

1 A bill to be entitled
 2 An act relating to drug safety; amending s. 893.04,
 3 F.S.; prohibiting a pharmacist or practitioner from
 4 dispensing specified opioids unless the prescription
 5 bottle or container has a warning sticker meeting
 6 certain requirements; amending s. 893.055, F.S.;
 7 requiring pharmacies to offer for sale prescription
 8 lock boxes; requiring pharmacies to display a certain
 9 sign; defining the term "prescription lock box";
 10 authorizing the Department of Health to develop and
 11 distribute a pamphlet containing certain information;
 12 providing for the distribution of the pamphlet by
 13 pharmacists in certain circumstances; prohibiting a
 14 pharmacy from charging a fee for the pamphlet;
 15 providing an effective date.

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 17 Be It Enacted by the Legislature of the State of Florida:
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19 Section 1. Subsection (4) of section 893.04, Florida
 20 Statutes, is renumbered as subsection (5) and a new subsection
 21 (4) is added to that section, to read:

22 893.04 Pharmacist and practitioner.—

23 (4) A pharmacist or practitioner shall not dispense a
 24 newly-prescribed prescription opioid listed in Schedule II,
 25 including one that is compounded by a pharmacist under a

26 | prescription or by a practitioner, unless the prescription
27 | bottle or container in which the controlled substance is
28 | delivered to the user, has applied to it a warning sticker
29 | approved by the department that warns users concerning the
30 | addictive nature of opioids and the risks of overdoses. Such a
31 | sticker may also refer users to additional resources about
32 | opioid addiction. The sticker must be red with text large enough
33 | to be legible and placed on the cap of the bottle in which the
34 | opioid is dispensed. If a bottle is not used to dispense the
35 | opioid, the sticker must be on a noticeable area of the
36 | container in which the opioid is dispensed.

37 | Section 2. Subsections (16) and (17) of section 893.055,
38 | Florida Statutes, are renumbered as subsections (18) and (19),
39 | respectively, and new subsections (16) and (17) are added to
40 | that section, to read:

41 | 893.055 Prescription drug monitoring program.—

42 | (16) Pharmacies shall offer for sale prescription lock
43 | boxes at each store location. Pharmacies shall make customers
44 | aware of the availability of the prescription lock boxes by
45 | displaying a sign on or near the pharmacy counter which measures
46 | at least 4 inches by 5 inches and includes the statement, in a
47 | legibly printed font, "Prescription Lock Boxes for Securing Your
48 | Prescription Medications Are Available at This Pharmacy." As
49 | used in this subsection, the term "prescription lock box" means
50 | a box or a bag with a locking mechanism that cannot be tampered

51 with or opened without the application of extreme force.

52 (17) (a) The department may develop a written pamphlet
53 relating to controlled substances which includes educational
54 information about the following:

55 1. Precautions regarding the use of pain management
56 prescriptions.

57 2. The potential for misuse and abuse of controlled
58 substances by adults and children.

59 3. The risk of controlled substance dependency and
60 addiction.

61 4. The proper storage and disposal of controlled
62 substances.

63 5. Controlled substance addiction support and treatment
64 resources.

65 6. Telephone helplines and website links that provide
66 counseling and emergency assistance for individuals dealing with
67 substance abuse.

68 (b) If the department develops a written pamphlet relating
69 to controlled substances, the department shall distribute copies
70 of the pamphlet to pharmacies throughout the state and make the
71 contents of the pamphlet available in electronic form on its
72 website. If copies of the pamphlet are provided by the
73 department, a pharmacist shall distribute the pamphlet to a
74 consumer when dispensing a prescription or a controlled
75 substance and shall offer them to consumers in a display.

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76 | Pharmacies may not charge consumers a fee for the pamphlet.

77 | Section 3. This act shall take effect January 1, 2020.