



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 amending ss. 456.42 and 893.04, F.S.; requiring
 6 written prescriptions for specified controlled
 7 substances to be legibly dated in a specified format;
 8 providing an effective date.

9
 10 Be It Enacted by the Legislature of the State of Florida:

11
 12 Section 1. Subsection (1) of section 465.014, Florida
 13 Statutes, is amended to read:

14 465.014 Pharmacy technician.—

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



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29 | permitted by the guidelines adopted by the board. ~~The board~~
30 | ~~shall establish guidelines to be followed by licensees or~~
31 | ~~permittees in determining the circumstances under which a~~
32 | ~~licensed pharmacist may supervise more than one but not more~~
33 | ~~than three pharmacy technicians.~~

34 | Section 2. Subsection (2) of section 456.42, Florida
35 | Statutes, is amended to read:

36 | 456.42 Written prescriptions for medicinal drugs.—

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

51 | Section 3. Paragraph (d) of subsection (2) of section
52 | 893.04, Florida Statutes, is amended to read:

53 | 893.04 Pharmacist and practitioner.—

54 | (2)

55 | (d) Each written prescription prescribed by a practitioner
56 | in this state for a controlled substance listed in Schedule II,



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

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