

By the Committee on Innovation, Industry, and Technology; and
Senator Harrell

580-03249-19

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1 A bill to be entitled
2 An act relating to dispensing medicinal drugs;
3 amending s. 465.019, F.S.; authorizing individuals
4 licensed to prescribe medicinal drugs to dispense a
5 48-hour supply, rather than a 24-hour supply, of such
6 drugs to any patient, including a discharged patient,
7 under certain circumstances; authorizing such
8 individuals to dispense a 72-hour supply if a state of
9 emergency has been declared in the area; authorizing
10 such individuals to provide prescriptions for an
11 additional supply of such drugs; providing an
12 effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

15
16 Section 1. Subsection (4) of section 465.019, Florida
17 Statutes, is amended to read:

18 465.019 Institutional pharmacies; permits.—

19 (4) (a) Medicinal drugs shall be dispensed in an
20 institutional pharmacy to outpatients only when that institution
21 has secured a community pharmacy permit from the department.
22 However, an individual licensed to prescribe medicinal drugs in
23 this state may dispense up to a 48-hour ~~24-hour~~ supply of a
24 medicinal drug to any patient of, or patient discharged from, an
25 emergency department of a hospital that operates a Class II or
26 Class III institutional pharmacy, provided that the physician
27 who is treating the patient in such hospital's emergency
28 department, or who is treating the discharged patient,
29 determines that the medicinal drug is warranted and that

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30 community pharmacy services are not readily accessible,
31 geographically or otherwise, to the patient. Such dispensing
32 from the emergency department to any patient, including a
33 discharged patient, must be in accordance with the procedures of
34 the hospital. For any such patient for whom a medicinal drug is
35 warranted for a period to exceed ~~48~~ 24 hours, an individual
36 licensed to prescribe such drug must dispense a ~~48-hour~~ 24-hour
37 supply of such drug to the patient and must provide the patient
38 with a prescription for such drug for use after the initial ~~48-~~
39 ~~hour~~ 24-hour period.

40 (b) Notwithstanding paragraph (a), if a state of emergency
41 has been declared for an area of the state pursuant to s.
42 252.36, an individual licensed to prescribe medicinal drugs in
43 this state may dispense up to a 72-hour supply of a medicinal
44 drug to any patient of, or patient discharged from, an emergency
45 department of a hospital located in that area which operates a
46 Class II or Class III institutional pharmacy, provided that the
47 physician who is treating the patient in such hospital's
48 emergency department, or who is treating the discharged patient,
49 determines that the medicinal drug is warranted and that
50 community pharmacy services are not readily accessible,
51 geographically or otherwise, to the patient. Such dispensing
52 from the emergency department to any patient, including a
53 discharged patient, must be in accordance with the procedures of
54 the hospital. For any such patient for whom a medicinal drug is
55 warranted for a period to exceed 72 hours, an individual
56 licensed to prescribe such drug shall dispense a 72-hour supply
57 of such drug to the patient and shall provide the patient with a
58 prescription for such drug for use after the initial 72-hour

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59 period.60 (c) The board may adopt rules ~~necessary~~ to implement ~~carry~~
61 ~~out the provisions of~~ this subsection.

62 Section 2. This act shall take effect July 1, 2019.