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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/01/2015	.	
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The Committee on Regulated Industries (Flores) recommended the following:

1 **Senate Substitute for Amendment (966182) (with title**
2 **amendment)**

3
4 Delete line 537
5 and insert:

6 (6) (a) The board shall appoint a committee to recommend
7 whether a formulary of controlled substances that an advanced
8 registered nurse practitioner may not prescribe or may prescribe
9 only for specific uses or subject to specific limitations is
10 necessary to protect the health, safety, and welfare of the



851976

11 public. The committee shall consist of at least three advanced
12 registered nurse practitioners, including a certified registered
13 nurse anesthetist, a certified nurse midwife, and a nurse
14 practitioner; at least one physician recommended by the Board of
15 Medicine and one physician recommended by the Board of
16 Osteopathic Medicine, both of whom have had work experience with
17 advanced practice registered nurses; and a pharmacist licensed
18 under chapter 465, but not licensed under chapter 458, chapter
19 459, or this chapter, who shall be selected by the State Surgeon
20 General. The committee may recommend a formulary applicable to
21 all advanced registered nurse practitioners, limited by
22 specialty certification, limited to approved uses of controlled
23 substances, or subject to other similar restrictions it deems
24 necessary to protect the health, safety, and welfare of the
25 public.

26 (b) If the committee recommends that a formulary be
27 established, the board shall adopt a formulary by rule. Only the
28 board may add to, delete from, or modify the formulary. A person
29 who requests the addition, deletion, or modification of a
30 controlled substance listed on the formulary has the burden of
31 proof to show cause why the change should be made. The board
32 shall post notice of any proposed, pending, or adopted changes
33 to the formulary on its website.

34 (c) The board shall initiate rulemaking, if required to
35 implement the committee's initial recommendation, no later than
36 October 1, 2015.

37 (d) If adopted by board rule, the formulary authorized in
38 this subsection does not apply to orders for medications
39 pursuant to subparagraph (4) (a)3. or subparagraph (4) (a)4.



851976

40 ===== T I T L E A M E N D M E N T =====

41 And the title is amended as follows:

42 Delete line 31

43 and insert:

44 monitor and alter drug therapies; requiring the Board
45 of Nursing to appoint a committee to recommend whether
46 adoption of a formulary of controlled substances that
47 may be prescribed by an advanced registered nurse
48 practitioner is needed; specifying the membership of
49 the committee; providing parameters for the
50 recommendations of the committee; requiring that any
51 formulary be adopted by board rule; specifying the
52 process for amending the formulary and imposing a
53 burden of proof; requiring the board to post notice of
54 proposed, pending, or adopted changes to the formulary
55 on its website; specifying a deadline for initiating
56 any required rulemaking; limiting the formulary's
57 application in certain instances; amending s. 464.018,