

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1021 (2026)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u> (Y/N)
ADOPTED AS AMENDED	<u> </u> (Y/N)
ADOPTED W/O OBJECTION	<u> </u> (Y/N)
FAILED TO ADOPT	<u> </u> (Y/N)
WITHDRAWN	<u> </u> (Y/N)
OTHER	<u> </u>

1 Committee/Subcommittee hearing bill: Health Professions &
2 Programs Subcommittee

3 Representative Young offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 23-25 and insert:

7 A facility that permits a physician to delegate the
8 administration of medication to a pharmacist must maintain
9 records pursuant to s. 395.0197(5) including, but not limited
10 to, documentation that the administering pharmacist meets the
11 requirements of this section.

12 Section 2. **Paragraph (b) of subsection (1) of section**
13 **395.0197, Florida Statutes, is amended to read:**

14 395.0197 Internal risk management program.—

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15 (1) Every licensed facility shall, as a part of its
16 administrative functions, establish an internal risk management
17 program that includes all of the following components:

18 (b) The development of appropriate measures to minimize
19 the risk of adverse incidents to patients, including, but not
20 limited to:

21 1. Risk management and risk prevention education and
22 training of all nonphysician personnel as follows:

23 a. Such education and training of all nonphysician
24 personnel as part of their initial orientation; and

25 b. At least 1 hour of such education and training annually
26 for all personnel of the licensed facility working in clinical
27 areas and providing patient care, except those persons licensed
28 as health care practitioners who are required to complete
29 continuing education coursework pursuant to chapter 456 or the
30 respective practice act.

31 2. A prohibition, except when emergency circumstances
32 require otherwise, against a staff member of the licensed
33 facility attending a patient in the recovery room, unless the
34 staff member is authorized to attend the patient in the recovery
35 room and is in the company of at least one other person.
36 However, a licensed facility is exempt from the two-person
37 requirement if it has:

38 a. Live visual observation;

39 b. Electronic observation; or

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40 c. Any other reasonable measure taken to ensure patient
41 protection and privacy.

42 3. A prohibition against an unlicensed person from
43 assisting or participating in any surgical procedure unless the
44 facility has authorized the person to do so following a
45 competency assessment, and such assistance or participation is
46 done under the direct and immediate supervision of a licensed
47 physician and is not otherwise an activity that may only be
48 performed by a licensed health care practitioner.

49 4. Development, implementation, and ongoing evaluation of
50 procedures, protocols, and systems to accurately identify
51 patients, planned procedures, and the correct site of the
52 planned procedure so as to minimize the performance of a
53 surgical procedure on the wrong patient, a wrong surgical
54 procedure, a wrong-site surgical procedure, or a surgical
55 procedure otherwise unrelated to the patient's diagnosis or
56 medical condition.

57 5. For a Level 1 or Level 2 Trauma Center, development,
58 implementation, and ongoing evaluation of procedures, protocols,
59 and systems to permit and comply with pharmacist administration
60 of medications to a patient during a life-threatening emergency
61 event, if the facility permits the delegation of such task
62 pursuant to s. 465.1894.

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66 **T I T L E A M E N D M E N T**

67 Remove line 6 and insert:

68 Certain circumstances; amending s. 395.0197, F.S.;
69 requiring facilities to maintain documentation
70 relating to pharmacist qualifications; providing an
71 expiration date.