long as that licensee is

629383

Approved For Filing: 4/23/2014 1:59:46 PM

Amendment No.

67 employed by that entity or pharmacy. The licensee must notify  
68 the board within 30 days after the licensee is no longer  
69 employed by the entity or pharmacy.

70 Section 3. This act shall take effect July 1, 2014.

71  
72  
73  
74  
75  
76  
77  
78  
79  
80  
81  
82  
83  
84  
85  
86  
87  
88  
89

-----

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

Remove everything before the enacting clause and insert:

A bill to be entitled  
An act relating to pharmacy; amending s. 456.42, F.S.;  
requiring written prescriptions for specified  
controlled substances to be dated in a specified  
format; amending s. 465.014, F.S.; providing the  
number of registered pharmacy technicians a licensed  
pharmacist may supervise if approved by the Board of  
Pharmacy after considering certain factors; requiring  
the board to authorize a licensed pharmacist to  
supervise more than three pharmacy technicians if a  
licensee is employed by certain entities; requiring a  
licensee to provide the board with notice of  
employment status under certain circumstances;  
providing an effective date.