

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: Health & Human Services
2 Committee

3 Representative Gonzalez offered the following:

4
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (b) of subsection (1) of section
8 320.0848, Florida Statutes, is amended to read:

9 320.0848 Persons who have disabilities; issuance of
10 disabled parking permits; temporary permits; permits for certain
11 providers of transportation services to persons who have
12 disabilities.-

13 (1)

14 (b)1. The person must be currently certified as being
15 legally blind or as having any of the following disabilities

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16 that render him or her unable to walk 200 feet without stopping
17 to rest:

18 a. Inability to walk without the use of or assistance from
19 a brace, cane, crutch, prosthetic device, or other assistive
20 device, or without the assistance of another person. If the
21 assistive device significantly restores the person's ability to
22 walk to the extent that the person can walk without severe
23 limitation, the person is not eligible for the exemption parking
24 permit.

25 b. The need to permanently use a wheelchair.

26 c. Restriction by lung disease to the extent that the
27 person's forced (respiratory) expiratory volume for 1 second,
28 when measured by spirometry, is less than 1 liter, or the
29 person's arterial oxygen is less than 60 mm/hg on room air at
30 rest.

31 d. Use of portable oxygen.

32 e. Restriction by cardiac condition to the extent that the
33 person's functional limitations are classified in severity as
34 Class III or Class IV according to standards set by the American
35 Heart Association.

36 f. Severe limitation in the person's ability to walk due
37 to an arthritic, neurological, or orthopedic condition.

38 2. The certification of disability which is required under
39 subparagraph 1. must be provided by a physician licensed under
40 chapter 458, chapter 459, or chapter 460, by a podiatric

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41 physician licensed under chapter 461, by an optometrist licensed
42 under chapter 463, by an advanced registered nurse practitioner
43 licensed under chapter 464 under the protocol of a licensed
44 physician as stated in this subparagraph, by a physician
45 assistant licensed under chapter 458 or chapter 459, by a
46 physical therapist licensed under chapter 486, or by a similarly
47 licensed physician from another state if the application is
48 accompanied by documentation of the physician's licensure in the
49 other state and a form signed by the out-of-state physician
50 verifying his or her knowledge of this state's eligibility
51 guidelines.

52 Section 2. Section 381.003, Florida Statutes, is amended
53 to read:

54 381.003 Communicable disease and AIDS prevention and
55 control.—

56 (1) The department shall conduct a communicable disease
57 prevention and control program as part of fulfilling its public
58 health mission. A communicable disease is any disease caused by
59 transmission of a specific infectious agent, or its toxic
60 products, from an infected person, an infected animal, or the
61 environment to a susceptible host, either directly or
62 indirectly. The communicable disease program must include, but
63 need not be limited to:

64 (a) Programs for the prevention and control of
65 tuberculosis in accordance with chapter 392.

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66 (b) Programs for the prevention and control of human
67 immunodeficiency virus infection and acquired immune deficiency
68 syndrome in accordance with chapter 384 and this chapter.

69 (c) Programs for the prevention and control of sexually
70 transmissible diseases in accordance with chapter 384.

71 (d) Programs for the prevention, control, and reporting of
72 communicable diseases of public health significance as provided
73 for in this chapter.

74 (e) Programs for the prevention and control of vaccine-
75 preventable diseases, including programs to immunize school
76 children as required by s. 1003.22(3)-(11) and the development
77 of an automated, electronic, and centralized database and ~~or~~
78 registry of immunizations. The department shall ensure that all
79 children in this state are immunized against vaccine-preventable
80 diseases. The immunization registry shall allow the department
81 to enhance current immunization activities for the purpose of
82 improving the immunization of all children in this state.

83 1. Except as provided in subparagraph 2., The department
84 shall include all children born in this state in the
85 immunization registry by using the birth records from the Office
86 of Vital Statistics. The department shall add other children to
87 the registry as immunization services are provided.

88 2. The parent or guardian of a child may refuse to have
89 the child included in the immunization registry by signing a
90 form obtained from the department, or from the health care

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91 practitioner or entity that provides the immunization, which
92 indicates that the parent or guardian does not wish to have the
93 child included in the immunization registry. The decision to not
94 participate in the immunization registry must be noted in the
95 registry.

96 3. A college or university student, from 19 years of age
97 to 23 years of age, who obtains a vaccination from a Florida
98 college or university student health center, may refuse to be
99 included in the immunization registry by signing a form obtained
100 from the department, or from a Florida college or university
101 student health care facility, which indicates that the student
102 does not wish to be included in the immunization registry. The
103 decision to not participate in the immunization registry must be
104 noted in the registry.

105 ~~4.3.~~ The immunization registry shall allow for
106 immunization records to be electronically available to
107 ~~transferred to~~ entities that are required by law to have such
108 records, including, but not limited to, schools and, licensed
109 child care facilities, ~~and any other entity that is required by~~
110 ~~law to obtain proof of a child's immunizations.~~

111 5.4. A Any health care practitioner licensed under chapter
112 458, chapter 459, or chapter 464 in this state who administers
113 vaccinations or causes vaccinations to be administered to
114 children from birth to 18 years of age is required to report
115 vaccination data to the immunization registry, unless a parent

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116 or guardian of a child has refused to have the child included in
117 the immunization registry by meeting the requirements of
118 subparagraph 2. A health care practitioner licensed under
119 chapter 458, chapter 459, or chapter 464 in this state who
120 administers vaccinations or causes vaccinations to be
121 administered to college or university students from 19 years of
122 age to 23 years of age at a Florida college or university
123 student health care facility is required to report vaccination
124 data to the immunization registry, unless the student has
125 refused to be included in the immunization registry by meeting
126 the requirements of subparagraph 3. Vaccination data for other
127 age ranges may be submitted to the immunization registry on a
128 voluntary basis. Automated data upload from existing automated
129 systems is an acceptable method for updating immunization
130 information in the immunization registry. ~~complies with rules~~
131 ~~adopted by the department to access the immunization registry~~
132 ~~may, through the immunization registry, directly access~~
133 ~~immunization records and update a child's immunization history~~
134 ~~or exchange immunization information with another authorized~~
135 ~~practitioner, entity, or agency involved in a child's care. The~~
136 information ~~included~~ in the immunization registry must include
137 the child's name, date of birth, address, and any other unique
138 identifier necessary to correctly identify the child; the
139 immunization record, including the date, type of administered
140 vaccine, and vaccine lot number; and the presence or absence of

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141 any adverse reaction or contraindication related to the
142 immunization. Information received by the department for the
143 immunization registry retains its status as confidential medical
144 information and the department must maintain the confidentiality
145 of that information as otherwise required by law. A health care
146 practitioner or other agency that obtains information from the
147 immunization registry must maintain the confidentiality of any
148 medical records in accordance with s. 456.057 or as otherwise
149 required by law.

150 (2) The department may adopt rules pursuant to ss.
151 120.536(1) and 120.54 to implement this section.~~, repeal, and~~
152 ~~amend rules related to the prevention and control of~~
153 ~~communicable diseases and the administration of the immunization~~
154 ~~registry. Such rules may include procedures for investigating~~
155 ~~disease, timeframes for reporting disease, definitions,~~
156 ~~procedures for managing specific diseases, requirements for~~
157 ~~followup reports of known or suspected exposure to disease, and~~
158 ~~procedures for providing access to confidential information~~
159 ~~necessary for disease investigations. For purposes of the~~
160 ~~immunization registry, the rules may include procedures for a~~
161 ~~health care practitioner to obtain authorization to use the~~
162 ~~immunization registry, methods for a parent or guardian to elect~~
163 ~~not to participate in the immunization registry, and procedures~~
164 ~~for a health care practitioner licensed under chapter 458,~~
165 ~~chapter 459, or chapter 464 to access and share electronic~~

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166 ~~immunization records with other entities allowed by law to have~~
167 ~~access to the records.~~

168 Section 3. Paragraph (f) of subsection (3) of section
169 381.4018, Florida Statutes, is amended to read:

170 381.4018 Physician workforce assessment and development.—

171 (3) GENERAL FUNCTIONS.—The department shall maximize the
172 use of existing programs under the jurisdiction of the
173 department and other state agencies and coordinate governmental
174 and nongovernmental stakeholders and resources in order to
175 develop a state strategic plan and assess the implementation of
176 such strategic plan. In developing the state strategic plan, the
177 department shall:

178 (f) Develop strategies to maximize federal and state
179 programs that provide for the use of incentives to attract
180 physicians to this state or retain physicians within the state.
181 Such strategies should explore and maximize federal-state
182 partnerships that provide incentives for physicians to practice
183 in federally designated shortage areas. Strategies shall also
184 consider the use of state programs, such as the Medical
185 Education Reimbursement and Loan Repayment Program pursuant to
186 s. 1009.65, which provide for education loan repayment or loan
187 forgiveness and provide monetary incentives for physicians to
188 relocate to underserved areas of the state. To further encourage
189 qualified physicians to relocate to and practice in underserved
190 areas, the department, following federal requirements, shall

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191 adopt any rules necessary for the implementation of the Conrad
192 30 Waiver Program established under s. 214(1) of the Immigration
193 and Nationality Act.

194 Section 4. Paragraph (c) of subsection (4) of section
195 381.915, Florida Statutes, is amended to read:

196 381.915 Florida Consortium of National Cancer Institute
197 Centers Program.—

198 (4) Tier designations and corresponding weights within the
199 Florida Consortium of National Cancer Institute Centers Program
200 are as follows:

201 (c) Tier 3: Florida-based cancer centers seeking
202 designation as either a NCI-designated cancer center or NCI-
203 designated comprehensive cancer center, which shall be weighted
204 at 1.0.

205 1. A cancer center shall meet the following minimum
206 criteria to be considered eligible for Tier 3 designation in any
207 given fiscal year:

208 a. Conducting cancer-related basic scientific research and
209 cancer-related population scientific research;

210 b. Offering and providing the full range of diagnostic and
211 treatment services on site, as determined by the Commission on
212 Cancer of the American College of Surgeons;

213 c. Hosting or conducting cancer-related interventional
214 clinical trials that are registered with the NCI's Clinical
215 Trials Reporting Program;

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216 d. Offering degree-granting programs or affiliating with
217 universities through degree-granting programs accredited or
218 approved by a nationally recognized agency and offered through
219 the center or through the center in conjunction with another
220 institution accredited by the Commission on Colleges of the
221 Southern Association of Colleges and Schools;

222 e. Providing training to clinical trainees, medical
223 trainees accredited by the Accreditation Council for Graduate
224 Medical Education or the American Osteopathic Association, and
225 postdoctoral fellows recently awarded a doctorate degree; and

226 f. Having more than \$5 million in annual direct costs
227 associated with their total NCI peer-reviewed grant funding.

228 2. The General Appropriations Act or accompanying
229 legislation may limit the number of cancer centers which shall
230 receive Tier 3 designations or provide additional criteria for
231 such designation.

232 3. A cancer center's participation in Tier 3 shall be
233 limited to 6 ~~5~~ years.

234 4. A cancer center that qualifies as a designated Tier 3
235 center under the criteria provided in subparagraph 1. by July 1,
236 2014, is authorized to pursue NCI designation as a cancer center
237 or a comprehensive cancer center for 6 ~~5~~ years after
238 qualification.

