

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           providing an effective date.

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8   Be It Enacted by the Legislature of the State of Florida:

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10       Section 1. Subsection (13) of section 465.003, Florida  
11       Statutes, is amended to read:

12       465.003 Definitions.—As used in this chapter, the term:  
13       (13) "Practice of the profession of pharmacy" includes  
14       compounding, dispensing, and consulting concerning contents,  
15       therapeutic values, and uses of any medicinal drug; consulting  
16       concerning therapeutic values and interactions of patent or  
17       proprietary preparations, whether pursuant to prescriptions or  
18       in the absence and entirely independent of such prescriptions or  
19       orders; and other pharmaceutical services. For purposes of this  
20       subsection, "other pharmaceutical services" means the monitoring  
21       of the patient's drug therapy and assisting the patient in the  
22       management of his or her drug therapy, and includes review and  
23       recommendations made pursuant to ~~of the patient's drug therapy~~  
24       ~~and~~ communication with the patient's prescribing health care  
25       provider as licensed under chapter 458, chapter 459, chapter

26 | 461, or chapter 466, or similar statutory provision in another  
27 | jurisdiction, or such provider's agent or such other persons as  
28 | specifically authorized by the patient, regarding the patient's  
29 | drug therapy and health care status. However, nothing in this  
30 | subsection may be interpreted to permit an alteration of a  
31 | prescriber's directions, the diagnosis or treatment of any  
32 | disease, the initiation of any drug therapy, the practice of  
33 | medicine, or the practice of osteopathic medicine, unless  
34 | otherwise permitted by law. "Practice of the profession of  
35 | pharmacy" also includes any other act, service, operation,  
36 | research, or transaction incidental to, or forming a part of,  
37 | any of the foregoing acts, requiring, involving, or employing  
38 | the science or art of any branch of the pharmaceutical  
39 | profession, study, or training, and shall expressly permit a  
40 | pharmacist to transmit information from persons authorized to  
41 | prescribe medicinal drugs to their patients. The practice of the  
42 | profession of pharmacy also includes the administration of  
43 | vaccines to adults pursuant to s. 465.189. The practice of the  
44 | profession of pharmacy also includes the ordering and evaluating  
45 | of any laboratory or clinical testing, conducting patient  
46 | assessments, and administering, initiating, modifying, or  
47 | discontinuing medicinal drugs pursuant to s. 465.0125.

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

50 | 465.0125 Consultant pharmacist license; application,

51 renewal, fees; responsibilities; rules.—

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

60 (a) A consultant pharmacist may provide comprehensive  
61 medication management services within collaborative practice  
62 agreements between such pharmacist and a health care facility  
63 medical director or individual health care practitioner  
64 authorized by law, or similar statutory provision in another  
65 jurisdiction, to prescribe medicinal drugs. Such services may  
66 include:

67 1. Ordering and evaluating any laboratory or clinical  
68 testing for the promotion and evaluation of patient health and  
69 wellness, and monitoring medication therapy and treatment  
70 outcomes.

71 2. Conducting patient assessments, as appropriate, to  
72 evaluate and monitor drug therapy.

73 3. Initiating, modifying, or discontinuing medicinal drugs  
74 as outlined in the agreed upon patient-specific order or  
75 treatment protocol.

76           4. Administering medicinal drugs.

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

97           ~~(2) Notwithstanding the provisions of subsection (1), a~~  
98 ~~consultant pharmacist or a doctor of pharmacy licensed in this~~  
99 ~~state may also be responsible for ordering and evaluating any~~  
100 ~~laboratory or clinical testing for persons under the care of a~~

101 ~~licensed home health agency when, in the judgment of the~~  
102 ~~consultant pharmacist or doctor of pharmacy, such activity is~~  
103 ~~necessary for the proper performance of his or her~~  
104 ~~responsibilities and only when authorized by a practitioner~~  
105 ~~licensed under chapter 458, chapter 459, chapter 461, or chapter~~  
106 ~~466. In order for the consultant pharmacist or doctor of~~  
107 ~~pharmacy to qualify and accept this authority, he or she must~~  
108 ~~receive 3 hours of continuing education relating to laboratory~~  
109 ~~and clinical testing as established by the board.~~

110 (2)~~(3)~~ The board shall promulgate rules necessary to  
111 implement and administer this section.

112 Section 3. This act shall take effect July 1, 2018.