

By Senator Brodeur

10-01096A-23

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1                                   A bill to be entitled  
2       An act relating to telehealth prescribing; amending s.  
3       456.47, F.S.; revising the circumstances under which a  
4       telehealth provider may use telehealth to prescribe  
5       certain controlled substances; providing an effective  
6       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 (2) of section  
11       456.47, Florida Statutes, is amended to read:

12       456.47 Use of telehealth to provide services.—

13       (2) PRACTICE STANDARDS.—

14       (c) A telehealth provider may not use telehealth to  
15       prescribe a controlled substance listed in Schedule II of s.  
16       893.03 unless the controlled substance is prescribed for the  
17       following:

18           1. The treatment of a psychiatric disorder;

19           2. Inpatient treatment at a hospital licensed under chapter  
20       395;

21           3. The treatment of a patient receiving hospice services as  
22       defined in s. 400.601; ~~or~~

23           4. The treatment of a resident of a nursing home facility  
24       as defined in s. 400.021;

25           5. The treatment of a terminal condition as defined in s.  
26       456.44(1)(a)2; or

27           6. The treatment of cancer.

28       Section 2. This act shall take effect July 1, 2023.