Amendment No. 1

Committee/Subcommittee hearing bill:  Health Care Appropriations Subcommittee
Representative Grall offered the following:

Amendment (with title amendment)
Remove everything after the enacting clause and insert:
Section 1. Subsections (3) and (4) are added to section 456.42, Florida Statutes, to read:
456.42 Written or electronic prescriptions for medicinal drugs.—
   (3) Beginning on January 1, 2021, subject to subsection (4), a prescription for a controlled substance listed in chapter 893 must be electronically generated and transmitted, and must contain the name of the prescribing practitioner, the name and strength of the drug prescribed, the quantity of the drug prescribed in numerical format, the directions for use of the...
drug, the date, and an electronic signature, as defined in s. 668.003(4), by the prescribing practitioner only on the day issued.

(4) The electronic prescribing requirements under subsection (3) do not apply in any of the following circumstances:

(a) The practitioner and the dispenser are the same person.

(b) The prescription cannot be transmitted electronically under the most recently implemented version of the National Council for Prescription Drug Programs (NCPDP) SCRIPT Standard.

(c) The prescription is issued by a practitioner who has received a waiver or a renewal of a waiver from the federal government from the requirement to use electronic prescribing due to demonstrated economic hardship, technological limitations that are not reasonably within the control of the practitioner, or other exceptional circumstances demonstrated by the practitioner.

(d) The practitioner reasonably determines that it would be impractical for the patient to obtain the prescribed substance in a timely manner, and such delay would adversely impact the patient's medical condition.

(e) The prescription is issued by a practitioner who authorizes the dispensing of the prescribed substance pursuant to a non-patient-specific order for drug therapy, collaborative
drug management, or comprehensive medication management in
response to a public health emergency or any other circumstance
in which the practitioner is authorized to issue a non-patient-
specific prescription.

(f) The practitioner issues the prescription for a drug
under a research protocol.

(g) The prescription is issued by a practitioner for a
drug for which the Food and Drug Administration requires a
prescription to contain elements that are not able to be
included in electronic prescribing, such as a drug with risk
evaluation and mitigation strategies that include elements to
ensure safe use.

(h) The prescription is issued by a practitioner for an
individual who receives hospice care or is a resident of a
skilled nursing facility.

Section 2. This act shall take effect January 1, 2020.

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

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to electronic prescribing; amending s.
456.42, F.S.; requiring prescriptions for certain
controlled substances to be electronically generated and

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Page 3 of 4
transmitted; providing exceptions; providing an effective date.