239 Section 5. Paragraph (a) of subsection (1) of section
240 456.013, Florida Statutes, is amended to read:

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241 456.013 Department; general licensing provisions.—

242 (1) (a) Any person desiring to be licensed in a profession
243 within the jurisdiction of the department shall apply to the
244 department in writing ~~to take the licensure examination~~. The
245 application shall be made on a form prepared and furnished by
246 the department. The application form must be available on the
247 World Wide Web and the department may accept electronically
248 submitted applications beginning July 1, 2001. The application
249 shall require the social security number and date of birth of
250 the applicant, except as provided in paragraphs (b) and (c). The
251 form shall be supplemented as needed to reflect any material
252 change in any circumstance or condition stated in the
253 application which takes place between the initial filing of the
254 application and the final grant or denial of the license and
255 which might affect the decision of the department. If an
256 application is submitted electronically, the department may
257 require supplemental materials, including an original signature
258 of the applicant and verification of credentials, to be
259 submitted in a nonelectronic format. An incomplete application
260 shall expire 1 year after initial filing. In order to further
261 the economic development goals of the state, and notwithstanding
262 any law to the contrary, the department may enter into an
263 agreement with the county tax collector for the purpose of
264 appointing the county tax collector as the department's agent to
265 accept applications for licenses and applications for renewals

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266 of licenses. The agreement must specify the time within which
267 the tax collector must forward any applications and accompanying
268 application fees to the department.

269 Section 6. Paragraphs (a) and (b) of subsection (3) and
270 paragraph (j) of subsection (4) of section 456.024, Florida
271 Statutes, are amended to read:

272 456.024 Members of Armed Forces in good standing with
273 administrative boards or the department; spouses; licensure.—

274 (3) (a) A person is eligible for licensure as a health care
275 practitioner in this state if he or she:

276 1. Serves or has served as a health care practitioner in
277 the United States Armed Forces, the United States Reserve
278 Forces, or the National Guard;

279 2. Serves or has served on active duty with the United
280 States Armed Forces as a health care practitioner in the United
281 States Public Health Service; or

282 3. Is a health care practitioner, ~~other than a dentist,~~ in
283 another state, the District of Columbia, or a possession or
284 territory of the United States and is the spouse of a person
285 serving on active duty with the United States Armed Forces.

286
287 The department shall develop an application form, and each
288 board, or the department if there is no board, shall waive the
289 application fee, licensure fee, and unlicensed activity fee for
290 such applicants. For purposes of this subsection, "health care

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291 practitioner" means a health care practitioner as defined in s.
292 456.001 and a person licensed under part III of chapter 401 or
293 part IV of chapter 468.

294 (b) The board, or the department if there is no board,
295 shall issue a license to practice in this state to a person who:

296 1. Submits a complete application.

297 2. If he or she is a member of the United States Armed
298 Forces, the United States Reserve Forces, or the National Guard,
299 submits proof that he or she has received an honorable discharge
300 within 6 months before, or will receive an honorable discharge
301 within 6 months after, the date of submission of the
302 application.

303 3.a. Holds an active, unencumbered license issued by
304 another state, the District of Columbia, or a possession or
305 territory of the United States and who has not had disciplinary
306 action taken against him or her in the 5 years preceding the
307 date of submission of the application;

308 b. Is a military health care practitioner in a profession
309 for which licensure in a state or jurisdiction is not required
310 to practice in the United States Armed Forces, if he or she
311 submits to the department evidence of military training or
312 experience substantially equivalent to the requirements for
313 licensure in this state in that profession and evidence that he
314 or she has obtained a passing score on the appropriate

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315 examination of a national or regional standards organization if
316 required for licensure in this state; or

317 c. Is the spouse of a person serving on active duty in the
318 United States Armed Forces and is a health care practitioner in
319 a profession, ~~excluding dentistry,~~ for which licensure in
320 another state or jurisdiction is not required, if he or she
321 submits to the department evidence of training or experience
322 substantially equivalent to the requirements for licensure in
323 this state in that profession and evidence that he or she has
324 obtained a passing score on the appropriate examination of a
325 national or regional standards organization if required for
326 licensure in this state.

327 4. Attests that he or she is not, at the time of
328 submission of the application, the subject of a disciplinary
329 proceeding in a jurisdiction in which he or she holds a license
330 or by the United States Department of Defense for reasons
331 related to the practice of the profession for which he or she is
332 applying.

333 5. Actively practiced the profession for which he or she
334 is applying for the 3 years preceding the date of submission of
335 the application.

336 6. Submits a set of fingerprints for a background
337 screening pursuant to s. 456.0135, if required for the
338 profession for which he or she is applying.
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340 The department shall verify information submitted by the
341 applicant under this subsection using the National Practitioner
342 Data Bank.

343 (4)

344 ~~(j) An applicant who is issued a temporary professional~~
345 ~~license to practice as a dentist pursuant to this section must~~
346 ~~practice under the indirect supervision, as defined in s.~~
347 ~~466.003, of a dentist licensed pursuant to chapter 466.~~

348 Section 7. Section 458.3113, Florida Statutes, is created
349 to read:

350 458.3113 Conditions of licensure, reimbursement, or
351 admitting privileges.-

352 (1) For purposes of this section, the term:

353 (a) "Maintenance of certification" means a periodic
354 testing regimen, proprietary self-assessment requirement, peer
355 evaluation, or other requirement imposed by the maintenance of
356 certification program of the American Board of Medical
357 Specialties and its member boards, or by any recognizing agency
358 approved by the board pursuant to rule for any board-certified
359 specialty or subspecialty.

360 (b) "Recertification" means a subsequent recognition or
361 certification of educational or scholarly achievement beyond
362 initial board certification imposed by the maintenance of
363 certification program of the American Board of Medical
364 Specialties and its member boards, or by any recognizing agency

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365 approved by the board pursuant to rule for any board-certified
366 specialty or subspecialty.

367 (2) The legislature finds that a robust, vibrant,
368 flexible, and fluid physician workforce is integral to the
369 delivery of quality and accessible health care. The Legislature
370 further finds that any artificial interference with the size and
371 mobility of the physician workforce acts as an impediment to the
372 free and unimpeded access to care and the facilities that help
373 provide care.

374 (3) Notwithstanding a physician's maintenance of
375 certification, an osteopathic physician's continuing
376 certification or board recertification status, or other
377 provision of law, any physician licensed under chapter 458 or
378 chapter 459, is eligible to participate in any health care
379 facility or any insurance product and licensure, except that a
380 health care facility licensed under chapter 395 may not
381 differentiate between physicians of a specified medical
382 specialty based on a physician's maintenance of certification
383 if:

384 (a) The health care facility's designation under law or
385 certification or accreditation by a national certifying or
386 accreditation organization is contingent on the facility
387 requiring maintenance of certification of physicians for a
388 specified medical specialty seeking staff privileges or
389 credentialing at the facility and the differentiation is limited

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390 to those physicians with the specified medical specialty whose
391 maintenance of certification is required for the entity's
392 designation, certification, or accreditation; or

393 (b) The voting physician members of the health care
394 facility's organized medical staff authorize the differentiation
395 for a specialized medical specialty provided such authorization
396 is made only by the voting physician members of the facility and
397 not by the facility's governing body, administration, or any
398 other person.

399 (c) The board, in consultation with the Agency for Health
400 Care Administration, shall have authority to review and overrule
401 a decision to require maintenance of supervision by a health
402 care facility licensed under chapter 395.

403 (4) This section may not be construed to prohibit the
404 board from requiring continuing medical education.

405 Section 8. Section 458.3312, Florida Statutes, is amended
406 to read:

407 458.3312 Specialties.—A physician licensed under this
408 chapter may not hold himself or herself out as a board-certified
409 specialist unless the physician has received formal recognition
410 as a specialist from a specialty board of the American Board of
411 Medical Specialties or other recognizing agency that has been
412 approved by the board. However, a physician may indicate the
413 services offered and may state that his or her practice is
414 limited to one or more types of services when this accurately

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415 reflects the scope of practice of the physician. ~~A physician may~~
416 ~~not hold himself or herself out as a board-certified specialist~~
417 ~~in dermatology unless the recognizing agency, whether authorized~~
418 ~~in statute or by rule, is triennially reviewed and reauthorized~~
419 ~~by the Board of Medicine.~~

420 Section 9. Paragraph (d) of subsection (7) of section
421 458.347, Florida Statutes, is amended to read:

422 458.347 Physician assistants.—

423 (7) PHYSICIAN ASSISTANT LICENSURE.—

424 (d) Upon employment as a physician assistant, a licensed
425 physician assistant must notify the department in writing within
426 30 days after such employment and provide ~~or after any~~
427 ~~subsequent changes in the supervising physician. The~~
428 ~~notification must include~~ the full name, Florida medical license
429 number, specialty, and address of a supervising physician or
430 designated ~~the~~ supervising physician. Any subsequent change in
431 the supervising physician or designated supervising physician
432 must be reported to the department within 30 days after the
433 change. Assignment of a designated physician does not preclude
434 a physician assistant from practicing under the supervision of a
435 physician other than the designated supervising if:

436 1. The designated supervising physician is designated as
437 the primary contact by the facility or physician practice group
438 that employs the physician assistant if the physician assistant

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439 is subject to supervision by more than one supervising
440 physician.

441 2. The designated supervising physician maintains a
442 current list of all approved supervising physicians at the
443 facility or physician group practice that includes the name of
444 each supervising physician and the physician's area of practice,
445 and must provide such list to the department or board upon
446 written request.

447 Section 10. Paragraph (1) of subsection (1) of section
448 459.0055, Florida Statutes, is amended to read:

449 459.0055 General licensure requirements.—

450 (1) Except as otherwise provided herein, any person
451 desiring to be licensed or certified as an osteopathic physician
452 pursuant to this chapter shall:

453 (1) Demonstrate that she or he has successfully completed
454 an internship or residency ~~a resident internship~~ of not less
455 than 12 months in a program accredited ~~hospital approved~~ for
456 this purpose by ~~the Board of Trustees of the American~~
457 Osteopathic Association or the Accreditation Council for
458 Graduate Medical Education ~~any other internship program approved~~
459 ~~by the board upon a showing of good cause by the applicant.~~ This
460 requirement may be waived for an applicant who matriculated in a
461 college of osteopathic medicine during or before 1948; and

462 Section 11. Section 459.0056, Florida Statutes, is created
463 to read:

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464 459.0056 Conditions of licensure, reimbursement, or
465 admitting privileges.-

466 (1) For purposes of this section, the term:

467 (a) "Osteopathic continuing certification" means a
468 periodic testing regimen, proprietary self-assessment
469 requirement, peer evaluation, or other requirement imposed by
470 the osteopathic continuing certification program of the Bureau
471 of Osteopathic Specialists of the American Osteopathic
472 Association and its specialty boards, or by any recognizing
473 agency approved by the board pursuant to rule for any board-
474 certified specialty or subspecialty.

475 (b) "Recertification" means a subsequent recognition or
476 certification of educational or scholarly achievement beyond
477 initial board certification imposed by the Bureau of Osteopathic
478 Specialists of the American Osteopathic Association and its
479 specialty boards, or by any recognizing agency approved by the
480 board pursuant to rule for any board-certified specialty or
481 subspecialty.

482 (2) The legislature finds that a robust, vibrant,
483 flexible, and fluid physician workforce is integral to the
484 delivery of quality and accessible health care. The Legislature
485 further finds that any artificial interference with the size and
486 mobility of the physician workforce acts as an impediment to the
487 free and unimpeded access to care and the facilities that help
488 provide care.

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489 (3) Notwithstanding a physician's maintenance of
490 certification, an osteopathic physician's continuing
491 certification or board recertification status, or other
492 provision of law, any physician licensed under chapter 458 or
493 chapter 459, is eligible to participate in any health care
494 facility or any insurance product and licensure, except that a
495 health care facility licensed under chapter 395 may not
496 differentiate between physicians of a specified medical
497 specialty based on a physician's maintenance of certification
498 if:

499 (a) The health care facility's designation under law or
500 certification or accreditation by a national certifying or
501 accreditation organization is contingent on the facility
502 requiring maintenance of certification of physicians for a
503 specified medical specialty seeking staff privileges or
504 credentialing at the facility and the differentiation is limited
505 to those physicians with the specified medical specialty whose
506 maintenance of certification is required for the entity's
507 designation, certification, or accreditation; or

508 (b) The voting physician members of the health care
509 facility's organized medical staff authorize the differentiation
510 for a specialized medical specialty provided such authorization
511 is made only by the voting physician members of the facility and
512 not by the facility's governing body, administration, or any
513 other person.

