

The Florida Senate
HOUSE MESSAGE SUMMARY

Prepared By: The Professional Staff of the Health Regulation Committee

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BILL: CS/CS/SB 2272, 1st Eng
INTRODUCER: CJ; HR; HR; and Senators Fasano and Gardiner
SUBJECT: Controlled Substances
DATE: April 28, 2010

I. Amendments Contained in Message:

House Amendment 1 – 462965 (body)

House Amendment 2 – 737543 (body)

House Amendment 3 – 801573 (body and title)

II. Summary of Amendments Contained in Message:

House Amendment 1 – 462965 adds another ground for disciplinary action for a medical practitioner for advertising the use, sale, or dispensing of any controlled substance.

Note: A similar provision is found in s. 465.024, F.S., that prohibits a pharmacist or retail establishment from using any communication media to promote or advertise the use or sale of any controlled substance.

House Amendment 2 – 737543 is the same as House Amendment 1, except it applies to osteopathic practitioners.

House Amendment 3 – 801573 prohibits a dispensing practitioner from dispensing more than a 72-hour supply of controlled substances listed in Schedules II – V who pays by cash, check, or credit card in a registered pain-management clinic. There are three exceptions for: dispensing medication to a workers' compensation patient; dispensing to an insured patient who uses cash, check, or credit card to cover the copayment or deductible; and dispensing complimentary packages of controlled substances to the practitioner's own patients..

A practitioner who violates this prohibition commits a felony of the third degree.