

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, 2021.