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514 (c) The board, in consultation with the Agency for Health
515 Care Administration, shall have authority to review and overrule
516 a decision to require maintenance of supervision by a health
517 care facility licensed under chapter 395.

518 (4) This section may not be construed to prohibit the
519 board from requiring continuing medical education.

520 (2) The legislature finds that a robust, vibrant,
521 flexible, and fluid physician workforce is integral to the
522 delivery of quality and accessible health care. The Legislature
523 further finds that any artificial interference with the size and
524 mobility of the physician workforce acts as an impediment to the
525 free and unimpeded access to care and the facilities that help
526 provide care.

527 (3) Notwithstanding a physician's maintenance of
528 certification, an osteopathic physician's continuing
529 certification or board recertification status, or other
530 provision of law, any physician licensed under chapter 458 or
531 chapter 459, is eligible to participate in any health care
532 facility or any insurance product and licensure, except that a
533 health care facility licensed under chapter 395 may not
534 differentiate between physicians of a specified medical
535 specialty based on a physician's maintenance of certification
536 if:

537 (a) The health care facility's designation under law or
538 certification or accreditation by a national certifying or

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539 accreditation organization is contingent on the facility
540 requiring maintenance of certification of physicians for a
541 specified medical specialty seeking staff privileges or
542 credentialing at the facility and the differentiation is limited
543 to those physicians with the specified medical specialty whose
544 maintenance of certification is required for the entity's
545 designation, certification, or accreditation; or

546 (b) The voting physician members of the health care
547 facility's organized medical staff authorize the differentiation
548 for a specialized medical specialty provided such authorization
549 is made only by the voting physician members of the facility and
550 not by the facility's governing body, administration, or any
551 other person.

552 (c) The board, in consultation with the Agency for Health
553 Care Administration, shall have authority to review and overrule
554 a decision to require maintenance of supervision by a health
555 care facility licensed under chapter 395.

556 (4) This section may not be construed to prohibit the
557 board from requiring continuing medical education.-

558 Section 12. Paragraph (d) of subsection (7) of section
559 459.022, Florida Statutes, is amended to read:

560 459.022 Physician assistants.-

561 (7) PHYSICIAN ASSISTANT LICENSURE.-

562 (d) Upon employment as a physician assistant, a licensed
563 physician assistant must notify the department in writing within

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564 30 days after such employment and provide ~~or after any~~
565 ~~subsequent changes in the supervising physician. The~~
566 ~~notification must include~~ the full name, Florida medical license
567 number, specialty, and address of a supervising physician or
568 designated ~~the~~ supervising physician. Any subsequent change in
569 the supervising physician or designated supervising physician
570 must be reported to the department within 30 days after the
571 change. Assignment of a designated physician does not preclude
572 a physician assistant from practicing under the supervision of a
573 physician other than the designated supervising if:

574 1. The designated supervising physician is designated as
575 the primary contact by the facility or physician practice group
576 that employs the physician assistant if the physician assistant
577 is subject to supervision by more than one supervising
578 physician.

579 2. The designated supervising physician maintains a
580 current list of all approved supervising physicians at the
581 facility or physician group practice that includes the name of
582 each supervising physician and the physician's area of practice,
583 and must provide such list to the department or board upon
584 written request.

585 Section 13. Subsection (1) of section 460.408, Florida
586 Statutes, is amended to read:

587 460.408 Continuing chiropractic education.—

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588 (1) The board shall require licensees to periodically
589 demonstrate their professional competence as a condition of
590 renewal of a license by completing up to 40 contact classroom
591 hours of continuing education. For purposes of this subsection,
592 the term "contact classroom hour" means a presentation in which
593 the persons presenting and the persons attending the course are
594 present on site. Up to 10 general credit continuing education
595 hours may be completed online in place of contact classroom
596 hours, as determined by board rule. Online continuing education
597 courses must be competency-based and must use the Shareable
598 Content Objective Reference Model standard or more stringent
599 standards, as determined by the board.

600 (a) Continuing education courses sponsored by chiropractic
601 colleges whose graduates are eligible for examination under any
602 provision of this chapter may be approved upon review by the
603 board if all other requirements of board rules setting forth
604 criteria for course approval are met.

605 (b) The board shall approve those courses that build upon
606 the basic courses required for the practice of chiropractic
607 medicine, and the board may also approve courses in adjunctive
608 modalities. Courses that consist of instruction in the use,
609 application, prescription, recommendation, or administration of
610 a specific company's brand of products or services are not
611 eligible for approval.

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612 Section 14. Section 460.4166, Florida Statutes, is
613 repealed.

614 Section 15. Section 464.202, Florida Statutes, is amended
615 to read:

616 464.202 Duties and powers of the board.—The board shall
617 maintain, or contract with or approve another entity to
618 maintain, a state registry of certified nursing assistants. The
619 registry must consist of the name of each certified nursing
620 assistant in this state; other identifying information defined
621 by board rule; certification status; the effective date of
622 certification; other information required by state or federal
623 law; information regarding any crime or any abuse, neglect, or
624 exploitation as provided under chapter 435; and any disciplinary
625 action taken against the certified nursing assistant. The
626 registry shall be accessible to the public, the
627 certificateholder, employers, and other state agencies. The
628 board shall adopt by rule testing procedures for use in
629 certifying nursing assistants and shall adopt rules regulating
630 the practice of certified nursing assistants, including
631 discipline and establishing standards of care and specifying the
632 scope of practice authorized and the level of supervision
633 required for the practice of certified nursing assistants. The
634 board may contract with or approve another entity or
635 organization to provide the examination services, including the
636 development and administration of examinations. The board shall

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637 require that the contract provider offer certified nursing
638 assistant applications via the Internet, and may require the
639 contract provider to accept certified nursing assistant
640 applications for processing via the Internet. The board shall
641 require the contract provider to provide the preliminary results
642 of the certified nursing examination on the date the test is
643 administered. The provider shall pay all reasonable costs and
644 expenses incurred by the board in evaluating the provider's
645 application and performance during the delivery of services,
646 including examination services and procedures for maintaining
647 the certified nursing assistant registry.

648 Section 16. Paragraph (c) of subsection (1) of section
649 464.203, Florida Statutes, is amended to read:

650 464.203 Certified nursing assistants; certification
651 requirement.—

652 (1) The board shall issue a certificate to practice as a
653 certified nursing assistant to any person who demonstrates a
654 minimum competency to read and write and successfully passes the
655 required background screening pursuant to s. 400.215. If the
656 person has successfully passed the required background screening
657 pursuant to s. 400.215 or s. 408.809 within 90 days before
658 applying for a certificate to practice and the person's
659 background screening results are not retained in the
660 clearinghouse created under s. 435.12, the board shall waive the
661 requirement that the applicant successfully pass an additional

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662 background screening pursuant to s. 400.215. The person must
663 also meet one of the following requirements:

664 (c) Is currently certified in another state or territory
665 of the United States, and the District of Columbia; is listed on
666 that state's certified nursing assistant registry; and has not
667 been found to have committed abuse, neglect, or exploitation in
668 that state.

669 Section 17. Subsection (1) of section 464.204, Florida
670 Statutes, is amended to read:

671 464.204 Denial, suspension, or revocation of
672 certification; disciplinary actions.-

673 (1) The following acts constitute grounds for which the
674 board may impose disciplinary sanctions as specified in
675 subsection (2):

676 (a) Obtaining or attempting to obtain certification or an
677 exemption, or possessing or attempting to possess certification
678 or a letter of exemption, by bribery, misrepresentation, deceit,
679 or through an error of the board.

680 (b) ~~Intentionally~~ Violating any provision of this chapter,
681 chapter 456, or the rules adopted by the board.

682 Section 18. Subsection (7) is added to section 465.019,
683 Florida Statutes, to read:

684 465.019 Institutional pharmacies; permits.-

685 (7) An institutional pharmacy must pass an onsite
686 inspection by the department as a prerequisite to the issuance

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687 of an initial permit or a permit for a change of location. The
688 inspection must be completed within 90 days before the issuance
689 of the permit.

690 Section 19. Section 465.0193, Florida Statutes, is amended
691 to read:

692 465.0193 Nuclear pharmacy permits.—Any person desiring a
693 permit to operate a nuclear pharmacy shall apply to the
694 department. If the board certifies that the application complies
695 with applicable law, the department shall issue the permit. No
696 permit shall be issued unless a duly licensed and qualified
697 nuclear pharmacist is designated as being responsible for
698 activities described in s. 465.0126. A nuclear pharmacy must
699 pass an onsite inspection by the department as a prerequisite to
700 the issuance of an initial permit or a permit for a change of
701 location. The inspection must be completed within 90 days before
702 the issuance of the permit. The permittee shall notify the
703 department within 10 days of any change of the licensed
704 pharmacist responsible for the compounding and dispensing of
705 nuclear pharmaceuticals.

706 Section 20. Section 465.0195, Florida Statutes, is created
707 to read:

708 465.0195 Pharmacy or outsourcing facility; sterile
709 compounding permit.—Before a pharmacy or outsourcing facility
710 located in this state dispenses, creates, delivers, ships, or

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711 mails, in any manner, a compounded sterile product, the pharmacy
712 or outsourcing facility must hold a sterile compounding permit.

713 (1) An application for a sterile compounding permit shall
714 be submitted on a form furnished by the board. The board may
715 require such information as it deems reasonably necessary to
716 carry out the purposes of this section.

717 (2) If the board certifies that the application complies
718 with applicable laws and rules of the board governing
719 pharmacies, the department shall issue the permit.

720 (3) A pharmacy or outsourcing facility must pass an onsite
721 inspection by the department as a prerequisite to the issuance
722 of an initial permit or a permit for a change of location. The
723 inspection must be completed within 90 days prior to the
724 issuance of the permit. The board may adopt by rule, standards
725 for the conducting of an onsite inspection for issuance of a
726 sterile compounding permit.

727 (4) A permit may not be issued unless a licensed
728 pharmacist is designated to undertake the professional
729 supervision of the compounding and dispensing of all drugs
730 dispensed by the permittee.

731 (5) A permittee must notify the department within 10 days
732 after any change of the licensed pharmacist under subsection
733 (4). Each permittee that employs or otherwise uses registered
734 pharmacy technicians shall have a written policy and procedures

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735 manual specifying those duties, tasks, and functions that a
736 registered pharmacy technician is authorized to perform.

737 (6) The board may adopt by rule, standards of practice for
738 sterile compounding. In adopting such rules, the board shall
739 give due consideration to the standards and requirements
740 provided in chapter 797 of the United States Pharmacopeia, or
741 other professionally accepted standards deemed authoritative by
742 the board. In adopting such rules for an outsourcing facility,
743 the board shall consider the standards and requirements of
744 current good manufacturing practices as set forth by federal law
745 and any other professionally accepted standards deemed
746 authoritative by the board.

747 (7) All provisions relating to pharmacy permits found in
748 ss. 465.022 and 465.023, are applicable to permits issued
749 pursuant to this section.

750 Section 21. Section 465.0196, Florida Statutes, is amended
751 to read:

752 465.0196 Special pharmacy permits.—Any person desiring a
753 permit to operate a special pharmacy shall apply to the
754 department for a special pharmacy permit. If the board certifies
755 that the application complies with the applicable laws and rules
756 of the board governing the practice of the profession of
757 pharmacy, the department shall issue the permit. A special
758 pharmacy must pass an onsite inspection by the department as a
759 prerequisite to the issuance of an initial permit or a permit

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760 for a change of location. The inspection must be completed
761 within 90 days before the issuance of the permit. A permit may
762 not be issued unless a licensed pharmacist is designated to
763 undertake the professional supervision of the compounding and
764 dispensing of all drugs dispensed by the pharmacy. The licensed
765 pharmacist shall be responsible for maintaining all drug records
766 and for providing for the security of the area in the facility
767 in which the compounding, storing, and dispensing of medicinal
768 drugs occurs. The permittee shall notify the department within
769 10 days after any change of the licensed pharmacist responsible
770 for such duties. Each permittee that employs or otherwise uses
771 registered pharmacy technicians shall have a written policy and
772 procedures manual specifying those duties, tasks, and functions
773 that a registered pharmacy technician is allowed to perform.

