

1 A bill to be entitled

2 An act relating to substance abuse prevention;
3 amending s. 381.887, F.S.; revising provisions
4 relating to the prescribing, ordering, and dispensing
5 of emergency opioid antagonists to certain persons;
6 requiring the Department of Health to develop and
7 implement a statewide awareness campaign to educate
8 the public regarding opioid overdoses, the safe
9 storage and administration of emergency opioid
10 antagonists, and the safe disposal of opioids;
11 authorizing a pharmacist to order emergency opioid
12 antagonists; providing certain authorized persons
13 immunity from civil or criminal liability for
14 administering emergency opioid antagonists under
15 certain circumstances; authorizing personnel of law
16 enforcement agencies and other agencies to administer
17 emergency opioid antagonists under certain
18 circumstances; amending s. 401.253, F.S.; requiring
19 basic life support services or advanced life support
20 services to report incidents involving a suspected or
21 actual overdose of a controlled substance; providing
22 an effective date.

23
24 Be It Enacted by the Legislature of the State of Florida:
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26 Section 1. Subsections (2), (3), and (4) of section
 27 381.887, Florida Statutes, are amended to read:

28 381.887 Emergency treatment for suspected opioid
 29 overdose.—

30 (2) (a) The purpose of this section is to provide for the
 31 prescribing, ordering, and dispensing ~~prescription~~ of emergency
 32 opioid antagonists ~~an emergency opioid antagonist~~ to patients
 33 and caregivers and to encourage the prescribing, ordering, and
 34 dispensing ~~prescription~~ of emergency opioid antagonists by
 35 authorized health care practitioners.

36 (b) The Department of Health shall develop and implement a
 37 statewide awareness campaign to educate the public regarding
 38 the:

- 39 1. Risk factors of opioid overdoses.
- 40 2. Signs and symptoms of opioid overdoses.
- 41 3. How to respond to opioid overdoses.
- 42 4. Safe storage and administration of emergency opioid
 43 antagonists.
- 44 5. Safe disposal of opioids, including, but not limited
 45 to, permanent prescription drug donation boxes and at-home drug
 46 deactivation and disposal systems.

47 (3) (a) An authorized health care practitioner may
 48 prescribe and dispense an emergency opioid antagonist to, and a
 49 pharmacist may order an emergency opioid antagonist with an
 50 autoinjection delivery system or intranasal application delivery

51 system for, a patient or caregiver for use in accordance with
52 this section. ~~and~~

53 (b) A pharmacist ~~pharmacists~~ may dispense an emergency
54 opioid antagonist pursuant to a prescription by an authorized
55 health care practitioner. A pharmacist may dispense an emergency
56 opioid antagonist with ~~such a prescription or pursuant to a non-~~
57 ~~patient-specific standing order for~~ an autoinjection delivery
58 system or intranasal application delivery system, which must be
59 appropriately labeled with instructions for use, pursuant to a
60 pharmacist's order or pursuant to a non-patient specific
61 standing order.

62 (c) A ~~such~~ patient or caregiver is authorized to store and
63 possess approved emergency opioid antagonists and, in an
64 emergency situation when a physician is not immediately
65 available, administer the emergency opioid antagonist to a
66 person believed in good faith to be experiencing an opioid
67 overdose, regardless of whether that person has a prescription
68 for an emergency opioid antagonist.

69 (4) The following persons are authorized to possess,
70 store, and administer emergency opioid antagonists as clinically
71 indicated and are immune from any civil liability or criminal
72 liability as a result of administering an emergency opioid
73 antagonist:

74 (a) Emergency responders, including, but not limited to,
75 law enforcement officers, paramedics, and emergency medical

76 technicians.

77 (b) Crime laboratory personnel for the statewide criminal
78 analysis laboratory system as described in s. 943.32, including,
79 but not limited to, analysts, evidence intake personnel, and
80 their supervisors.

81 (c) Personnel of a law enforcement agency or other agency,
82 including, but not limited to, correctional probation officers
83 and child protective investigators who, while acting within the
84 scope or course of employment, come into contact with a
85 controlled substance or a person who is at risk of experiencing
86 an opioid overdose.

87 Section 2. Paragraph (a) of subsection (1) of section
88 401.253, Florida Statutes, is amended to read:

89 401.253 Reporting of controlled substance overdoses.—

90 (1) (a) A basic life support service or advanced life
91 support service that ~~which~~ treats and releases, or transports to
92 a medical facility, a person in response to an emergency call
93 for a suspected or actual overdose of a controlled substance
94 must ~~may~~ report such incidents to the department. Such reports
95 must be made using the Emergency Medical Service Tracking and
96 Reporting System or other appropriate method with secure access,
97 including, but not limited to, the Washington/Baltimore High
98 Intensity Drug Trafficking Overdose Detection Mapping
99 Application Program or other program identified by the
100 department in rule. If a basic life support service or advanced

101 | life support service reports such incidents, it must ~~shall~~ make
102 | its best efforts to make the report to the department within 120
103 | hours after it responds to the incident.

104 | Section 3. This act shall take effect July 1, 2021.