

Meeting Date:

Agenda Item

February 22, 2011

13A

REQUESTED COMMISSION ACTION:

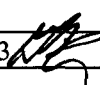
<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input type="checkbox"/> Resolution	<input type="checkbox"/> Consideration/ Discussion	<input type="checkbox"/> Presentation
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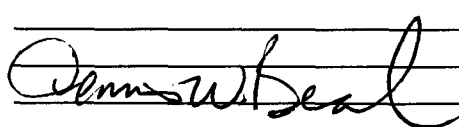
SHORT TITLE A resolution urging the Governor of the State of Florida and the Florida Legislature not to repeal Florida's law, which provides for a prescription drug-monitoring database.

Summary of Purpose and Why:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, URGING THE GOVERNOR OF THE STATE OF FLORIDA AND THE FLORIDA LEGISLATURE NOT TO REPEAL FLORIDA'S PRESCRIPTION TRACKING SYSTEM LAW; PROVIDING AN EFFECTIVE DATE.

- (1) Origin of request for this action: _____
- (2) Primary staff contact: Gordon B. Linn, City Attorney Ext. 4614
- (3) Expiration of contract, if applicable: _____
- (4) Fiscal impact and source of funding: _____

DEPARTMENTAL COORDINATION	DATE	DEPARTMENTAL RECOMMENDATION	DEPARTMENTAL HEAD SIGNATURE
<u>City Attorney</u>	<u>2/18/11</u>	<u><i>Approved</i></u>	<u>See City Attorney's Comm. #2011-693</u> 
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

City Manager 

ACTION TAKEN BY COMMISSION:

<u>Ordinance</u>	<u>Resolution</u>	<u>Consideration</u>	<u>Workshop</u>
1 st Reading	1 st Reading	Results:	Results:
_____	_____	_____	_____
2 nd Reading	_____	_____	_____
_____	_____	_____	_____



City Attorney's Communication #2011-693
February 18, 2011


TO: Dennis W. Beach, City Manager
FROM: Gordon B. Linn, City Attorney
RE: Florida's Prescription Tracking System Law

Attached please find the following captioned Resolution addressing the above-referenced matter:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPAÑO BEACH, FLORIDA, URGING THE GOVERNOR OF THE STATE OF FLORIDA AND THE FLORIDA LEGISLATURE NOT TO REPEAL FLORIDA'S PRESCRIPTION TRACKING SYSTEM LAW; PROVIDING AN EFFECTIVE DATE.

Please place this matter as a consent item on the February 22, 2011 City Commission Agenda. I have attached a Commission Agenda Cover Sheet for your convenience.

Should you have any questions regarding this matter, please feel free to contact me.


GORDON B. LINN

GBL/jrm
l:cor/manager/2011-693

Attachments

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, URGING THE GOVERNOR OF THE STATE OF FLORIDA AND THE FLORIDA LEGISLATURE NOT TO REPEAL FLORIDA'S PRESCRIPTION TRACKING SYSTEM LAW; PROVIDING AN EFFECTIVE DATE.

WHEREAS, in 2009, after seven years of debate, the Florida Legislature approved a law creating a prescription drug monitoring database; and

WHEREAS, the database is intended to be used as a tool to identify persons who attempt to obtain prescription pain killers without a legitimate medical need, or those who go to multiple locations to obtain the same drug, often referred to as "doctor shopping"; and

WHEREAS, the law requires pharmacists and doctors to report information on anyone who has prescriptions filled for drugs classified as Schedule II through IV, which includes substances like Oxycodone, Amphetamines, Vicodin and Xanax into an electronic database; and

WHEREAS, the program has been beset by numerous delays, including two bid protests filed by an out of state company that was not selected to institute the system; and

WHEREAS, at least 34 states have already enacted legislation providing for such a monitoring program; and

WHEREAS, media sources have recently reported that Governor Rick Scott and other state legislators are proposing to eliminate the monitoring program; and

WHEREAS, controlled substance abuse is a serious problem in Florida causing on the average seven people to die everyday; and

WHEREAS, the diversion of prescription drugs is a statewide problem which requires a statewide solution; and

WHEREAS, cities and counties within the state are limited in their ability to prevent patients from traveling between cities or counties to doctor shop and obtain multiple prescriptions; and

WHEREAS, the Government Account Office issued a report as early as 1992 noting that prescription drug monitoring programs are beneficial; and

WHEREAS, the Florida Medical Association supported the adoption of the drug monitoring program; and

WHEREAS, it is believed that Florida's monitoring program working with the programs of other states will be effective in reducing controlled substance abuse; now, therefore,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Resolution.

SECTION 2. The City Commission of the City of Pompano Beach hereby urges the Governor of the State of Florida and the Florida Legislature not to repeal Florida's law, which provides for a prescription drug-monitoring database.

SECTION 3. The City Clerk is hereby directed to provide a certified copy of this Resolution to the Governor of the State of Florida, the President of the Florida Senate, the Speaker of the Florida House of Representatives, all members of the Florida Legislature, the Executive Director of the Broward County Legislative Delegation, the Broward County Board of County Commissioners and every interested municipality in Broward County.

SECTION 4. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2011.

LAMAR FISHER, MAYOR

ATTEST:

MARY L. CHAMBERS, CITY CLERK