



203208

LEGISLATIVE ACTION

Senate

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House

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Floor: 1/AE/2R

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04/30/2019 10:39 AM

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Senator Harrell moved the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Subsection (4) of section 465.019, Florida  
Statutes, is amended to read:

465.019 Institutional pharmacies; permits.-

(4) (a) Medicinal drugs shall be dispensed in an  
institutional pharmacy to outpatients only when that institution  
has secured a community pharmacy permit from the department.  
However, an individual licensed to prescribe medicinal drugs in



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12 this state may dispense up to a 24-hour supply of a medicinal  
13 drug to any patient of, or patient discharged from, an emergency  
14 department of a hospital that operates a Class II or Class III  
15 institutional pharmacy, provided that the physician who is  
16 treating the patient in such hospital's emergency department, or  
17 who is treating the discharged patient, determines that the  
18 medicinal drug is warranted and that community pharmacy services  
19 are not readily accessible, geographically or otherwise, to the  
20 patient. Such prescribing and dispensing ~~from the emergency~~  
21 ~~department must be in accordance with the procedures of the~~  
22 ~~hospital. For any such patient for whom a medicinal drug is~~  
23 ~~warranted for a period to exceed 24 hours,~~ an individual  
24 licensed to prescribe such drug must be for the greater of  
25 dispense a 24-hour supply of such drug or a supply of such drug  
26 which will last the patient until the next business day, ~~to the~~  
27 ~~patient~~ and the prescriber must provide the patient with a  
28 prescription for such drug for use after such ~~the~~ initial ~~24-~~  
29 ~~hour~~ period.

30 (b) Notwithstanding paragraph (a), if a state of emergency  
31 has been declared for an area of the state pursuant to s.  
32 252.36, an individual licensed to prescribe medicinal drugs in  
33 this state may dispense up to a 72-hour supply of a medicinal  
34 drug to any patient of, or patient discharged from, an emergency  
35 department of a hospital located in that area which operates a  
36 Class II or Class III institutional pharmacy, provided that the  
37 physician who is treating the patient in such hospital's  
38 emergency department, or who is treating the discharged patient,  
39 determines that the medicinal drug is warranted and that  
40 community pharmacy services are not readily accessible,



41 geographically or otherwise, to the patient. Such dispensing  
42 from the emergency department to any patient, including a  
43 discharged patient, must be in accordance with the procedures of  
44 the hospital. For any such patient for whom a medicinal drug is  
45 warranted for a period to exceed 72 hours, an individual  
46 licensed to prescribe such drug shall dispense a 72-hour supply  
47 of such drug to the patient and shall provide the patient with a  
48 prescription for such drug for use after the initial 72-hour  
49 period.

50 (c) The board may adopt rules necessary to implement ~~carry~~  
51 ~~out the provisions of this subsection.~~

52 Section 2. This act shall take effect July 1, 2019.

53  
54 ===== T I T L E A M E N D M E N T =====

55 And the title is amended as follows:

56 Delete everything before the enacting clause  
57 and insert:

58 A bill to be entitled  
59 An act relating to dispensing medicinal drugs;  
60 amending s. 465.019, F.S.; authorizing individuals  
61 licensed to prescribe medicinal drugs from certain  
62 institutional pharmacies to dispense a certain supply,  
63 of such drugs to any patient of, or patient discharged  
64 from, an emergency department of certain hospitals  
65 under certain circumstances; authorizing such  
66 individuals to dispense a 72-hour supply of such drugs  
67 if a state of emergency has been declared in the area;  
68 authorizing such individuals to provide prescriptions  
69 for an additional supply of such drugs under certain



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circumstances; providing an effective date.