774 Section 22. Subsection (2) of section 465.0197, Florida
775 Statutes, is amended to read:

776 465.0197 Internet pharmacy permits.—

777 (2) An Internet pharmacy must obtain a permit under this
778 section to sell medicinal drugs to persons in this state. An
779 Internet pharmacy must pass an onsite inspection by the
780 department as a prerequisite to the issuance of an initial
781 permit or a permit for a change of location. The inspection must
782 be completed within 90 days prior to the issuance of the permit.

783 Section 23. Section 465.0235, Florida Statutes, is amended
784 to read:

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785 465.0235 Automated pharmacy systems used by long-term care
786 facilities, hospices, or state correctional institutions, or for
787 outpatient dispensing.-

788 (1) A pharmacy may provide pharmacy services to a long-
789 term care facility or hospice licensed under chapter 400 or
790 chapter 429 or a state correctional institution operated under
791 chapter 944 through the use of an automated pharmacy system that
792 need not be located at the same location as the pharmacy.

793 (2) A community pharmacy, as defined in s. 465.003, may
794 provide pharmacy services for outpatient dispensing through the
795 use of an automated pharmacy system that does not need to be
796 located at the same address as that pharmacy, provided that:

797 (a) The automated pharmacy system is under the supervision
798 and control of the Florida-licensed community pharmacy.

799 (b) The community pharmacy providing services through the
800 automated pharmacy system notifies the Board of Pharmacy of the
801 location of the automated pharmacy system; and any time such
802 location changes.

803 (c) The automated pharmacy system is under the supervision
804 of a Florida-licensed pharmacist who must be available and
805 accessible for patient counseling prior to the dispensing of any
806 medicinal drug.

807 (d) The automated pharmacy system does not contain or
808 dispense any controlled substance listed in Schedule II,

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809 Schedule III, Schedule IV, or Schedule V of s. 893.03 or 21
810 U.S.C. s. 812.

811 (e) The pharmacy maintains a record of the medicinal drugs
812 dispensed, including the identity of the Florida-licensed
813 pharmacist responsible for verifying the accuracy of the dosage
814 and directions and providing patient counseling.

815 (f) The automated pharmacy system ensures the
816 confidentiality of personal health information.

817 (3)-(2) Medicinal drugs stored in bulk or unit of use in an
818 automated pharmacy system servicing a long-term care facility,
819 hospice, ~~or~~ correctional institution, or outpatient dispensing,
820 are part of the inventory of the pharmacy providing pharmacy
821 services to that facility, hospice, ~~or~~ institution, or
822 outpatient dispensing, and drugs delivered by the automated
823 pharmacy system are considered to have been dispensed by that
824 pharmacy.

825 (4)-(3) The operation of an automated pharmacy system must
826 be under the supervision of a Florida-licensed pharmacist. To
827 qualify as a supervisor for an automated pharmacy system, the
828 pharmacist need not be physically present at the site of the
829 automated pharmacy system and may supervise the system
830 electronically. The Florida-licensed pharmacist shall be
831 required to develop and implement policies and procedures
832 designed to verify that the medicinal drugs delivered by the

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833 automated dispensing system are accurate and valid and that the
834 machine is properly restocked.

835 ~~(5)-(4)~~ The Legislature does not intend this section to
836 limit the current practice of pharmacy in this state. This
837 section is intended to allow automated pharmacy systems to
838 enhance the ability of a pharmacist to provide pharmacy services
839 in locations that do not employ a full-time pharmacist. This
840 section does not limit or replace the use of a consultant
841 pharmacist.

842 ~~(6)-(5)~~ The board shall adopt rules governing the use of
843 automated pharmacy systems ~~an automated pharmacy system by~~
844 ~~January 1, 2005~~, which must include ~~specify~~:

845 (a) Recordkeeping requirements;
846 (b) Security requirements; and
847 (c) Labeling requirements that permit the use of unit-dose
848 medications if the facility, hospice, or institution maintains
849 medication-administration records that include directions for
850 use of the medication and the automated pharmacy system
851 identifies:

852 1. The dispensing pharmacy;
853 2. The prescription number;
854 3. The name of the patient; and
855 4. The name of the prescribing practitioner.

856 Section 24. Paragraph (b) of subsection (3) and subsection
857 (4) of section 466.006, Florida Statutes, is amended to read:

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858 466.006 Examination of dentists.—

859 (3) If an applicant is a graduate of a dental college or
860 school not accredited in accordance with paragraph (2) (b) or of
861 a dental college or school not approved by the board, the
862 applicant is not entitled to take the examinations required in
863 this section to practice dentistry until she or he satisfies one
864 of the following:

865 (b) Submits proof of having successfully completed at
866 least 2 consecutive academic years at a full-time supplemental
867 general dentistry program accredited by the American Dental
868 Association Commission on Dental Accreditation. This program
869 must provide didactic and clinical education at the level of a
870 D.D.S. or D.M.D. program accredited by the American Dental
871 Association Commission on Dental Accreditation. For purposes of
872 this paragraph, a supplemental general dentistry program does
873 not include an advanced education program in a dental specialty.

874 (4) Notwithstanding any other provision of law in chapter
875 456 pertaining to the clinical dental licensure examination or
876 national examinations, to be licensed as a dentist in this
877 state, an applicant must successfully complete the following:

878 (a) A written examination on the laws and rules of the
879 state regulating the practice of dentistry;

880 (b)1. A practical or clinical examination, which shall be
881 the American Dental Licensing Examination produced by the
882 American Board of Dental Examiners, Inc., or its successor

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883 entity, if any, that is administered in this state and graded by
884 dentists licensed in this state and employed by the department
885 for just such purpose, provided that the board has attained, and
886 continues to maintain thereafter, representation on the board of
887 directors of the American Board of Dental Examiners, the
888 examination development committee of the American Board of
889 Dental Examiners, and such other committees of the American
890 Board of Dental Examiners as the board deems appropriate by rule
891 to assure that the standards established herein are maintained
892 organizationally. A passing score on the American Dental
893 Licensing Examination administered in this state and graded by
894 dentists who are licensed in this state is valid for 365 days
895 after the date the official examination results are published.

896 2.a. As an alternative to the requirements of subparagraph
897 1., an applicant may submit scores from an American Dental
898 Licensing Examination previously administered in a jurisdiction
899 other than this state after October 1, 2011, and such
900 examination results shall be recognized as valid for the purpose
901 of licensure in this state. A passing score on the American
902 Dental Licensing Examination administered out-of-state shall be
903 the same as the passing score for the American Dental Licensing
904 Examination administered in this state and graded by dentists
905 who are licensed in this state. The examination results are
906 valid for 365 days after the date the official examination

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907 results are published. The applicant must have completed the
908 examination after October 1, 2011.

909 b. This subparagraph may not be given retroactive
910 application.

911 3. If the date of an applicant's passing American Dental
912 Licensing Examination scores from an examination previously
913 administered in a jurisdiction other than this state under
914 subparagraph 2. is older than 365 days, then such scores shall
915 nevertheless be recognized as valid for the purpose of licensure
916 in this state, but only if the applicant demonstrates that all
917 of the following additional standards have been met:

918 a.(I) The applicant completed the American Dental
919 Licensing Examination after October 1, 2011.

920 (II) This sub-subparagraph may not be given retroactive
921 application;

922 b. The applicant graduated from a dental school accredited
923 by the American Dental Association Commission on Dental
924 Accreditation or its successor entity, if any, or any other
925 dental accrediting organization recognized by the United States
926 Department of Education. Provided, however, if the applicant did
927 not graduate from such a dental school, the applicant may submit
928 proof of having successfully completed a full-time supplemental
929 general dentistry program accredited by the American Dental
930 Association Commission on Dental Accreditation of at least 2
931 consecutive academic years at such accredited sponsoring

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932 institution. Such program must provide didactic and clinical
933 education at the level of a D.D.S. or D.M.D. program accredited
934 by the American Dental Association Commission on Dental
935 Accreditation. For purposes of this sub-sub-subparagraph, a
936 supplemental general dentistry program does not include an
937 advanced education program in a dental specialty;

938 c. The applicant currently possesses a valid and active
939 dental license in good standing, with no restriction, which has
940 never been revoked, suspended, restricted, or otherwise
941 disciplined, from another state or territory of the United
942 States, the District of Columbia, or the Commonwealth of Puerto
943 Rico;

944 d. The applicant submits proof that he or she has never
945 been reported to the National Practitioner Data Bank, the
946 Healthcare Integrity and Protection Data Bank, or the American
947 Association of Dental Boards Clearinghouse. This sub-
948 subparagraph does not apply if the applicant successfully
949 appealed to have his or her name removed from the data banks of
950 these agencies;

951 e.(I) In the 5 years immediately preceding the date of
952 application for licensure in this state, the applicant must
953 submit proof of having been consecutively engaged in the full-
954 time practice of dentistry in another state or territory of the
955 United States, the District of Columbia, or the Commonwealth of
956 Puerto Rico, or, if the applicant has been licensed in another

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957 state or territory of the United States, the District of
958 Columbia, or the Commonwealth of Puerto Rico for less than 5
959 years, the applicant must submit proof of having been engaged in
960 the full-time practice of dentistry since the date of his or her
961 initial licensure.

962 (II) As used in this section, "full-time practice" is
963 defined as a minimum of 1,200 hours per year for each and every
964 year in the consecutive 5-year period or, where applicable, the
965 period since initial licensure, and must include any combination
966 of the following:

967 (A) Active clinical practice of dentistry providing direct
968 patient care.

969 (B) Full-time practice as a faculty member employed by a
970 dental or dental hygiene school approved by the board or
971 accredited by the American Dental Association Commission on
972 Dental Accreditation.

973 (C) Full-time practice as a student at a postgraduate
974 dental education program approved by the board or accredited by
975 the American Dental Association Commission on Dental
976 Accreditation.

977 (III) The board shall develop rules to determine what type
978 of proof of full-time practice is required and to recoup the
979 cost to the board of verifying full-time practice under this
980 section. Such proof must, at a minimum, be:

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- 981 (A) Admissible as evidence in an administrative
982 proceeding;
- 983 (B) Submitted in writing;
- 984 (C) Submitted by the applicant under oath with penalties
985 of perjury attached;
- 986 (D) Further documented by an affidavit of someone
987 unrelated to the applicant who is familiar with the applicant's
988 practice and testifies with particularity that the applicant has
989 been engaged in full-time practice; and
- 990 (E) Specifically found by the board to be both credible
991 and admissible.
- 992 (IV) An affidavit of only the applicant is not acceptable
993 proof of full-time practice unless it is further attested to by
994 someone unrelated to the applicant who has personal knowledge of
995 the applicant's practice. If the board deems it necessary to
996 assess credibility or accuracy, the board may require the
997 applicant or the applicant's witnesses to appear before the
998 board and give oral testimony under oath;
- 999 f. The applicant must submit documentation that he or she
1000 has completed, or will complete, prior to licensure in this
1001 state, continuing education equivalent to this state's
1002 requirements for the last full reporting biennium;
- 1003 g. The applicant must prove that he or she has never been
1004 convicted of, or pled nolo contendere to, regardless of

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1005 adjudication, any felony or misdemeanor related to the practice
1006 of a health care profession in any jurisdiction;

1007 h. The applicant must successfully pass a written
1008 examination on the laws and rules of this state regulating the
1009 practice of dentistry and must successfully pass the computer-
1010 based diagnostic skills examination; and

1011 i. The applicant must submit documentation that he or she
1012 has successfully completed the National Board of Dental
1013 Examiners dental examination.

