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A bill to be entitled  
 An act relating to pharmacy; amending s. 465.004,  
 F.S.; revising the composition of the Board of  
 Pharmacy; amending s. 465.014, F.S.; increasing the  
 number of registered pharmacy technicians which a  
 licensed pharmacist may supervise; amending s.  
 465.189, F.S.; authorizing pharmacists to administer  
 meningococcal and shingles vaccines under certain  
 circumstances; amending ss. 456.42 and 893.04, F.S.;  
 requiring written prescriptions for specified  
 controlled substances to be legibly dated in a  
 specified format; providing an effective date.

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

Section 1. Subsection (2) of section 465.004, Florida  
 Statutes, is amended to read:

465.004 Board of Pharmacy.—

(2) Seven members of the board must be licensed  
 pharmacists who are residents of this state and who have been  
 engaged in the practice of the profession of pharmacy in this  
 state for at least 4 years and, to the extent practicable,  
 represent the various pharmacy practice settings. Of the  
 pharmacist members, two ~~one~~ must be currently engaged in the  
 practice of pharmacy in a community pharmacy, two ~~one~~ must be  
 currently engaged in the practice of pharmacy in a Class II



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27 institutional pharmacy or a Modified Class II institutional  
28 pharmacy, and three must ~~five shall~~ be pharmacists licensed in  
29 this state irrespective of practice setting. The remaining two  
30 members must be residents of the state who have never been  
31 licensed as pharmacists and who are in no way connected with the  
32 practice of the profession of pharmacy. No person may be  
33 appointed as a consumer member who is in any way connected with  
34 a drug manufacturer or wholesaler. At least one member of the  
35 board must be 60 years of age or older. The Governor shall  
36 appoint members to the board in accordance with this subsection  
37 as members' terms expire or as a vacancy occurs until the  
38 composition of the board complies with the requirements of this  
39 subsection.

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

42 465.014 Pharmacy technician.—

43 (1) A person other than a licensed pharmacist or pharmacy  
44 intern may not engage in the practice of the profession of  
45 pharmacy, except that a licensed pharmacist may delegate to  
46 pharmacy technicians who are registered pursuant to this section  
47 those duties, tasks, and functions that do not fall within the  
48 purview of s. 465.003(13). All such delegated acts must ~~shall~~ be  
49 performed under the direct supervision of a licensed pharmacist  
50 who is ~~shall be~~ responsible for all such acts performed by  
51 persons under his or her supervision. A ~~pharmacy~~ registered  
52 pharmacy technician, under the supervision of a pharmacist, may



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53 initiate or receive communications with a practitioner or his or  
54 her agent, on behalf of a patient, regarding refill  
55 authorization requests. A licensed pharmacist may not supervise  
56 more than one registered pharmacy technician unless otherwise  
57 permitted by the guidelines adopted by the board. The board  
58 shall establish guidelines to be followed by licensees or  
59 permittees in determining the circumstances under which a  
60 licensed pharmacist may supervise more than one ~~but not more~~  
61 ~~than three~~ pharmacy technician technicians.

62 Section 3. Subsections (1) and (2) of section 465.189,  
63 Florida Statutes, are amended to read:

64 465.189 Administration of vaccines and epinephrine  
65 autoinjection.—

66 (1) In accordance with guidelines of the Centers for  
67 Disease Control and Prevention for each recommended immunization  
68 or vaccine, a pharmacist may administer the following vaccines  
69 to an adult within the framework of an established protocol  
70 under a supervising physician licensed under chapter 458 or  
71 chapter 459:

- 72 (a) Influenza vaccine.
- 73 (b) Pneumococcal vaccine.
- 74 (c) Meningococcal vaccine.
- 75 (d) Shingles vaccine.

76 ~~(2) In accordance with guidelines of the Centers for~~  
77 ~~Disease Control and Prevention, a pharmacist may administer the~~  
78 ~~shingles vaccine within the framework of an established protocol~~



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79 ~~and pursuant to a written or electronic prescription issued to~~  
80 ~~the patient by a physician licensed under chapter 458 or chapter~~  
81 ~~459.~~

82 Section 4. Subsection (2) of section 456.42, Florida  
83 Statutes, is amended to read:

84 456.42 Written prescriptions for medicinal drugs.—

85 (2) A written prescription for a controlled substance  
86 listed in chapter 893 must have the quantity of the drug  
87 prescribed in both textual and numerical formats, must be dated  
88 in numerical, month/day/year format, or with the abbreviated  
89 month written out, or the month written out in whole ~~on the face~~  
90 ~~of the prescription~~, and must be either written on a  
91 standardized counterfeit-proof prescription pad produced by a  
92 vendor approved by the department or electronically prescribed  
93 as that term is used in s. 408.0611. As a condition of being an  
94 approved vendor, a prescription pad vendor must submit a monthly  
95 report to the department that ~~which~~, at a minimum, documents the  
96 number of prescription pads sold and identifies the purchasers.  
97 The department may, by rule, require the reporting of additional  
98 information.

99 Section 5. Paragraph (d) of subsection (2) of section  
100 893.04, Florida Statutes, is amended to read:

101 893.04 Pharmacist and practitioner.—

102 (2)

103 (d) Each written prescription prescribed by a practitioner  
104 in this state for a controlled substance listed in Schedule II,



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105 Schedule III, or Schedule IV must include both a written and a  
106 numerical notation of the quantity of the controlled substance  
107 prescribed ~~on the face of the prescription~~ and a notation of the  
108 date in numerical, month/day/year format, or with the  
109 abbreviated month written out, or the month written out in whole  
110 ~~on the face of the prescription~~. A pharmacist may, upon  
111 verification by the prescriber, document any information  
112 required by this paragraph. If the prescriber is not available  
113 to verify a prescription, the pharmacist may dispense the  
114 controlled substance but may insist that the person to whom the  
115 controlled substance is dispensed provide valid photographic  
116 identification. If a prescription includes a numerical notation  
117 of the quantity of the controlled substance or date, but does  
118 not include the quantity or date written out in textual format,  
119 the pharmacist may dispense the controlled substance without  
120 verification by the prescriber of the quantity or date if the  
121 pharmacy previously dispensed another prescription for the  
122 person to whom the prescription was written.

123 Section 6. This act shall take effect July 1, 2014.