

1 A bill to be entitled

2 An act relating to pharmacy technicians; amending s.  
3 465.014, F.S.; revising the number of registered  
4 pharmacy technicians that a pharmacist may supervise;  
5 amending ss. 456.42 and 893.04, F.S.; requiring  
6 written prescriptions for specified controlled  
7 substances to be legibly dated in a specified format;  
8 providing an effective date.

9  
10 Be It Enacted by the Legislature of the State of Florida:

11  
12 Section 1. Subsection (1) of section 465.014, Florida  
13 Statutes, is amended to read:

14 465.014 Pharmacy technician.—

15 (1) A person other than a licensed pharmacist or pharmacy  
16 intern may not engage in the practice of the profession of  
17 pharmacy, except that a licensed pharmacist may delegate to  
18 pharmacy technicians who are registered pursuant to this section  
19 those duties, tasks, and functions that do not fall within the  
20 purview of s. 465.003(13). All such delegated acts shall be  
21 performed under the direct supervision of a licensed pharmacist  
22 who shall be responsible for all such acts performed by persons  
23 under his or her supervision. A registered pharmacy ~~registered~~  
24 technician, under the supervision of a pharmacist, may initiate  
25 or receive communications with a practitioner or his or her  
26 agent, on behalf of a patient, regarding refill authorization

27 requests. A licensed pharmacist may not supervise more than six  
 28 ~~one~~ registered pharmacy technicians ~~technician~~ unless otherwise  
 29 permitted by the guidelines adopted by the board. ~~The board~~  
 30 ~~shall establish guidelines to be followed by licensees or~~  
 31 ~~permittees in determining the circumstances under which a~~  
 32 ~~licensed pharmacist may supervise more than one but not more~~  
 33 ~~than three pharmacy technicians.~~

34 Section 2. Subsection (2) of section 456.42, Florida  
 35 Statutes, is amended to read:

36 456.42 Written prescriptions for medicinal drugs.—

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

51 Section 3. Paragraph (d) of subsection (2) of section  
 52 893.04, Florida Statutes, is amended to read:

53 893.04 Pharmacist and practitioner.—

54 (2)

55 (d) Each written prescription prescribed by a practitioner  
56 in this state for a controlled substance listed in Schedule II,  
57 Schedule III, or Schedule IV must include on the face of the  
58 prescription both a written and a numerical notation of the  
59 quantity of the controlled substance prescribed ~~on the face of~~  
60 ~~the prescription~~ and a legible notation of the date in numeric  
61 month/day/year format or, with the abbreviated month written out  
62 ~~on the face of the prescription~~. A pharmacist may, upon  
63 verification by the prescriber, document any information  
64 required by this paragraph. If the prescriber is not available  
65 to verify a prescription, the pharmacist may dispense the  
66 controlled substance but may insist that the person to whom the  
67 controlled substance is dispensed provide valid photographic  
68 identification. If a prescription includes a numerical notation  
69 of the quantity of the controlled substance or date, but does  
70 not include the quantity or date written out in textual format,  
71 the pharmacist may dispense the controlled substance without  
72 verification by the prescriber of the quantity or date if the  
73 pharmacy previously dispensed another prescription for the  
74 person to whom the prescription was written.

75 Section 4. This act shall take effect July 1, 2014.