



FLORIDA HEALTHCARE
LAW FIRM

Apr 2022

Dear Friends,

"In life," it's said, "there are two things you don't wanna see being made: one is sausage and the other is law." With one new law, that's funny but not at all true!

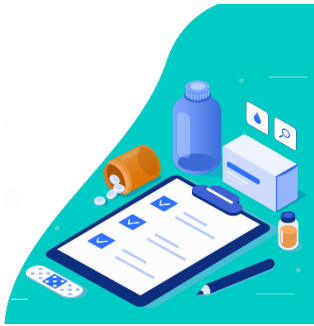
Florida Senate bill 312, signed by Governor Desantis, has expanded the list of medications that can be preserved via telehealth to include Schedule III, IV and V medications. The law is effective July 1st.

This is a huge boon to the ever growing telehealth space and is just plain common sense. Until now, most psychiatric meds could be prescribed remotely (no face to face physician contact), but many other Schedule drugs, like testosterone, could not be. In addition to physicians managing a plethora of human diseases and conditions, the hormone replacement (HRT) business is especially boosted by the new law.

It's about time! And a terrific addition to the many tools physicians, PAs and APRNs have long had at hand.

Jeff Cohen

Recent News



Pharmacy Fraud: Data Tells the Story

By: Attorney Karen Davila

Today's Topic: Did you know the DOJ never tires of chasing the bad guys?

If a pharmacy is going to engage in nefarious activities, it should expect to get caught. Fraud in these cases is generally easy to prove. Simply verifying inventory, orders and dispensing records yields incredible data that when combined with comparative data from peer pharmacies can be used by law enforcement to establish that fraud has been committed.

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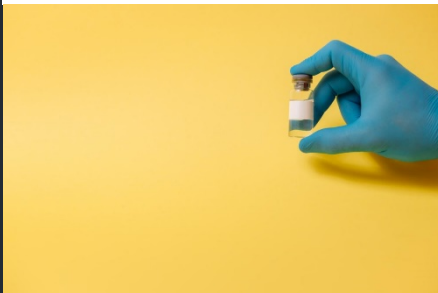


Getting the Vax Facts

By: Attorney Dave Davidson

Despite two years of COVID and a year's worth of vaccinations, there remains some confusion over the privacy of an employee's vaccination status. As a healthcare employer, are you permitted to ask your employees if they're vaccinated? Do you breach the Health Information Protection and Accountability Act (HIPAA) in doing so? The quick answers to those questions are: it's OK for an employer to ask; and as long as the inquiry is made to the employee (and not to a third party or sought from medical records), the employer probably hasn't violated HIPAA.

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Compounded Bioidentical Hormone Replacement Therapy (cBHRT) in Jeopardy of Being Added to the FDA's "Difficult to Compound List"

Currently, cBHRT is not on FDA's list of difficult to compound products, falling under certain exemptions of the FD&C Act, particularly, Sections 503A and 503B. Under Section 503A, a human drug compounded for an identified individual patient based on a prescription qualifies for exemption from three sections of the FD&C Act: 1) current good manufacturing practice for drugs; 2) labeling of drugs with adequate

directions for use; and 3) approval of human drug products under new drug applications or abbreviated new drug applications.

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Upcoming Events

FREE WEBINAR

**INSIDE THE
PHARMACY
INDUSTRY**



**BUSINESS TRENDS
& ENFORCEMENT**

4/20 @ 12PM

WITH
ATTORNEY KAREN DAVILA

Join us!

Please register for Inside the Pharmacy Industry: Trends and Enforcement on Apr 20, 2022 12:00 PM EDT. After registering, you will receive a confirmation email containing information about joining the webinar.

[Register Here](#)

Florida Healthcare Law Firm | (561) 455-7700 | 151 NW 1st Ave. Delray Beach, FL 33444

www.FloridaHealthcareLawFirm.com



The Florida Healthcare Law Firm | 151 NW 1st Avenue, Delray Beach, FL 33444