

1                                   A bill to be entitled  
 2           An act relating to pharmacy technicians; amending s.  
 3           465.014, F.S.; revising the number of registered  
 4           pharmacy technicians that a pharmacist may supervise;  
 5           prohibiting a pharmacist in a class II institutional  
 6           pharmacy from supervising more than one registered  
 7           pharmacy technician unless authorized by guidelines  
 8           adopted by the Board of Pharmacy; amending ss. 456.42  
 9           and 893.04, F.S.; requiring written prescriptions for  
 10          specified controlled substances to be legibly dated in  
 11          a specified format; providing an effective date.

12  
 13 Be It Enacted by the Legislature of the State of Florida:

14  
 15           Section 1. Subsection (1) of section 465.014, Florida  
 16 Statutes, is amended to read:

17           465.014 Pharmacy technician.—

18           (1) A person other than a licensed pharmacist or pharmacy  
 19 intern may not engage in the practice of the profession of  
 20 pharmacy, except that a licensed pharmacist may delegate to  
 21 pharmacy technicians who are registered pursuant to this section  
 22 those duties, tasks, and functions that do not fall within the  
 23 purview of s. 465.003(13). All such delegated acts shall be  
 24 performed under the direct supervision of a licensed pharmacist  
 25 who shall be responsible for all such acts performed by persons  
 26 under his or her supervision. A registered pharmacy ~~registered~~  
 27 technician, under the supervision of a pharmacist, may initiate  
 28 or receive communications with a practitioner or his or her

29 agent, on behalf of a patient, regarding refill authorization  
 30 requests. A licensed pharmacist may not supervise more than six  
 31 ~~one~~ registered pharmacy technicians ~~technician~~ unless otherwise  
 32 permitted by the guidelines adopted by the board. However, a  
 33 licensed pharmacist in a class II institutional pharmacy, as  
 34 defined in s. 465.019(2)(b), may not supervise more than one  
 35 registered pharmacy technician unless otherwise permitted by the  
 36 guidelines adopted by the board. The board shall establish  
 37 guidelines to be followed by licensees or permittees in  
 38 determining the circumstances under which a licensed pharmacist  
 39 in a class II institutional pharmacy may supervise more than one  
 40 but not more than three registered pharmacy technicians.

41 Section 2. Subsection (2) of section 456.42, Florida  
 42 Statutes, is amended to read:

43 456.42 Written prescriptions for medicinal drugs.—

44 (2) A written prescription for a controlled substance  
 45 listed in chapter 893 must have the quantity of the drug  
 46 prescribed in both textual and numerical formats, must be  
 47 legibly dated on the face of the prescription in numeric  
 48 month/day/year format or with the abbreviated month written out  
 49 ~~on the face of the prescription~~, and must be either written on a  
 50 standardized counterfeit-proof prescription pad produced by a  
 51 vendor approved by the department or electronically prescribed  
 52 as that term is used in s. 408.0611. As a condition of being an  
 53 approved vendor, a prescription pad vendor must submit a monthly  
 54 report to the department that ~~which~~, at a minimum, documents the  
 55 number of prescription pads sold and identifies the purchasers.  
 56 The department may, by rule, require the reporting of additional

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57 information.

58 Section 3. Paragraph (d) of subsection (2) of section  
59 893.04, Florida Statutes, is amended to read:

60 893.04 Pharmacist and practitioner.—

61 (2)

62 (d) Each written prescription prescribed by a practitioner  
63 in this state for a controlled substance listed in Schedule II,  
64 Schedule III, or Schedule IV must include on the face of the  
65 prescription both a written and a numerical notation of the  
66 quantity of the controlled substance prescribed ~~on the face of~~  
67 ~~the prescription~~ and a legible notation of the date in numeric  
68 month/day/year format or, with the abbreviated month written out  
69 ~~on the face of the prescription~~. A pharmacist may, upon  
70 verification by the prescriber, document any information  
71 required by this paragraph. If the prescriber is not available  
72 to verify a prescription, the pharmacist may dispense the  
73 controlled substance but may insist that the person to whom the  
74 controlled substance is dispensed provide valid photographic  
75 identification. If a prescription includes a numerical notation  
76 of the quantity of the controlled substance or date, but does  
77 not include the quantity or date written out in textual format,  
78 the pharmacist may dispense the controlled substance without  
79 verification by the prescriber of the quantity or date if the  
80 pharmacy previously dispensed another prescription for the  
81 person to whom the prescription was written.

82 Section 4. This act shall take effect July 1, 2013.