

1 A bill to be entitled
 2 An act relating to automated pharmacy systems;
 3 amending s. 465.0235, F.S.; authorizing a community
 4 pharmacy to use an automated pharmacy system under
 5 certain circumstances; providing that certain
 6 medicinal drugs stored in such system for outpatient
 7 dispensing are part of the inventory of the pharmacy
 8 providing services through such system; requiring the
 9 Board of Pharmacy to adopt rules; providing an
 10 effective date.

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

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 14 Section 1. Section 465.0235, Florida Statutes, is amended
 15 to read:

16 465.0235 Automated pharmacy systems used by long-term care
 17 facilities, hospices, or state correctional institutions, or for
 18 outpatient dispensing.-

19 (1) A pharmacy may provide pharmacy services to a long-
 20 term care facility or hospice licensed under chapter 400 or
 21 chapter 429 or a state correctional institution operated under
 22 chapter 944 through the use of an automated pharmacy system that
 23 need not be located at the same location as the pharmacy.

24 (2) A community pharmacy, as defined in s. 465.003 and
 25 licensed in this state, may provide pharmacy services for

26 outpatient dispensing through the use of an automated pharmacy
27 system that need not be located at the same location as the
28 community pharmacy if:

29 (a) The automated pharmacy system is under the supervision
30 and control of the community pharmacy.

31 (b) The community pharmacy providing services through the
32 automated pharmacy system notifies the board of the location of
33 the automated pharmacy system and any changes in such location.

34 (c) The automated pharmacy system is under the supervision
35 and control of a pharmacist, as defined in s. 465.003 and
36 licensed in this state, who is available and accessible for
37 patient counseling before the dispensing of any medicinal drug.

38 (d) The automated pharmacy system does not contain or
39 dispense any controlled substance listed in s. 893.03 or 21
40 U.S.C. s. 812.

41 (e) The community pharmacy maintains a record of the
42 medicinal drugs dispensed, including the identity of the
43 pharmacist responsible for verifying the accuracy of the dosage
44 and directions and providing patient counseling.

45 (f) The automated pharmacy system ensures the
46 confidentiality of personal health information.

47 (3) ~~(2)~~ Medicinal drugs stored in bulk or unit of use in an
48 automated pharmacy system servicing a long-term care facility,
49 hospice, or correctional institution, or for outpatient
50 dispensing, are part of the inventory of the pharmacy providing

51 pharmacy services to that facility, hospice, or institution, or
52 for outpatient dispensing, and medicinal drugs delivered by the
53 automated pharmacy system are considered to have been dispensed
54 by that pharmacy.

55 (4)~~(3)~~ The operation of an automated pharmacy system must
56 be under the supervision of a ~~Florida-licensed~~ pharmacist
57 licensed in this state. To qualify as a supervisor for an
58 automated pharmacy system, the pharmacist need not be physically
59 present at the site of the automated pharmacy system and may
60 supervise the system electronically. The ~~Florida-licensed~~
61 pharmacist shall be required to develop and implement policies
62 and procedures designed to verify that the medicinal drugs
63 delivered by the automated pharmacy dispensing system are
64 accurate and valid and that the machine is properly restocked.

65 (5)~~(4)~~ The Legislature does not intend for this section to
66 limit the current practice of pharmacy in this state. This
67 section is intended to allow automated pharmacy systems to
68 enhance the ability of a pharmacist to provide pharmacy services
69 in locations that do not employ a full-time pharmacist. This
70 section does not limit or replace the use of a consultant
71 pharmacist.

72 (6)~~(5)~~ The board shall adopt rules governing the use of ~~an~~
73 automated pharmacy systems ~~system by January 1, 2005,~~ which must
74 include specify:

75 (a) Recordkeeping requirements.~~.~~

76 (b) Security requirements..~~and~~
 77 (c) Labeling requirements that permit the use of unit-dose
 78 medications if the facility, hospice, or institution maintains
 79 medication-administration records that include directions for
 80 use of the medication and the automated pharmacy system
 81 identifies:
 82 1. The dispensing pharmacy..~~and~~
 83 2. The prescription number..~~and~~
 84 3. The name of the patient..~~and~~
 85 4. The name of the prescribing practitioner.
 86 Section 2. This act shall take effect July 1, 2020.