

ENROLLED

HB 5203, Engrossed 1

2017 Legislature

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2 An act relating to the prescription drug monitoring  
3 program; amending s. 893.055, F.S.; authorizing the  
4 use of state funds for administration of the program;  
5 deleting a requirement that implementation of the  
6 program is contingent on nonstate funding; providing  
7 an effective date.  
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9 Be It Enacted by the Legislature of the State of Florida:  
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11 Section 1. Subsection (10) of section 893.055, Florida  
12 Statutes, is amended to read:

13 893.055 Prescription drug monitoring program.—

14 (10) All costs incurred by the department in administering  
15 the prescription drug monitoring program shall be funded through  
16 federal grants, or private funding applied for or received by  
17 the state, or state funds appropriated in the General  
18 Appropriations Act. The department may not commit funds for the  
19 monitoring program without ensuring funding is available. ~~The~~  
20 ~~prescription drug monitoring program and the implementation~~  
21 ~~thereof are contingent upon receipt of the nonstate funding.~~ The  
22 department and state government shall cooperate with the direct-  
23 support organization established pursuant to subsection (11) in  
24 seeking federal grant funds, other nonstate grant funds, gifts,  
25 donations, or other private moneys for the department if the

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26 | costs of doing so are not considered material. Nonmaterial costs  
27 | for this purpose include, but are not limited to, the costs of  
28 | mailing and personnel assigned to research or apply for a grant.  
29 | Notwithstanding the exemptions to competitive-solicitation  
30 | requirements under s. 287.057(3)(e), the department shall comply  
31 | with the competitive-solicitation requirements under s. 287.057  
32 | for the procurement of any goods or services required by this  
33 | section. Funds provided, directly or indirectly, by prescription  
34 | drug manufacturers may not be used to implement the program.

35 |       Section 2. This act shall take effect July 1, 2017.