

1 A bill to be entitled
 2 An act relating to voluntary nonopioid advance
 3 directive forms; creating s. 395.3042, F.S.; requiring
 4 a health care facility to create a voluntary nonopioid
 5 advance directive form; providing requirements for
 6 such form; authorizing an individual to revoke the
 7 directive for any reason by specified means; providing
 8 immunity from civil and criminal liability for health
 9 care practitioners under certain circumstances;
 10 providing an exception; defining the term "medical
 11 emergency"; providing an effective date.

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

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 15 **Section 1. Section 395.3042, Florida Statutes, is created**
 16 **to read:**

17 395.3042 Voluntary nonopioid advance directive form.—
 18 (1) A health care facility shall create a voluntary
 19 nonopioid advance directive form. The form shall be available on
 20 the facility's website. The form shall indicate to a health care
 21 practitioner that an individual may not be administered or
 22 prescribed an opioid. The advance directive shall be filed in
 23 the individual's medical record in a health care facility or a
 24 private office of a health care practitioner, or both, and shall
 25 be transferred with the individual from one practitioner to

26 | another or from one facility to another.

27 | (2) An individual may revoke the voluntary nonopioid
28 | advance directive for any reason and may do so by written or
29 | oral statement.

30 | (3) A health care practitioner without actual knowledge of
31 | an advance directive as provided in subsection (1) who
32 | administers or prescribes an opioid in a medical emergency is
33 | immune from civil or criminal liability for failing to act in
34 | accordance with the directive unless the act or omission was the
35 | result of the practitioner's gross negligence or willful
36 | misconduct. For purposes of this section, the term "medical
37 | emergency" means an acute injury or illness that poses an
38 | immediate risk to an individual's life or long-term health.

39 | **Section 2.** This act shall take effect July 1, 2025.