

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Health & Human Services
 2 Committee

3 Representative Willhite offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Subsection (4) of section 465.019, Florida
 8 Statutes, is amended to read:

9 465.019 Institutional pharmacies; permits.-

10 (4) (a) Medicinal drugs shall be dispensed in an
 11 institutional pharmacy to outpatients only when that institution
 12 has secured a community pharmacy permit from the department.
 13 However, ~~an individual licensed to prescribe medicinal drugs in~~
 14 ~~this state may be dispensed by dispense up to a 24-hour supply~~
 15 ~~of a medicinal drug to any patient of an emergency department of~~
 16 a hospital that operates a Class II or Class III institutional

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17 pharmacy to a patient of the hospital's emergency department or
18 a hospital inpatient upon discharge, if the prescriber provided
19 ~~that the physician~~ treating the patient in such hospital
20 ~~hospital's emergency department~~ determines that the medicinal
21 drug is warranted and that community pharmacy services are not
22 readily accessible, geographically or otherwise, to the patient.
23 Such prescribing and dispensing must be for a supply of the drug
24 that will last the greater of the following:

25 1. Up to 48 hours; or

26 2. Through the end of the next business day.

27 (b) Notwithstanding subparagraph (a)1., if a state of
28 emergency has been declared and is in effect for an area of the
29 state pursuant to s. 252.36, a supply of a medicinal drug that
30 will last up to 72 hours may be prescribed and dispensed under
31 paragraph (a) in that area. ~~from the emergency department must~~
32 ~~be in accordance with the procedures of the hospital. For any~~
33 ~~such patient for whom a medicinal drug is warranted for a period~~
34 ~~to exceed 24 hours, an individual licensed to prescribe such~~
35 ~~drug must dispense a 24-hour supply of such drug to the patient~~
36 ~~and must provide the patient with a prescription for such drug~~
37 ~~for use after the initial 24-hour period.~~

38 (c) A prescriber who prescribes medicinal drugs under this
39 subsection may provide the patient with a prescription for such
40 drug for use beyond the initial prescription period if the
41 prescriber determines that such use is warranted. Any

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42 prescribing or dispensing of a controlled substance under this
43 subsection must comply with the applicable requirements of ss.
44 456.44 and 465.0276.

45 (d) The board may adopt rules ~~necessary~~ to implement ~~carry~~
46 ~~out the provisions of~~ this subsection.

47 Section 2. This act shall take effect July 1, 2020.

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T I T L E A M E N D M E N T

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Remove lines 4-7 and insert:

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hospitals to dispense a limited supply of medicinal drugs to a
53 patient of an emergency department of a hospital or a patient
54 discharged from a hospital under certain circumstances;

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providing parameters for such prescribing and dispensing in

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areas in which a state of emergency has been declared and is in

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effect; authorizing prescriptions for such drugs to be issued to

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such patients beyond the initial prescription period under

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certain circumstances; requiring such prescribing and dispensing

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to comply with certain statutory requirements; providing an