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1 A bill to be entitled
2 An act relating to nonopioid alternatives; amending s.
3 456.44, F.S.; authorizing certain health care
4 practitioners to provide a specified educational
5 pamphlet to patients in an electronic format;
6 providing an effective date.

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

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10 Section 1. Paragraph (c) of subsection (7) of section
11 456.44, Florida Statutes, is amended to read:

12 456.44 Controlled substance prescribing.—

13 (7) NONOPIOID ALTERNATIVES.—

14 (c) Except when a patient is receiving care in a hospital
15 critical care unit or emergency department or a patient is
16 receiving hospice services under s. 400.6095, before providing
17 care requiring the administration of anesthesia involving the
18 use of an opioid drug listed as a Schedule II controlled
19 substance in s. 893.03 or 21 U.S.C. s. 812, or prescribing or
20 ordering an opioid drug listed as a Schedule II controlled
21 substance in s. 893.03 or 21 U.S.C. s. 812 for the treatment of
22 pain, a health care practitioner who prescribes or orders an
23 opioid drug must:

24 1. Inform the patient or the patient's representative of
25 available nonopioid alternatives for the treatment of pain,
26 which may include nonopioid medicinal drugs or drug products,
27 interventional procedures or treatments, acupuncture,
28 chiropractic treatments, massage therapy, physical therapy,
29 occupational therapy, or any other appropriate therapy as

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30 determined by the health care practitioner.

31 2. Discuss with the patient or the patient's representative
32 the advantages and disadvantages of the use of nonopioid
33 alternatives, including whether the patient is at a high risk
34 of, or has a history of, controlled substance abuse or misuse
35 and the patient's personal preferences.

36 3. Provide the patient or the patient's representative,
37 electronically or in printed form, with ~~a printed copy of the~~
38 educational pamphlet described in paragraph (b).

39 4. Document the nonopioid alternatives considered in the
40 patient's record.

41 Section 2. This act shall take effect July 1, 2021.