1014
1015 (4) Notwithstanding any other provision of law in chapter
1016 456 pertaining to the clinical dental licensure examination or
1017 national examinations, to be licensed as a dentist in this
1018 state, an applicant must successfully complete the following:

1019 (a) A written examination on the laws and rules of the
1020 state regulating the practice of dentistry;

1021 (b)1. A practical or clinical examination, which shall be
1022 the American Dental Licensing Examination produced by the
1023 American Board of Dental Examiners, Inc., or its successor
1024 entity, if any, that is administered in this state ~~and graded by~~
1025 ~~dentists licensed in this state and employed by the department~~
1026 ~~for just such purpose~~, provided that the board has attained, and
1027 continues to maintain thereafter, representation on the board of
1028 directors of the American Board of Dental Examiners, the
1029 examination development committee of the American Board of

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1030 Dental Examiners, and such other committees of the American
1031 Board of Dental Examiners as the board deems appropriate by rule
1032 to assure that the standards established herein are maintained
1033 organizationally. A passing score on the American Dental
1034 Licensing Examination administered in this state ~~and graded by~~
1035 ~~dentists who are licensed in this state~~ is valid for 365 days
1036 after the date the official examination results are published.

1037 2.a. As an alternative to the requirements of subparagraph
1038 1., an applicant may submit scores from an American Dental
1039 Licensing Examination previously administered in a jurisdiction
1040 other than this state after October 1, 2011, and such
1041 examination results shall be recognized as valid for the purpose
1042 of licensure in this state. A passing score on the American
1043 Dental Licensing Examination administered out-of-state shall be
1044 the same as the passing score for the American Dental Licensing
1045 Examination administered in this state ~~and graded by dentists~~
1046 ~~who are licensed in this state~~. The examination results are
1047 valid for 365 days after the date the official examination
1048 results are published. The applicant must have completed the
1049 examination after October 1, 2011.

1050 b. This subparagraph may not be given retroactive
1051 application.

1052 3. If the date of an applicant's passing American Dental
1053 Licensing Examination scores from an examination previously
1054 administered in a jurisdiction other than this state under

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1055 subparagraph 2. is older than 365 days, then such scores shall
1056 nevertheless be recognized as valid for the purpose of licensure
1057 in this state, but only if the applicant demonstrates that all
1058 of the following additional standards have been met:

1059 a.(I) The applicant completed the American Dental
1060 Licensing Examination after October 1, 2011.

1061 (II) This sub-subparagraph may not be given retroactive
1062 application;

1063 b. The applicant graduated from a dental school accredited
1064 by the American Dental Association Commission on Dental
1065 Accreditation or its successor entity, if any, or any other
1066 dental accrediting organization recognized by the United States
1067 Department of Education. Provided, however, if the applicant did
1068 not graduate from such a dental school, the applicant may submit
1069 proof of having successfully completed a full-time supplemental
1070 general dentistry program accredited by the American Dental
1071 Association Commission on Dental Accreditation of at least 2
1072 consecutive academic years at such accredited sponsoring
1073 institution. Such program must provide didactic and clinical
1074 education at the level of a D.D.S. or D.M.D. program accredited
1075 by the American Dental Association Commission on Dental
1076 Accreditation;

1077 c. The applicant currently possesses a valid and active
1078 dental license in good standing, with no restriction, which has
1079 never been revoked, suspended, restricted, or otherwise

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1080 | disciplined, from another state or territory of the United
1081 | States, the District of Columbia, or the Commonwealth of Puerto
1082 | Rico;

1083 | d. The applicant submits proof that he or she has never
1084 | been reported to the National Practitioner Data Bank, the
1085 | Healthcare Integrity and Protection Data Bank, or the American
1086 | Association of Dental Boards Clearinghouse. This sub-
1087 | subparagraph does not apply if the applicant successfully
1088 | appealed to have his or her name removed from the data banks of
1089 | these agencies;

1090 | e.(I) In the 5 years immediately preceding the date of
1091 | application for licensure in this state, the applicant must
1092 | submit proof of having been consecutively engaged in the full-
1093 | time practice of dentistry in another state or territory of the
1094 | United States, the District of Columbia, or the Commonwealth of
1095 | Puerto Rico, or, if the applicant has been licensed in another
1096 | state or territory of the United States, the District of
1097 | Columbia, or the Commonwealth of Puerto Rico for less than 5
1098 | years, the applicant must submit proof of having been engaged in
1099 | the full-time practice of dentistry since the date of his or her
1100 | initial licensure.

1101 | (II) As used in this section, "full-time practice" is
1102 | defined as a minimum of 1,200 hours per year for each and every
1103 | year in the consecutive 5-year period or, where applicable, the

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1104 period since initial licensure, and must include any combination
1105 of the following:

1106 (A) Active clinical practice of dentistry providing direct
1107 patient care.

1108 (B) Full-time practice as a faculty member employed by a
1109 dental or dental hygiene school approved by the board or
1110 accredited by the American Dental Association Commission on
1111 Dental Accreditation.

1112 (C) Full-time practice as a student at a postgraduate
1113 dental education program approved by the board or accredited by
1114 the American Dental Association Commission on Dental
1115 Accreditation.

1116 (III) The board shall develop rules to determine what type
1117 of proof of full-time practice is required and to recoup the
1118 cost to the board of verifying full-time practice under this
1119 section. Such proof must, at a minimum, be:

1120 (A) Admissible as evidence in an administrative
1121 proceeding;

1122 (B) Submitted in writing;

1123 (C) Submitted by the applicant under oath with penalties
1124 of perjury attached;

1125 (D) Further documented by an affidavit of someone
1126 unrelated to the applicant who is familiar with the applicant's
1127 practice and testifies with particularity that the applicant has
1128 been engaged in full-time practice; and

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1129 (E) Specifically found by the board to be both credible
1130 and admissible.

1131 (IV) An affidavit of only the applicant is not acceptable
1132 proof of full-time practice unless it is further attested to by
1133 someone unrelated to the applicant who has personal knowledge of
1134 the applicant's practice. If the board deems it necessary to
1135 assess credibility or accuracy, the board may require the
1136 applicant or the applicant's witnesses to appear before the
1137 board and give oral testimony under oath;

1138 f. The applicant must submit documentation that he or she
1139 has completed, or will complete, prior to licensure in this
1140 state, continuing education equivalent to this state's
1141 requirements for the last full reporting biennium;

1142 g. The applicant must prove that he or she has never been
1143 convicted of, or pled nolo contendere to, regardless of
1144 adjudication, any felony or misdemeanor related to the practice
1145 of a health care profession in any jurisdiction;

1146 h. The applicant must successfully pass a written
1147 examination on the laws and rules of this state regulating the
1148 practice of dentistry and must successfully pass the computer-
1149 based diagnostic skills examination; and

1150 i. The applicant must submit documentation that he or she
1151 has successfully completed the National Board of Dental
1152 Examiners dental examination.

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1153 Section 25. Paragraph (b) of subsection (4) and paragraph
1154 (a) of subsection (6) of section 466.007, Florida Statutes, are
1155 amended to read:

1156 466.007 Examination of dental hygienists.—

1157 (4) Effective July 1, 2012, to be licensed as a dental
1158 hygienist in this state, an applicant must successfully complete
1159 the following:

1160 (b) A practical or clinical examination approved by the
1161 board. The examination shall be the Dental Hygiene Examination
1162 produced by the American Board of Dental Examiners, Inc. (ADEX)
1163 or its successor entity, if any, if the board finds that the
1164 successor entity's clinical examination meets or exceeds the
1165 provisions of this section. The board shall approve the ADEX
1166 Dental Hygiene Examination if the board has attained and
1167 continues to maintain representation on the ADEX House of
1168 Representatives, the ADEX Dental Hygiene Examination Development
1169 Committee, and such other ADEX Dental Hygiene committees as the
1170 board deems appropriate through rulemaking to ensure that the
1171 standards established in this section are maintained
1172 organizationally. The ADEX Dental Hygiene Examination or the
1173 examination produced by its successor entity is a comprehensive
1174 examination in which an applicant must demonstrate skills within
1175 the dental hygiene scope of practice on a live patient and any
1176 other components that the board deems necessary for the
1177 applicant to successfully demonstrate competency for the purpose

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1178 of licensure. ~~The ADEX Dental Hygiene Examination or the~~
1179 ~~examination by the successor entity administered in this state~~
1180 ~~shall be graded by dentists and dental hygienists licensed in~~
1181 ~~this state who are employed by the department for this purpose.~~

1182 (6) (a) A passing score on the ADEX Dental Hygiene
1183 Examination administered out of state shall be considered the
1184 same as a passing score for the ADEX Dental Hygiene Examination
1185 administered in this state ~~and graded by licensed dentists and~~
1186 ~~dental hygienists.~~

1187 Section 26. Subsections (9) through (15) are added to
1188 section 466.017, Florida Statutes, to read:

1189 466.017 Prescription of drugs; anesthesia.—

1190 (9) Any adverse incident that occurs in an office
1191 maintained by a dentist must be reported to the department. The
1192 required notification to the department must be submitted in
1193 writing by certified mail and postmarked within 48 hours after
1194 the incident occurs.

1195 (10) A dentist practicing in this state must notify the
1196 board in writing by certified mail within 48 hours of any
1197 mortality or other adverse incident that occurs in the dentist's
1198 outpatient facility. A complete written report must be filed
1199 with the board within 30 days after the mortality or other
1200 adverse incident.

1201 (11) For purposes of notification to the department
1202 pursuant to this section, the term "adverse incident" means any

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1203 mortality that occurs during or as the result of a dental
1204 procedure, or an incident that results in the temporary or
1205 permanent physical or mental injury that requires
1206 hospitalization or emergency room treatment of a dental patient
1207 that occurred during or as a direct result of the use of general
1208 anesthesia, deep sedation, moderate sedation, pediatric moderate
1209 sedation, oral sedation, minimal sedation (anxiolysis), nitrous
1210 oxide, or local anesthesia.

1211 (12) Any certified registered dental hygienist
1212 administering local anesthesia must notify the board, in writing
1213 by registered mail within 48 hours of any adverse incident that
1214 was related to or the result of the administration of local
1215 anesthesia. A complete written report must be filed with the
1216 board within 30 days after the mortality or other adverse
1217 incident.

1218 (13) A failure by the dentist or dental hygienist to
1219 timely and completely comply with all the reporting requirements
1220 in this section is the basis for disciplinary action by the
1221 board pursuant to s. 466.028(1).

1222 (14) The department shall review each incident and
1223 determine whether it involved conduct by a health care
1224 professional subject to disciplinary action, in which case s.
1225 456.073 applies. Disciplinary action, if any, shall be taken by
1226 the board under which the health care professional is licensed.

1227 (15) The board may adopt rules to administer this section.

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1228 Section 27. Subsection (1) of section 466.031, Florida
1229 Statutes, is amended to read:

1230 466.031 "Dental laboratory" defined.—The term "dental
1231 laboratory" as used in this chapter:

1232 (1) Includes any person, firm, or corporation who performs
1233 for a fee of any kind, gratuitously, or otherwise, directly or
1234 through an agent or employee, by any means or method, or who in
1235 any way supplies or manufactures artificial substitutes for the
1236 natural teeth, or who furnishes, supplies, constructs, or
1237 reproduces or repairs any prosthetic denture, bridge, or
1238 appliance to be worn in the human mouth, or who provides onsite
1239 consultation during dental procedures, or who in any way holds
1240 itself out as a dental laboratory.

