

1 A bill to be entitled
 2 An act relating to nonopioid alternatives educational
 3 materials; amending s. 456.44, F.S.; authorizing
 4 certain health care practitioners to provide an
 5 educational pamphlet regarding the use of nonopioid
 6 alternatives for the treatment of pain to certain
 7 persons electronically; providing an effective date.

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

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 11 Section 1. Paragraph (c) of subsection (7) of section
 12 456.44, Florida Statutes, is amended to read:

13 456.44 Controlled substance prescribing.—

14 (7) NONOPIOID ALTERNATIVES.—

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

25 1. Inform the patient or the patient's representative of

26 | available nonopioid alternatives for the treatment of pain,
27 | which may include nonopioid medicinal drugs or drug products,
28 | interventional procedures or treatments, acupuncture,
29 | chiropractic treatments, massage therapy, physical therapy,
30 | occupational therapy, or any other appropriate therapy as
31 | determined by the health care practitioner.

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

37 | 3. Provide the patient or the patient's representative
38 | with an electronically transmitted or a printed copy of the
39 | educational pamphlet described in paragraph (b).

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

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