A bill to be entitled
An act relating to anti-epileptic drugs; creating s.
465.0245, F.S.; providing definitions; prohibiting
pharmacists from interchanging certain types of prescribed
anti-epileptic drugs; providing an exception; providing an
effective date.

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

Section 1. Section 465.0245, Florida Statutes, is created
to read:

465.0245 Anti-epileptic drug interchange prohibited.--
(1) As used in this section:
(a) "Anti-epileptic drug" means any drug prescribed for
the treatment of epilepsy or a drug used to treat or prevent
seizures.
(b) "Epilepsy" means a neurological condition
characterized by recurrent seizures.
(c) "Seizure" means an acute clinical change secondary to
a brief disturbance in the electrical activity of the brain.
(d) "Interchange" means the substitution of one version of
the same anti-epileptic therapeutic product, including a generic
version for the prescribed brand, a brand version for the
prescribed generic version, a generic version by one
manufacturer for a generic version by different manufacturer, a
different formulation of the prescribed anti-epileptic drug, or
a different anti-epileptic therapeutic drug product for the
anti-epileptic product originally prescribed.
(2) A pharmacist may not interchange an anti-epileptic drug or formulation of an anti-epileptic drug, brand or generic, for the treatment of seizures or epilepsy without prior notification and the signed informed consent of such interchange from the prescribing physician and patient, or patient's parent, legal guardian, or spouse of the patient's parent or legal guardian.

Section 2. This act shall take effect upon becoming a law.