

1 A bill to be entitled
 2 An act relating to nonopioid alternatives; amending s.
 3 456.44, F.S.; revising a requirement for certain
 4 health care practitioners to inform a patient or the
 5 patient's representative of nonopioid alternatives
 6 before prescribing or ordering an opioid drug;
 7 providing an effective date.

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

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 11 Section 1. Paragraph (c) of subsection (7) of section
 12 456.44, Florida Statutes, is amended to read:

13 456.44 Controlled substance prescribing.—

14 (7) NONOPIOID ALTERNATIVES.—

15 (c) Except when in the provision of a patient is receiving
 16 care in a hospital critical care unit or emergency department or
 17 a patient is receiving hospice services under s. 400.6095
 18 ~~services and care, as defined in s. 395.002,~~ before providing
 19 care requiring the administration of anesthesia involving the
 20 use of an opioid drug listed as a Schedule II controlled
 21 substance in s. 893.03 or 21 U.S.C. s. 812, or prescribing or
 22 ~~ordering or prescribing, ordering, dispensing, or administering~~
 23 an opioid drug listed as a Schedule II controlled substance in
 24 s. 893.03 or 21 U.S.C. s. 812 for the treatment of pain, a
 25 health care practitioner who prescribes or orders an opioid

26 | ~~drug, excluding those licensed under chapter 465,~~ must:

27 | 1. Inform the patient or the patient's representative of
28 | available nonopioid alternatives for the treatment of pain,
29 | which may include nonopioid medicinal drugs or drug products,
30 | interventional procedures or treatments, acupuncture,
31 | chiropractic treatments, massage therapy, physical therapy,
32 | occupational therapy, or any other appropriate therapy as
33 | determined by the health care practitioner.

34 | 2. Discuss with the patient or the patient's
35 | representative the advantages and disadvantages of the use of
36 | nonopioid alternatives, including whether the patient is at a
37 | high risk of, or has a history of, controlled substance abuse or
38 | misuse and the patient's personal preferences.

39 | 3. Provide the patient or the patient's representative
40 | with a printed copy of the educational pamphlet described in
41 | paragraph (b).

42 | 4. Document the nonopioid alternatives considered in the
43 | patient's record.

44 | Section 2. This act shall take effect July 1, 2020.