1241 Section 28. Section 466.036, Florida Statutes, is amended
1242 to read:

1243 466.036 Information; periodic inspections; equipment and
1244 supplies.—The department may require from the applicant for a
1245 registration certificate to operate a dental laboratory any
1246 information necessary to carry out the purpose of this chapter,
1247 including proof that the applicant has the equipment and
1248 supplies necessary to operate as determined by rule of the
1249 department, and shall require periodic inspection of all dental
1250 laboratories operating in this state at least once each biennial
1251 registration period. Such inspections shall include, but not be
1252 limited to, inspection of sanitary conditions, equipment,

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1253 supplies, and facilities on the premises. The department shall
1254 specify dental equipment and supplies that are not permitted in
1255 a registered dental laboratory.

1256 Section 29. Paragraph (n) is added to subsection (1) of
1257 section 468.505, Florida Statutes, to read:

1258 468.505 Exemptions; exceptions.—

1259 (1) Nothing in this part may be construed as prohibiting
1260 or restricting the practice, services, or activities of:

1261 (n) A person who provides information, recommendations, or
1262 advice concerning nutrition, or who markets food, food
1263 materials, or dietary supplements for remuneration, if that
1264 person:

1265 1. Does not represent himself or herself as a dietitian,
1266 licensed dietitian, registered dietitian, licensed nutritionist,
1267 nutrition counselor, or licensed nutrition counselor, or use any
1268 word, letter, symbol, or insignia indicating or implying that he
1269 or she is a dietitian, nutritionist, or nutrition counselor.

1270 2. Does not provide such information, recommendations,
1271 advice or marketing to an individual he or she knows or has
1272 reason to believe has a medical diagnosis for which the
1273 individual is seeking such information, recommendations, advice,
1274 or marketing in support of his or her medical condition.

1275 Section 30. Subsection (1) of section 468.701, Florida
1276 Statutes, is amended to read:

1277 468.701 Definitions.—As used in this part, the term:

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1278 (1) "Athletic trainer" means a person licensed under this
1279 part who has met the requirements under this part, including
1280 education requirements as set forth by the Commission on
1281 Accreditation of Athletic Training Education or its successor
1282 and necessary credentials from the Board of Certification. An
1283 athletic trainer must work within his or her scope of practice
1284 as established in the rules adopted by the board under s.
1285 468.705. An individual who is licensed as an athletic trainer
1286 may not otherwise provide, offer to provide, or represent that
1287 he or she is qualified to provide any care or services beyond
1288 his or her scope of practice, or that he or she lacks the
1289 education, training, or experience to provide, or that he or she
1290 is otherwise prohibited by law from providing.

1291 Section 31. Section 468.707, Florida Statutes, is amended
1292 to read:

1293 468.707 Licensure requirements.—Any person desiring to be
1294 licensed as an athletic trainer shall apply to the department on
1295 a form approved by the department. An applicant shall also
1296 provide records or other evidence, as determined by the board,
1297 to prove he or she has met the requirements of this section. The
1298 department shall license each applicant who:

1299 (1) Has completed the application form and remitted the
1300 required fees.

1301 (2) ~~For a person who applies on or after July 1, 2016,~~ Has
1302 submitted to background screening pursuant to s. 456.0135. The

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1303 board may require a background screening for an applicant whose
1304 license has expired or who is undergoing disciplinary action.

1305 (3) (a) Has obtained a baccalaureate or higher degree from
1306 a college or university professional athletic training degree
1307 program accredited by the Commission on Accreditation of
1308 Athletic Training Education or its successor recognized and
1309 approved by the United States Department of Education or the
1310 Commission on Recognition of Postsecondary Accreditation,
1311 approved by the board, or recognized by the Board of
1312 Certification, and has passed the national examination to be
1313 certified by the Board of Certification, or-

1314 (b) ~~(4)~~ Has obtained, at a minimum, a bachelor's degree and
1315 has completed the Board of Certification internship requirements
1316 and ~~if graduated before 2004,~~ has a current certification from
1317 the Board of Certification.

1318 (4) ~~(5)~~ Has current certification in both cardiopulmonary
1319 resuscitation and the use of an automated external defibrillator
1320 set forth in the continuing education requirements as determined
1321 by the board pursuant to s. 468.711.

1322 (5) ~~(6)~~ Has completed any other requirements as determined
1323 by the department and approved by the board.

1324 Section 32. Subsection (3) of section 468.711, Florida
1325 Statutes, is amended to read:

1326 468.711 Renewal of license; continuing education.-

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1327 (3) If initially licensed after January 1, 1998, the
1328 licensee must be currently certified by the Board of
1329 Certification or its successor agency and maintain that
1330 certification in good standing without lapse.

1331 Section 33. Subsection (2) of section 468.723, Florida
1332 Statutes, is amended to read:

1333 468.723 Exemptions.—This part does not prevent or
1334 restrict:

1335 (2) An athletic training student acting under the direct
1336 supervision of a licensed athletic trainer. For purposes of this
1337 subsection, "direct supervision" means the physical presence of
1338 an athletic trainer so that the athletic trainer is immediately
1339 available to the athletic training student and able to intervene
1340 on behalf of the athletic training student. The supervision must
1341 be in accordance with rules adopted by the board ~~the standards~~
1342 ~~set forth by the Commission on Accreditation of Athletic~~
1343 ~~Training Education or its successor.~~

1344 Section 34. Subsections (1), (3), and (4) of section
1345 468.803, Florida Statutes, are amended to read:

1346 468.803 License, registration, and examination
1347 requirements.—

1348 (1) The department shall issue a license to practice
1349 orthotics, prosthetics, or pedorthics, or a registration for a
1350 resident to practice orthotics or prosthetics, to qualified
1351 applicants. Licenses shall be granted independently in

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1352 orthotics, prosthetics, or pedorthics, but a person may be
1353 licensed in more than one such discipline, and a prosthetist-
1354 orthotist license may be granted to persons meeting the
1355 requirements for both a prosthetist and an orthotist license.
1356 Registrations shall be granted independently in orthotics or
1357 prosthetics, and a person may be registered in both fields at
1358 the same time or jointly in orthotics and prosthetics as a dual
1359 registration.

1360 (3) A person seeking to attain the required orthotics or
1361 prosthetics experience in this state must be approved by the
1362 board and registered as a resident by the department. Although a
1363 registration may be held in both practice fields, for
1364 independent registrations the board shall not approve a second
1365 registration until at least 1 year after the issuance of the
1366 first registration. Notwithstanding subsection (2), an applicant
1367 for independent registrations who has been approved by the board
1368 and registered by the department in one practice field may apply
1369 for registration in the second practice field without an
1370 additional state or national criminal history check during the
1371 period in which the first registration is valid. Each
1372 independent registration or dual registration is valid for 2
1373 years from the date of issuance unless otherwise revoked by the
1374 department upon recommendation of the board. The board shall set
1375 a registration fee not to exceed \$500 to be paid by the
1376 applicant. A registration may be renewed once by the department

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1377 upon recommendation of the board for a period no longer than 1
1378 year, as such renewal is defined by the board by rule. The
1379 registration renewal fee shall not exceed one-half the current
1380 registration fee. To be considered by the board for approval of
1381 registration as a resident, the applicant must have:

1382 (a) A Bachelor of Science or higher-level postgraduate
1383 degree in Orthotics and Prosthetics from a regionally accredited
1384 college or university recognized by the Commission on
1385 Accreditation of Allied Health Education Programs or, at a
1386 minimum, a bachelor's degree from a regionally accredited
1387 college or university and a certificate in orthotics from a
1388 program recognized by the Commission on Accreditation of Allied
1389 Health Education Programs, or its equivalent, as determined by
1390 the board; ~~or~~

1391 (b) A Bachelor of Science or higher-level postgraduate
1392 degree in Orthotics and Prosthetics from a regionally accredited
1393 college or university recognized by the Commission on
1394 Accreditation of Allied Health Education Programs or, at a
1395 minimum, a bachelor's degree from a regionally accredited
1396 college or university and a certificate in prosthetics from a
1397 program recognized by the Commission on Accreditation of Allied
1398 Health Education Programs, or its equivalent, as determined by
1399 the board; or

1400 (c) A Bachelor of Science or higher-level postgraduate
1401 degree in Orthotics and Prosthetics from a regionally accredited

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1402 college or university recognized by the Commission on
1403 Accreditation of Allied Health Education Programs or, at a
1404 minimum, a bachelor's degree from a regionally accredited
1405 college or university and a dual certificate in both orthotics
1406 and prosthetics from programs recognized by the Commission on
1407 Accreditation of Allied Health Education Programs, or its
1408 equivalent, as determined by the board.

1409 (4) The department may develop and administer a state
1410 examination for an orthotist or a prosthetist license, or the
1411 board may approve the existing examination of a national
1412 standards organization. The examination must be predicated on a
1413 minimum of a baccalaureate-level education and formalized
1414 specialized training in the appropriate field. Each examination
1415 must demonstrate a minimum level of competence in basic
1416 scientific knowledge, written problem solving, and practical
1417 clinical patient management. The board shall require an
1418 examination fee not to exceed the actual cost to the board in
1419 developing, administering, and approving the examination, which
1420 fee must be paid by the applicant. To be considered by the board
1421 for examination, the applicant must have:

1422 (a) For an examination in orthotics:

1423 1. A Bachelor of Science or higher-level postgraduate
1424 degree in Orthotics and Prosthetics from a regionally accredited
1425 college or university recognized by the Commission on
1426 Accreditation of Allied Health Education Programs or, at a

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1427 minimum, a bachelor's degree from a regionally accredited
1428 college or university and a certificate in orthotics from a
1429 program recognized by the Commission on Accreditation of Allied
1430 Health Education Programs, or its equivalent, as determined by
1431 the board; and

1432 2. An approved orthotics internship of 1 year of qualified
1433 experience, as determined by the board, or an orthotic residency
1434 program or dual residency program recognized by the board.

1435 (b) For an examination in prosthetics:

1436 1. A Bachelor of Science or higher-level postgraduate
1437 degree in Orthotics and Prosthetics from a regionally accredited
1438 college or university recognized by the Commission on
1439 Accreditation of Allied Health Education Programs or, at a
1440 minimum, a bachelor's degree from a regionally accredited
1441 college or university and a certificate in prosthetics from a
1442 program recognized by the Commission on Accreditation of Allied
1443 Health Education Programs, or its equivalent, as determined by
1444 the board; and

1445 2. An approved prosthetics internship of 1 year of
1446 qualified experience, as determined by the board, or a
1447 prosthetic residency program or dual residency program
1448 recognized by the board.

1449 Section 35. Subsection (5) of section 480.033, Florida
1450 Statutes, is amended to read:

1451 480.033 Definitions.—As used in this act:

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1452 (5) "Apprentice" means a person approved by the board to
1453 study colonic irrigation ~~massage~~ under the instruction of a
1454 licensed massage therapist practicing colonic irrigation.

1455 Section 36. Subsections (1) and (2) of section 480.041,
1456 Florida Statutes, are amended, and subsection (8) is added to
1457 that section, to read:

1458 480.041 Massage therapists; qualifications; licensure;
1459 endorsement.-

1460 (1) Any person is qualified for licensure as a massage
1461 therapist under this act who:

1462 (a) Is at least 18 years of age or has received a high
1463 school diploma or high school equivalency diploma;

1464 (b) Has completed a course of study at a board-approved
1465 massage school ~~or has completed an apprenticeship program~~ that
1466 meets standards adopted by the board; and

1467 (c) Has received a passing grade on a national ~~an~~
1468 examination designated ~~administered~~ by the board ~~department~~.

