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LEGISLATIVE ACTION

Senate	.	House
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	.	
Floor: 1/AD/2R	.	Floor: SENAT/C
03/03/2016 12:31 PM	.	03/09/2016 12:24 PM
	.	

Senator Grimsley moved the following:

Senate Amendment (with title amendment)

Delete lines 120 - 222
and insert:
of chapter 400, notwithstanding any provisions in chapter 465 or
chapter 893 which may prohibit this delegation. ~~For the purpose
of this paragraph, an order is not considered a prescription. A
licensed physician assistant working in a facility that is
licensed under chapter 395 may order any medication under the
direction of the supervisory physician.~~

Section 3. Paragraph (f) of subsection (4) of section



646650

12 459.022, Florida Statutes, is amended to read:

13 459.022 Physician assistants.—

14 (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

15 (f) A supervisory physician may delegate to a licensed
16 physician assistant the authority to, and the licensed physician
17 assistant acting under the direction of the supervisory
18 physician may, order any medication ~~medications~~ for
19 administration to the supervisory physician's patient ~~during his~~
20 ~~or her care~~ in a facility licensed under chapter 395 or part II
21 of chapter 400, notwithstanding any provisions in chapter 465 or
22 chapter 893 which may prohibit this delegation. ~~For the purpose~~
23 ~~of this paragraph, an order is not considered a prescription. A~~
24 ~~licensed physician assistant working in a facility that is~~
25 ~~licensed under chapter 395 may order any medication under the~~
26 ~~direction of the supervisory physician.~~

27 Section 4. Paragraph (e) is added to subsection (3) of
28 section 464.012, Florida Statutes, to read:

29 464.012 Certification of advanced registered nurse
30 practitioners; fees.—

31 (3) An advanced registered nurse practitioner shall perform
32 those functions authorized in this section within the framework
33 of an established protocol that is filed with the board upon
34 biennial license renewal and within 30 days after entering into
35 a supervisory relationship with a physician or changes to the
36 protocol. The board shall review the protocol to ensure
37 compliance with applicable regulatory standards for protocols.
38 The board shall refer to the department licensees submitting
39 protocols that are not compliant with the regulatory standards
40 for protocols. A practitioner currently licensed under chapter



646650

41 458, chapter 459, or chapter 466 shall maintain supervision for
42 directing the specific course of medical treatment. Within the
43 established framework, an advanced registered nurse practitioner
44 may:

45 (e) Order any medication for administration to a patient in
46 a facility licensed under chapter 395 or part II of chapter 400,
47 notwithstanding any provisions in chapter 465 or chapter 893.

48 Section 5. Subsections (1) and (22) of section 893.02,
49 Florida Statutes, are amended to read:

50 893.02 Definitions.—The following words and phrases as used
51 in this chapter shall have the following meanings, unless the
52 context otherwise requires:

53 (1) "Administer" or "administration" means the direct
54 application of a controlled substance, whether by injection,
55 inhalation, ingestion, or any other means, to the body of a
56 person or animal.

57 (22) "Prescription" ~~means and~~ includes any an order for
58 drugs or medicinal supplies which is written, ~~signed,~~ or
59 transmitted by any ~~word of mouth, telephone, telegram, or other~~
60 means of communication by a ~~duly~~ licensed practitioner
61 authorized licensed by the laws of this the state to prescribe
62 such drugs or medicinal supplies, is issued in good faith and in
63 the course of professional practice, is intended to be ~~filled,~~
64 ~~compounded, or~~ dispensed by a another person authorized licensed
65 by the laws of this the state to do so, and meets ~~meeting~~ the
66 requirements of s. 893.04.

67 (a) The term also includes an order for drugs or medicinal
68 supplies ~~se~~ transmitted or written by a physician, dentist,
69 veterinarian, or other practitioner licensed to practice in a



646650

70 state other than Florida, but only if the pharmacist called upon
71 to fill such an order determines, in the exercise of his or her
72 professional judgment, that the order was issued pursuant to a
73 valid patient-physician relationship, that it is authentic, and
74 that the drugs or medicinal supplies ~~se~~ ordered are considered
75 necessary for the continuation of treatment of a chronic or
76 recurrent illness.

77 (b) ~~However,~~ If the physician writing the prescription is
78 not known to the pharmacist, the pharmacist shall obtain proof
79 to a reasonable certainty of the validity of the ~~said~~
80 prescription.

81 (c) A prescription ~~order~~ for a controlled substance may

82
83 ===== T I T L E A M E N D M E N T =====

84 And the title is amended as follows:

85 Delete lines 17 - 21

86 and insert:

87 amending s. 893.02, F.S.; revising the term
88 "administer" to include the term "administration";
89 revising the definition of the term "prescription";
90 amending s. 893.04, F.S.; conforming