

1 A bill to be entitled  
2 An act relating to pharmacy; amending s. 465.003,  
3 F.S.; revising a definition; amending s. 465.0125,  
4 F.S.; providing licensure requirements for and  
5 revising responsibilities of consultant pharmacists;  
6 amending s. 465.189, F.S.; authorizing board-certified  
7 pharmacists to perform certain services under  
8 specified supervision; providing an effective date.  
9

10 Be It Enacted by the Legislature of the State of Florida:  
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12 Section 1. Subsection (13) of section 465.003, Florida  
13 Statutes, is amended to read:

14 465.003 Definitions.—As used in this chapter, the term:  
15 (13) "Practice of the profession of pharmacy" includes  
16 compounding, dispensing, and consulting concerning contents,  
17 therapeutic values, and uses of any medicinal drug; consulting  
18 concerning therapeutic values and interactions of patent or  
19 proprietary or other preparations, health care products, and  
20 services, whether pursuant to prescriptions or in the absence  
21 and entirely independent of such prescriptions or orders; and  
22 other pharmaceutical services. For purposes of this subsection,  
23 "other pharmaceutical services" means the monitoring of the  
24 patient's drug therapy and assisting the patient in the  
25 management of his or her drug therapy, and includes review and

26 | recommendations made pursuant to ~~of the patient's drug therapy~~  
27 | ~~and~~ communication with the patient's prescribing health care  
28 | provider as licensed under chapter 458, chapter 459, chapter  
29 | 461, or chapter 466, or similar statutory provision in another  
30 | jurisdiction, or such provider's agent or such other persons as  
31 | specifically authorized by the patient, regarding the patient's  
32 | drug therapy and health care status. However, nothing in this  
33 | subsection may be interpreted to permit an alteration of a  
34 | prescriber's directions, the diagnosis or treatment of any  
35 | disease, the initiation of any drug therapy, the practice of  
36 | medicine, or the practice of osteopathic medicine, unless  
37 | otherwise permitted by law. "Practice of the profession of  
38 | pharmacy" also includes any other act, service, operation,  
39 | research, or transaction incidental to, or forming a part of,  
40 | any of the foregoing acts, requiring, involving, or employing  
41 | the science or art of any branch of the pharmaceutical  
42 | profession, study, or training, and shall expressly permit a  
43 | pharmacist to transmit information from persons authorized to  
44 | prescribe medicinal drugs to their patients. The practice of the  
45 | profession of pharmacy also includes the administration of  
46 | vaccines to adults pursuant to s. 465.189.

47 | Section 2. Section 465.0125, Florida Statutes, is amended  
48 | to read:

49 | 465.0125 Consultant pharmacist license; application,  
50 | renewal, fees; responsibilities; rules.—

51 (1) The department shall issue or renew a consultant  
52 pharmacist license upon receipt of an initial or renewal  
53 application which conforms to the requirements for consultant  
54 pharmacist initial licensure or renewal as promulgated by the  
55 board by rule and a fee set by the board not to exceed \$250. In  
56 order to be licensed as a consultant pharmacist, a pharmacist  
57 licensed in this state must complete additional training as  
58 required by the board.

59 (a) A consultant pharmacist may provide comprehensive  
60 medication management services within collaborative practice  
61 agreements with a health facility medical director or individual  
62 provider authorized by law, or similar statutory provision in  
63 another jurisdiction, to prescribe medication. Management  
64 services include:

65 1. Ordering and evaluating any laboratory and clinical  
66 tests to promote and evaluate patient health and wellness, and  
67 monitoring medication therapy and treatment outcomes.

68 2. Conducting patient assessments, as appropriate, to  
69 evaluate and monitor drug therapy.

70 3. Initiating, modifying, or discontinuing medications as  
71 outlined in the agreed upon patient-specific order or treatment  
72 protocol.

73 4. Administering medications.