1469 (2) Every person desiring to be examined for licensure as
1470 a massage therapist shall apply to the department in writing
1471 upon forms prepared and furnished by the department. Such
1472 applicants shall be subject to the provisions of s. 480.046(1).
1473 ~~Applicants may take an examination administered by the~~
1474 ~~department only upon meeting the requirements of this section as~~
1475 ~~determined by the board.~~

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1476 (8) A person issued a license as a massage apprentice
1477 before July 1, 2018, may continue that apprenticeship and
1478 perform massage therapy as permitted under that license until it
1479 expires. Upon completion of the apprenticeship, before July 1,
1480 2021, a massage apprentice may apply to the board for full
1481 licensure and be granted a license if all other applicable
1482 licensure requirements are met.

1483 Section 37. Section 480.042, Florida Statutes, is
1484 repealed.

1485 Section 38. Subsection (3) of section 480.046, Florida
1486 Statutes, is amended, and subsection (5) is added to that
1487 section, to read:

1488 480.046 Grounds for disciplinary action by the board.—

1489 (3) The board may ~~shall have the power to~~ revoke or
1490 suspend the license of a massage establishment licensed under
1491 this act, or ~~to~~ deny subsequent licensure of such an
1492 establishment, if the establishment is owned by an individual or
1493 entity who has a prior establishment license revoked, in either
1494 of the following cases:

1495 (a) Upon proof that a license has been obtained by fraud
1496 or misrepresentation.

1497 (b) Upon proof that the holder of a license is guilty of
1498 fraud or deceit or of gross negligence, incompetency, or
1499 misconduct in the operation of the establishment so licensed.

1500 (c) Upon proof that the owner of a massage establishment

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1501 or any individual or individuals providing massage therapy
1502 services within the establishment, in the aggregate or
1503 individually, have had three convictions of, or pleas of guilty
1504 or nolo contendere to, or dismissals of a criminal action after
1505 a successful completion of a pretrial intervention, diversion,
1506 or substance abuse program for any misdemeanor or felony,
1507 regardless of adjudication, a crime in any jurisdiction related
1508 to prostitution and related acts as defined in s. 796.07, which
1509 occurred at or within the establishment.

1510 (5) An establishment may not apply for relicensure if
1511 disciplined under this section unless there is a change in
1512 ownership.

1513 Section 39. Subsection (3) of section 490.003, Florida
1514 Statutes, is amended to read:

1515 490.003 Definitions.—As used in this chapter:

1516 ~~(3) (a) Prior to July 1, 1999, "doctoral-level~~
1517 ~~psychological education" and "doctoral degree in psychology"~~
1518 ~~mean a Psy.D., an Ed.D. in psychology, or a Ph.D. in psychology~~
1519 ~~from:~~

1520 ~~1. An educational institution which, at the time the~~
1521 ~~applicant was enrolled and graduated, had institutional~~
1522 ~~accreditation from an agency recognized and approved by the~~
1523 ~~United States Department of Education or was recognized as a~~
1524 ~~member in good standing with the Association of Universities and~~
1525 ~~Colleges of Canada; and~~

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1526 ~~2. A psychology program within that educational~~
1527 ~~institution which, at the time the applicant was enrolled and~~
1528 ~~graduated, had programmatic accreditation from an accrediting~~
1529 ~~agency recognized and approved by the United States Department~~
1530 ~~of Education or was comparable to such programs.~~

1531 ~~(b)~~ Effective July 1, 1999, "doctoral-level psychological
1532 education" and "doctoral degree in psychology" mean a Psy.D., an
1533 Ed.D. in psychology, or a Ph.D. in psychology from:

1534 (a)1. An educational institution which, at the time the
1535 applicant was enrolled and graduated, had institutional
1536 accreditation from an agency recognized and approved by the
1537 United States Department of Education or was recognized as a
1538 member in good standing with the Association of Universities and
1539 Colleges of Canada; and

1540 (b)2. A psychology program within that educational
1541 institution which, at the time the applicant was enrolled and
1542 graduated, had programmatic accreditation from the American
1543 Psychological Association ~~an agency recognized and approved by~~
1544 ~~the United States Department of Education.~~

1545 Section 40. Paragraph (b) of subsection (1) and paragraph
1546 (b) of subsection (2) of section 490.005, Florida Statutes, are
1547 amended to read:

1548 490.005 Licensure by examination.—

1549 (1) Any person desiring to be licensed as a psychologist
1550 shall apply to the department to take the licensure examination.

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1551 The department shall license each applicant who the board
1552 certifies has:

1553 (b) Submitted proof satisfactory to the board that the
1554 applicant has:

1555 1. Received doctoral-level psychological education, ~~as~~
1556 ~~defined in s. 490.003(3);~~ or

1557 2. Received the equivalent of a doctoral-level
1558 psychological education, as defined in s. 490.003(3), from a
1559 program at a school or university located outside the United
1560 States of America ~~and Canada~~, which was officially recognized by
1561 the government of the country in which it is located as an
1562 institution or program to train students to practice
1563 professional psychology. The burden of establishing that the
1564 requirements of this provision have been met shall be upon the
1565 applicant;

1566 ~~3. Received and submitted to the board, prior to July 1,~~
1567 ~~1999, certification of an augmented doctoral-level psychological~~
1568 ~~education from the program director of a doctoral-level~~
1569 ~~psychology program accredited by a programmatic agency~~
1570 ~~recognized and approved by the United States Department of~~
1571 ~~Education; or~~

1572 ~~4. Received and submitted to the board, prior to August~~
1573 ~~31, 2001, certification of a doctoral-level program that at the~~
1574 ~~time the applicant was enrolled and graduated maintained a~~
1575 ~~standard of education and training comparable to the standard of~~

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1576 ~~training of programs accredited by a programmatic agency~~
1577 ~~recognized and approved by the United States Department of~~
1578 ~~Education. Such certification of comparability shall be provided~~
1579 ~~by the program director of a doctoral-level psychology program~~
1580 ~~accredited by a programmatic agency recognized and approved by~~
1581 ~~the United States Department of Education.~~

1582 (2) Any person desiring to be licensed as a school
1583 psychologist shall apply to the department to take the licensure
1584 examination. The department shall license each applicant who the
1585 department certifies has:

1586 (b) Submitted satisfactory proof to the department that
1587 the applicant:

1588 1. Has received a doctorate, specialist, or equivalent
1589 degree from a program primarily psychological in nature and has
1590 completed 60 semester hours or 90 quarter hours of graduate
1591 study, in areas related to school psychology as defined by rule
1592 of the department, from a college or university which at the
1593 time the applicant was enrolled and graduated was accredited by
1594 an accrediting agency recognized and approved by the Council for
1595 Higher Education Accreditation, its successor, Commission on
1596 Recognition of Postsecondary Accreditation or an institution
1597 which is publicly recognized as a member in good standing with
1598 the Association of Universities and Colleges of Canada.

1599 2. Has had a minimum of 3 years of experience in school
1600 psychology, 2 years of which must be supervised by an individual

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1601 who is a licensed school psychologist or who has otherwise
1602 qualified as a school psychologist supervisor, by education and
1603 experience, as set forth by rule of the department. A doctoral
1604 internship may be applied toward the supervision requirement.

1605 3. Has passed an examination provided by the department.

1606 Section 41. Subsection (1) of section 490.006, Florida
1607 Statutes, is amended to read:

1608 490.006 Licensure by endorsement.—

1609 (1) The department shall license a person as a
1610 psychologist or school psychologist who, upon applying to the
1611 department and remitting the appropriate fee, demonstrates to
1612 the department or, in the case of psychologists, to the board
1613 that the applicant:

1614 ~~(a) Holds a valid license or certificate in another state~~
1615 ~~to practice psychology or school psychology, as applicable,~~
1616 ~~provided that, when the applicant secured such license or~~
1617 ~~certificate, the requirements were substantially equivalent to~~
1618 ~~or more stringent than those set forth in this chapter at that~~
1619 ~~time; and, if no Florida law existed at that time, then the~~
1620 ~~requirements in the other state must have been substantially~~
1621 ~~equivalent to or more stringent than those set forth in this~~
1622 ~~chapter at the present time;~~

1623 (a) ~~(b)~~ Is a diplomate in good standing with the American
1624 Board of Professional Psychology, Inc.; or

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1625 (b)~~(e)~~ Possesses a doctoral degree in psychology ~~as~~
1626 ~~described in s. 490.003~~ and has at least 10 ~~20~~ years of
1627 experience as a licensed psychologist in any jurisdiction or
1628 territory of the United States within 25 years preceding the
1629 date of application.

1630 Section 42. Subsection (6) of section 491.0045, Florida
1631 Statutes, as amended by chapter 2016-80 and chapter 2016-241,
1632 Laws of Florida, is reenacted to read:

1633 491.0045 Intern registration; requirements.—

1634 (6) A registration issued on or before March 31, 2017,
1635 expires March 31, 2022, and may not be renewed or reissued. Any
1636 registration issued after March 31, 2017, expires 60 months
1637 after the date it is issued. The board may make a one-time
1638 exception from the requirements of this section in emergency or
1639 hardship cases, as defined by board rule, if ~~A subsequent intern~~
1640 ~~registration may not be issued unless~~ the candidate has passed
1641 the theory and practice examination described in s.
1642 491.005(1)(d), (3)(d), and (4)(d).

1643 Section 43. Subsections (3) and (4) of section 491.005,
1644 Florida Statutes, are amended to read:

1645 491.005 Licensure by examination.—

1646 (3) MARRIAGE AND FAMILY THERAPY.—Upon verification of
1647 documentation and payment of a fee not to exceed \$200, as set by
1648 board rule, plus the actual cost ~~to the department~~ for the
1649 purchase of the examination from the Association of Marital and

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1650 Family Therapy Regulatory Board, or similar national
1651 organization, the department shall issue a license as a marriage
1652 and family therapist to an applicant who the board certifies:

1653 (a) Has submitted an application and paid the appropriate
1654 fee.

1655 (b)1. Has a minimum of a master's degree with major
1656 emphasis in marriage and family therapy from a program
1657 accredited by the Commission on Accreditation for Marriage and
1658 Family Therapy Education or from a Florida university program
1659 accredited by the Council for Accreditation of Counseling and
1660 Related Educational Programs, or a closely related field, and
1661 has completed graduate courses approved by the Board of Clinical
1662 Social Work, Marriage and Family Therapy, and Mental Health
1663 Counseling. has completed all of the following requirements:

1664 ~~a. Thirty six semester hours or 48 quarter hours of~~
1665 ~~graduate coursework, which must include a minimum of 3 semester~~
1666 ~~hours or 4 quarter hours of graduate-level course credits in~~
1667 ~~each of the following nine areas: dynamics of marriage and~~
1668 ~~family systems; marriage therapy and counseling theory and~~
1669 ~~techniques; family therapy and counseling theory and techniques;~~
1670 ~~individual human development theories throughout the life cycle;~~
1671 ~~personality theory or general counseling theory and techniques;~~
1672 ~~psychopathology; human sexuality theory and counseling~~
1673 ~~techniques; psychosocial theory; and substance abuse theory and~~
1674 ~~counseling techniques. Courses in research, evaluation,~~

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1675 ~~appraisal, assessment, or testing theories and procedures;~~
1676 ~~thesis or dissertation work; or practicums, internships, or~~
1677 ~~fieldwork may not be applied toward this requirement.~~

1678 ~~b. A minimum of one graduate-level course of 3 semester~~
1679 ~~hours or 4 quarter hours in legal, ethical, and professional~~
1680 ~~standards issues in the practice of marriage and family therapy~~
1681 ~~or a course determined by the board to be equivalent.~~

1682 ~~e. A minimum of one graduate-level course of 3 semester~~
1683 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~
1684 ~~and testing for individual or interpersonal disorder or~~
1685 ~~dysfunction; and a minimum of one 3 semester-hour or 4 quarter-~~
1686 ~~hour graduate-level course in behavioral research which focuses~~
1687 ~~on the interpretation and application of research data as it~~
1688 ~~applies to clinical practice. Credit for thesis or dissertation~~
1689 ~~work, practicums, internships, or fieldwork may not be applied~~
1690 ~~toward this requirement.~~

1691 ~~d. A minimum of one supervised clinical practicum,~~
1692 ~~internship, or field experience in a marriage and family~~
1693 ~~counseling setting, during which the student provided 180 direct~~
1694 ~~client contact hours of marriage and family therapy services~~
1695 ~~under the supervision of an individual who met the requirements~~
1696 ~~for supervision under paragraph (c). This requirement may be met~~
1697 ~~by a supervised practice experience which took place outside the~~
1698 ~~academic arena, but which is certified as equivalent to a~~
1699 ~~graduate-level practicum or internship program which required a~~

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1700 ~~minimum of 180 direct client contact hours of marriage and~~
1701 ~~family therapy services currently offered within an academic~~
1702 ~~program of a college or university accredited by an accrediting~~
1703 ~~agency approved by the United States Department of Education, or~~
1704 ~~an institution which is publicly recognized as a member in good~~
1705 ~~standing with the Association of Universities and Colleges of~~
1706 ~~Canada or a training institution accredited by the Commission on~~
1707 ~~Accreditation for Marriage and Family Therapy Education~~
1708 ~~recognized by the United States Department of Education.~~
1709 ~~Certification shall be required from an official of such~~
1710 ~~college, university, or training institution.~~

1711 2. If the course title which appears on the applicant's
1712 transcript does not clearly identify the content of the
1713 coursework, the applicant shall be required to provide
1714 additional documentation, including, but not limited to, a
1715 syllabus or catalog description published for the course.

