

1                                   A bill to be entitled  
 2           An act relating to dispensing medicinal drugs;  
 3           amending s. 465.019, F.S.; authorizing certain  
 4           hospitals to dispense a limited supply of medicinal  
 5           drugs to a patient of an emergency department of a  
 6           hospital or a patient discharged from a hospital under  
 7           certain circumstances; providing drug supply  
 8           requirements for the prescribing or dispensing of such  
 9           drugs in specified areas; authorizing a prescriber to  
 10          provide a patient with a prescription for medicinal  
 11          drugs for use beyond the initial prescription period  
 12          under certain circumstances; requiring the prescribing  
 13          or dispensing of a controlled substance to comply with  
 14          certain statutory requirements; providing an effective  
 15          date.

16  
 17 Be It Enacted by the Legislature of the State of Florida:

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

21           465.019 Institutional pharmacies; permits.—

22           (4) (a) Medicinal drugs shall be dispensed in an  
 23 institutional pharmacy to outpatients only when that institution  
 24 has secured a community pharmacy permit from the department.  
 25 However, ~~an individual licensed to prescribe medicinal drugs in~~

26 ~~this state may be dispensed by dispense up to a 24-hour supply~~  
27 ~~of a medicinal drug to any patient of an emergency department of~~  
28 ~~a hospital that operates a Class II or Class III institutional~~  
29 ~~pharmacy to a patient of the hospital's emergency department or~~  
30 ~~a hospital inpatient upon discharge, if the prescriber provided~~  
31 ~~that the physician treating the patient in such hospital~~  
32 ~~hospital's emergency department determines that the medicinal~~  
33 ~~drug is warranted and that community pharmacy services are not~~  
34 ~~readily accessible, geographically or otherwise, to the patient.~~  
35 Such prescribing and dispensing must be for a supply of the drug  
36 that will last:

- 37 1. Up to 48 hours; or  
38 2. Through the end of the next business day,  
39

40 whichever is greater.

41 (b) Notwithstanding subparagraph (a)1., if a state of  
42 emergency has been declared and is in effect for an area of the  
43 state pursuant to s. 252.36, a supply of a medicinal drug that  
44 will last up to 72 hours may be prescribed and dispensed under  
45 paragraph (a) in that area from the emergency department must be  
46 in accordance with the procedures of the hospital. For any such  
47 patient for whom a medicinal drug is warranted for a period to  
48 exceed 24 hours, an individual licensed to prescribe such drug  
49 must dispense a 24-hour supply of such drug to the patient and  
50 must provide the patient with a prescription for such drug for

51 ~~use after the initial 24-hour period.~~

52 (c) A prescriber who prescribes medicinal drugs under this  
53 subsection may provide the patient with a prescription for such  
54 drug for use beyond the initial prescription period if the  
55 prescriber determines that such use is warranted. Any  
56 prescribing or dispensing of a controlled substance under this  
57 subsection must comply with the applicable requirements of ss.  
58 456.44 and 465.0276.

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

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