74 (b) A ~~The~~ consultant pharmacist is ~~shall be~~ responsible  
75 for the maintenance of medication, patient care, and quality

76 assurance records as required by law. Collaborative practice  
77 agreements must be maintained by the pharmacist and  
78 collaborating practitioners and be made available upon request  
79 or inspection ~~maintaining all drug records required by law and~~  
80 ~~for establishing drug handling procedures for the safe handling~~  
81 ~~and storage of drugs. The consultant pharmacist may also be~~  
82 ~~responsible for ordering and evaluating any laboratory or~~  
83 ~~clinical testing when, in the judgment of the consultant~~  
84 ~~pharmacist, such activity is necessary for the proper~~  
85 ~~performance of the consultant pharmacist's responsibilities.~~  
86 ~~Such laboratory or clinical testing may be ordered only with~~  
87 ~~regard to patients residing in a nursing home facility, and then~~  
88 ~~only when authorized by the medical director of the nursing home~~  
89 ~~facility. The consultant pharmacist must have completed such~~  
90 ~~additional training and demonstrate such additional~~  
91 ~~qualifications in the practice of institutional pharmacy as~~  
92 ~~shall be required by the board in addition to licensure as a~~  
93 ~~registered pharmacist.~~

94 ~~(2) Notwithstanding the provisions of subsection (1), a~~  
95 ~~consultant pharmacist or a doctor of pharmacy licensed in this~~  
96 ~~state may also be responsible for ordering and evaluating any~~  
97 ~~laboratory or clinical testing for persons under the care of a~~  
98 ~~licensed home health agency when, in the judgment of the~~  
99 ~~consultant pharmacist or doctor of pharmacy, such activity is~~  
100 ~~necessary for the proper performance of his or her~~

101 ~~responsibilities and only when authorized by a practitioner~~  
102 ~~licensed under chapter 458, chapter 459, chapter 461, or chapter~~  
103 ~~466. In order for the consultant pharmacist or doctor of~~  
104 ~~pharmacy to qualify and accept this authority, he or she must~~  
105 ~~receive 3 hours of continuing education relating to laboratory~~  
106 ~~and clinical testing as established by the board.~~

107 (2)~~(3)~~ The board shall promulgate rules necessary to  
108 implement and administer this section.

109 Section 3. Subsections (3) through (8) of section 465.189,  
110 Florida Statutes, are renumbered as subsections (4) through (9),  
111 respectively, subsection (1) is amended, and a new subsection  
112 (3) is added to that section, to read:

113 465.189 Administration of vaccines and epinephrine  
114 autoinjection.—

115 (1) In accordance with guidelines of the Centers for  
116 Disease Control and Prevention for each recommended immunization  
117 or vaccine, a pharmacist, or a registered intern under the  
118 supervision of a pharmacist who is certified under subsection  
119 (7) ~~(6)~~, may administer the following vaccines to an adult  
120 within the framework of an established protocol under a  
121 supervising physician licensed under chapter 458 or chapter 459:

122 (a) Immunizations or vaccines listed in the Adult  
123 Immunization Schedule as of February 1, 2015, by the United  
124 States Centers for Disease Control and Prevention. The board may  
125 authorize, by rule, additional immunizations or vaccines as they

126 are added to the Adult Immunization Schedule.

127 (b) Immunizations or vaccines recommended by the United  
128 States Centers for Disease Control and Prevention for  
129 international travel as of July 1, 2015. The board may  
130 authorize, by rule, additional immunizations or vaccines as they  
131 are recommended by the United States Centers for Disease Control  
132 and Prevention for international travel.

133 (c) Immunizations or vaccines approved by the board in  
134 response to a state of emergency declared by the Governor  
135 pursuant to s. 252.36.

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137 A registered intern who administers an immunization or vaccine  
138 under this subsection must be supervised by a certified  
139 pharmacist at a ratio of one pharmacist to one registered  
140 intern.

141 (3) A pharmacist certified under subsection (7), within  
142 the framework of an established protocol under a supervising  
143 physician licensed under chapter 458 or chapter 459, may:

144 (a) Order and evaluate laboratory and clinical tests.

145 (b) Administer, modify, and discontinue medications.

146 Section 4. This act shall take effect July 1, 2018.