

By Senator Jones

35-01291-22

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1                   A bill to be entitled  
2           An act relating to at-home drug deactivation and  
3           disposal systems; creating s. 381.888, F.S.; defining  
4           terms; requiring the Department of Health, in  
5           coordination with the Board of Pharmacy, to establish  
6           and administer the At-home Drug Deactivation and  
7           Disposal System Program for a specified purpose;  
8           providing requirements for the at-home drug  
9           deactivation and disposal systems; requiring the  
10          department, in coordination with the board, to develop  
11          relevant educational materials and a plan for  
12          distribution of the at-home drug deactivation and  
13          disposal systems and educational materials; requiring  
14          the department, in consultation with the board, to  
15          adopt rules; providing an effective date.

16  
17 Be It Enacted by the Legislature of the State of Florida:

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19           Section 1. Section 381.888, Florida Statutes, is created to  
20 read:

21           381.888 At-home Drug Deactivation and Disposal System  
22 Program.-

23           (1) DEFINITIONS.-As used in this section, the term:

24           (a) "Board" means the Board of Pharmacy.

25           (b) "Department" means the Department of Health.

26           (c) "Nonretrievable" has the same meaning as in 21 C.F.R.  
27 s. 1300.05(b), as that definition exists on the effective date  
28 of this act.

29           (d) "Pharmacy" has the same meaning as in s. 465.003(11).

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30 (e) "Program" means the At-home Drug Deactivation and  
31 Disposal System Program.

32 (2) PROGRAM ESTABLISHED.—

33 (a) The department, in coordination with the board, shall  
34 establish and administer the At-home Drug Deactivation and  
35 Disposal System Program for the purpose of identifying and  
36 distributing suitable at-home drug deactivation and disposal  
37 systems that pharmacies must co-dispense with each opioid  
38 prescription. An at-home drug deactivation and disposal system  
39 must be capable of all of the following:

40 1. Safely disposing of an opioid drug prescribed pursuant  
41 to s. 456.44(5)(a) for the treatment of acute pain.

42 2. Permanently rendering the active pharmaceutical  
43 ingredient nonretrievable, nonusable, and environmentally safe  
44 for disposal.

45 (b) The department, in coordination with the board, shall  
46 develop relevant educational materials and a plan for  
47 distribution of the at-home drug deactivation and disposal  
48 systems and educational materials to pharmacies in this state.

49 (3) RULEMAKING AUTHORITY.—The department, in consultation  
50 with the board, shall adopt rules to administer the program.

51 Section 2. This act shall take effect July 1, 2022.