

By the Committee on Health Policy; and Senator Grimsley

588-03255-16

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1 A bill to be entitled
2 An act relating to authorized practices of advanced
3 registered nurse practitioners and licensed physician
4 assistants; amending ss. 458.347 and 459.022, F.S.;
5 authorizing a supervisory physician to delegate to a
6 licensed physician assistant the authority to order
7 medications for a patient during his or her care at a
8 licensed nursing home facility; amending s. 464.012,
9 F.S.; authorizing an advanced registered nurse
10 practitioner to order medication for administration to
11 patients in specified facilities; amending s. 893.05,
12 F.S.; authorizing a licensed practitioner to authorize
13 a licensed physician assistant or advanced registered
14 nurse practitioner to order controlled substances for
15 administration to patients in specified facilities
16 under certain circumstances; reenacting ss. 401.445(1)
17 and 766.103(3), F.S., to incorporate the amendment
18 made to s. 464.012, F.S., in references thereto;
19 reenacting s. 893.0551(3)(d), F.S., to incorporate the
20 amendment made to s. 893.05, F.S., in a reference
21 thereto; providing an effective date.

22
23 Be It Enacted by the Legislature of the State of Florida:

24
25 Section 1. Paragraph (g) of subsection (4) of section
26 458.347, Florida Statutes, is amended to read:

27 458.347 Physician assistants.—

28 (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

29 (g) A supervisory physician may delegate to a licensed
30 physician assistant the authority to order medications for the
31 supervisory physician's patient during his or her care in a
32 facility licensed under chapter 395 or part II of chapter 400,

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33 notwithstanding any provisions in chapter 465 or chapter 893
34 which may prohibit this delegation. For the purpose of this
35 paragraph, an order is not considered a prescription. A licensed
36 physician assistant working in a facility that is licensed under
37 chapter 395 or part II of chapter 400 may order any medication
38 under the direction of the supervisory physician.

39 Section 2. Paragraph (f) of subsection (4) of section
40 459.022, Florida Statutes, is amended to read:

41 459.022 Physician assistants.—

42 (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

43 (f) A supervisory physician may delegate to a licensed
44 physician assistant the authority to order medications for the
45 supervisory physician's patient during his or her care in a
46 facility licensed under chapter 395 or part II of chapter 400,
47 notwithstanding any provisions in chapter 465 or chapter 893
48 which may prohibit this delegation. For the purpose of this
49 paragraph, an order is not considered a prescription. A licensed
50 physician assistant working in a facility that is licensed under
51 chapter 395 or part II of chapter 400 may order any medication
52 under the direction of the supervisory physician.

53 Section 3. Paragraph (a) of subsection (3) of section
54 464.012, Florida Statutes, is amended to read:

55 464.012 Certification of advanced registered nurse
56 practitioners; fees.—

57 (3) An advanced registered nurse practitioner shall perform
58 those functions authorized in this section within the framework
59 of an established protocol that is filed with the board upon
60 biennial license renewal and within 30 days after entering into
61 a supervisory relationship with a physician or changes to the

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62 protocol. The board shall review the protocol to ensure
63 compliance with applicable regulatory standards for protocols.
64 The board shall refer to the department licensees submitting
65 protocols that are not compliant with the regulatory standards
66 for protocols. A practitioner currently licensed under chapter
67 458, chapter 459, or chapter 466 shall maintain supervision for
68 directing the specific course of medical treatment. Within the
69 established framework, an advanced registered nurse practitioner
70 may:

71 (a) Monitor and alter drug therapies and order any
72 medication for administration to a patient in a facility
73 licensed under chapter 395 or part II of chapter 400.

74 Section 4. Subsection (1) of section 893.05, Florida
75 Statutes, is amended to read:

76 893.05 Practitioners and persons administering controlled
77 substances in their absence.—

78 (1) (a) A practitioner, in good faith and in the course of
79 his or her professional practice only, may prescribe,
80 administer, dispense, mix, or otherwise prepare a controlled
81 substance, or the practitioner may cause the controlled
82 substance ~~same~~ to be administered by a licensed nurse or an
83 intern practitioner under his or her direction and supervision
84 only.

85 (b) Pursuant to s. 458.347(4)(g), s. 459.022(4)(f), or s.
86 464.012(3), as applicable, a practitioner who supervises a
87 licensed physician assistant or advanced registered nurse
88 practitioner may authorize the licensed physician assistant or
89 advanced registered nurse practitioner to order controlled
90 substances for administration to a patient in a facility

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91 licensed under chapter 395 or part II of chapter 400.

92 (c) A veterinarian may ~~se~~ prescribe, administer, dispense,
93 mix, or prepare a controlled substance for use on animals only,
94 and may cause the controlled substance ~~it~~ to be administered by
95 an assistant or orderly only under the veterinarian's direction
96 and supervision ~~only~~.

97 (d) A certified optometrist licensed under chapter 463 may
98 not administer or prescribe a controlled substance listed in
99 Schedule I or Schedule II of s. 893.03.

100 Section 5. Subsection (1) of s. 401.445 and subsection (3)
101 of s. 766.103, Florida Statutes, are reenacted for the purpose
102 of incorporating the amendment made by this act to s. 464.012,
103 Florida Statutes, in references thereto.

104 Section 6. Paragraph (d) of subsection (3) of s. 893.0551,
105 Florida Statutes, is reenacted for the purpose of incorporating
106 the amendment made by this act to s. 893.05, Florida Statutes,
107 in a reference thereto.

108 Section 7. This act shall take effect July 1, 2016.