

Background of Pain Management Clinic Regulations

The Florida Prescription Drug Monitoring Program

- The Florida Legislature passed SB 462 in 2009 to create the Prescription Drug Monitoring Program (PDMP) within the Florida Department of Health (DOH).
- The (DOH) is responsible for controlling a comprehensive database of controlled substance prescription information and for reporting performance measures annually to the Governor, the President of the Senate, and the Speaker of the House of Representatives by December 1.

Florida House Bill 7095

- The Florida Legislation passed HB 7095 in 2011 to regulate pill mills and pain management clinics.
- HB 7095 requires each pain management clinic (unless exempt) to be registered with the DOH and designate a physician who is responsible for complying with all requirements related to registration and operation of the clinic.

Sarasota County Ordinance No. 2011-016

- Sarasota County adopted Ordinance No. 2011-016 on 2011, codified in *Chapter 62-Health and Sanitation* of the Sarasota County Code.
- The county ordinance is applicable in both the unincorporated and incorporated areas of the County, except to the extent that a municipality has adopted or adopts its own ordinance in conflict with the county ordinance.

Venice Ordinance No. 2013-03

- The Venice City Council adopted Ordinance No. 2013-03 on February 12, 2013, to provide regulatory standards for pain management clinics within the city.
- The ordinance indicated that pain management clinics may be permitted by Special Exception in the OPI, OMI, and CG zoning districts.
- The ordinance contained a sunset provision whereby it would automatically expire two years after its adoption unless executed by city council prior to its expiration.
- The ordinance officially expired (sunset) on February 12, 2015.

Sources:

1. The Florida Department of Health, "2010-2011 Prescription Drug Monitoring Program Annual Report" (2011). Available at <http://www.floridahealth.gov/statistics-and-data/e-forcse/news-reports/documents/2010-2011pdmp-annual-report.pdf>.
2. The Florida Senate, "CS/CS/HB 7095: Prescription Drugs" (2011). Available at <https://www.flsenate.gov/Session/Bill/2011/7095>.
3. Source: Sarasota County Code of Ordinances (2016). Available at https://www.municode.com/library/FL/sarasota_county/codes/code_of_ordinances.
4. (Source: City of Venice Code of Ordinances (2015). Available at https://www.municode.com/library/fl/venice/codes/code_of_ordinances?nodeId=11650.)