1716
1717 The required master's degree must have been received in an
1718 institution of higher education which at the time the applicant
1719 graduated was: fully accredited by a regional accrediting body
1720 recognized by the Commission on Recognition of Postsecondary
1721 Accreditation; publicly recognized as a member in good standing
1722 with the Association of Universities and Colleges of Canada; or
1723 an institution of higher education located outside the United
1724 States and Canada, which at the time the applicant was enrolled

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1725 and at the time the applicant graduated maintained a standard of
1726 training substantially equivalent to the standards of training
1727 of those institutions in the United States which are accredited
1728 by a regional accrediting body recognized by the Commission on
1729 Recognition of Postsecondary Accreditation. Such foreign
1730 education and training must have been received in an institution
1731 or program of higher education officially recognized by the
1732 government of the country in which it is located as an
1733 institution or program to train students to practice as
1734 professional marriage and family therapists or psychotherapists.
1735 The burden of establishing that the requirements of this
1736 provision have been met shall be upon the applicant, and the
1737 board shall require documentation, such as, but not limited to,
1738 an evaluation by a foreign equivalency determination service, as
1739 evidence that the applicant's graduate degree program and
1740 education were equivalent to an accredited program in this
1741 country. An applicant with a master's degree from a program
1742 which did not emphasize marriage and family therapy may complete
1743 the coursework requirement in a training institution fully
1744 accredited by the Commission on Accreditation for Marriage and
1745 Family Therapy Education recognized by the United States
1746 Department of Education.

1747 (c) Has had at least 2 years of clinical experience during
1748 which 50 percent of the applicant's clients were receiving
1749 marriage and family therapy services, which must be at the post-

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1750 master's level under the supervision of a licensed marriage and
1751 family therapist with at least 5 years of experience, or the
1752 equivalent, who is a qualified supervisor as determined by the
1753 board. An individual who intends to practice in Florida to
1754 satisfy the clinical experience requirements must register
1755 pursuant to s. 491.0045 before commencing practice. If a
1756 graduate has a master's degree with a major emphasis in marriage
1757 and family therapy or a closely related field that did not
1758 include all the coursework required under subparagraph (b)1.
1759 ~~sub-subparagraphs (b)1.a.-e.~~, credit for the post-master's level
1760 clinical experience shall not commence until the applicant has
1761 completed a minimum of 10 of the courses required under
1762 subparagraph (b)1. ~~sub-subparagraphs (b)1.a.-e.~~, as determined
1763 by the board, and at least 6 semester hours or 9 quarter hours
1764 of the course credits must have been completed in the area of
1765 marriage and family systems, theories, or techniques. Within the
1766 2 ~~3~~ years of required experience, the applicant shall provide
1767 direct individual, group, or family therapy and counseling, to
1768 include the following categories of cases: unmarried dyads,
1769 married couples, separating and divorcing couples, and family
1770 groups including children. A doctoral internship may be applied
1771 toward the clinical experience requirement. A licensed mental
1772 health professional must be on the premises when clinical
1773 services are provided by a registered intern in a private
1774 practice setting.

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1775 (d) Has passed a theory and practice examination provided
1776 by the department for this purpose.

1777 (e) Has demonstrated, in a manner designated by rule of
1778 the board, knowledge of the laws and rules governing the
1779 practice of clinical social work, marriage and family therapy,
1780 and mental health counseling.

1781 (f) For the purposes of dual licensure, the department
1782 shall license as a marriage and family therapist any person who
1783 meets the requirements of s. 491.0057. Fees for dual licensure
1784 shall not exceed those stated in this subsection.

1785 (4) MENTAL HEALTH COUNSELING.—Upon verification of
1786 documentation and payment of a fee not to exceed \$200, as set by
1787 board rule, plus the actual per applicant cost to the department
1788 for purchase of the examination from the National Board for
1789 Certified Counselors or its successor ~~Professional Examination~~
1790 ~~Service for the National Academy of Certified Clinical Mental~~
1791 ~~Health Counselors or a similar national organization,~~ the
1792 department shall issue a license as a mental health counselor to
1793 an applicant who the board certifies:

1794 (a) Has submitted an application and paid the appropriate
1795 fee.

1796 (b)1. Has a minimum of an earned master's degree from a
1797 mental health counseling program accredited by the Council for
1798 the Accreditation of Counseling and Related Educational Programs
1799 that consists of at least 60 semester hours or 80 quarter hours

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1800 of clinical and didactic instruction, including a course in
1801 human sexuality and a course in substance abuse. If the master's
1802 degree is earned from a program related to the practice of
1803 mental health counseling that is not accredited by the Council
1804 for the Accreditation of Counseling and Related Educational
1805 Programs, then the coursework and practicum, internship, or
1806 fieldwork must consist of at least 60 semester hours or 80
1807 quarter hours and meet the following requirements:

1808 a. Thirty-three semester hours or 44 quarter hours of
1809 graduate coursework, which must include a minimum of 3 semester
1810 hours or 4 quarter hours of graduate-level coursework in each of
1811 the following 11 content areas: counseling theories and
1812 practice; human growth and development; diagnosis and treatment
1813 of psychopathology; human sexuality; group theories and
1814 practice; individual evaluation and assessment; career and
1815 lifestyle assessment; research and program evaluation; social
1816 and cultural foundations; ~~counseling in community settings; and~~
1817 substance abuse; and legal, ethical, and professional standards
1818 issues in the practice of mental health counseling. Courses in
1819 research, thesis or dissertation work, practicums, internships,
1820 or fieldwork may not be applied toward this requirement.

1821 b. A minimum of 3 semester hours or 4 quarter hours of
1822 graduate-level coursework addressing diagnostic processes,
1823 including differential diagnosis and the use of the current
1824 diagnostic tools, such as the current edition of the American

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1825 Psychiatric Association's Diagnostic and Statistical Manual of
1826 Mental Disorders. The graduate program must have emphasized the
1827 common core curricular experience ~~in legal, ethical, and~~
1828 ~~professional standards issues in the practice of mental health~~
1829 ~~counseling, which includes goals, objectives, and practices of~~
1830 ~~professional counseling organizations, codes of ethics, legal~~
1831 ~~considerations, standards of preparation, certifications and~~
1832 ~~licensing, and the role identity and professional obligations of~~
1833 ~~mental health counselors. Courses in research, thesis or~~
1834 ~~dissertation work, practicums, internships, or fieldwork may not~~
1835 ~~be applied toward this requirement.~~

1836 c. The equivalent, as determined by the board, of at least
1837 700 ~~1,000~~ hours of university-sponsored supervised clinical
1838 practicum, internship, or field experience that includes at
1839 least 280 hours of direct client services, as required in the
1840 accrediting standards of the Council for Accreditation of
1841 Counseling and Related Educational Programs for mental health
1842 counseling programs. This experience may not be used to satisfy
1843 the post-master's clinical experience requirement.

1844 2. If the course title which appears on the applicant's
1845 transcript does not clearly identify the content of the
1846 coursework, the applicant shall be required to provide
1847 additional documentation, including, but not limited to, a
1848 syllabus or catalog description published for the course.
1849

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1850 Education and training in mental health counseling must have
1851 been received in an institution of higher education which at the
1852 time the applicant graduated was: fully accredited by a regional
1853 accrediting body recognized by the Council for Higher Education
1854 or its successor ~~Commission on Recognition of Postsecondary~~
1855 ~~Accreditation~~; publicly recognized as a member in good standing
1856 with the Association of Universities and Colleges of Canada; or
1857 an institution of higher education located outside the United
1858 States and Canada, which at the time the applicant was enrolled
1859 and at the time the applicant graduated maintained a standard of
1860 training substantially equivalent to the standards of training
1861 of those institutions in the United States which are accredited
1862 by a regional accrediting body recognized by the Council for
1863 Higher Education or its successor ~~Commission on Recognition of~~
1864 ~~Postsecondary Accreditation~~. Such foreign education and training
1865 must have been received in an institution or program of higher
1866 education officially recognized by the government of the country
1867 in which it is located as an institution or program to train
1868 students to practice as mental health counselors. The burden of
1869 establishing that the requirements of this provision have been
1870 met shall be upon the applicant, and the board shall require
1871 documentation, such as, but not limited to, an evaluation by a
1872 foreign equivalency determination service, as evidence that the
1873 applicant's graduate degree program and education were
1874 equivalent to an accredited program in this country. Beginning

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1875 July 1, 2024, an applicant must have a master's degree that is
1876 accredited by the Council for Accreditation of Counseling and
1877 Related Educational Programs which consists of at least 60
1878 semester hours or 80 quarter hours to apply for licensure under
1879 this paragraph.

1880 (c) Has had at least 2 years of clinical experience in
1881 mental health counseling, which must be at the post-master's
1882 level under the supervision of a licensed mental health
1883 counselor or the equivalent who is a qualified supervisor as
1884 determined by the board. An individual who intends to practice
1885 in Florida to satisfy the clinical experience requirements must
1886 register pursuant to s. 491.0045 before commencing practice. If
1887 a graduate has a master's degree with a major related to the
1888 practice of mental health counseling that did not include all
1889 the coursework required under sub-subparagraphs (b)1.a.-b.,
1890 credit for the post-master's level clinical experience shall not
1891 commence until the applicant has completed a minimum of seven of
1892 the courses required under sub-subparagraphs (b)1.a.-b., as
1893 determined by the board, one of which must be a course in
1894 psychopathology or abnormal psychology. A doctoral internship
1895 may be applied toward the clinical experience requirement. A
1896 licensed mental health professional must be on the premises when
1897 clinical services are provided by a registered intern in a
1898 private practice setting.

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1899 (d) Has passed a theory and practice examination provided
1900 by the department for this purpose.

1901 (e) Has demonstrated, in a manner designated by rule of
1902 the board, knowledge of the laws and rules governing the
1903 practice of clinical social work, marriage and family therapy,
1904 and mental health counseling.

1905 Section 44. Paragraph (b) of subsection (1) of section
1906 491.006, Florida Statutes, is amended to read:

1907 491.006 Licensure or certification by endorsement.—

1908 (1) The department shall license or grant a certificate to
1909 a person in a profession regulated by this chapter who, upon
1910 applying to the department and remitting the appropriate fee,
1911 demonstrates to the board that he or she:

1912 (b)1. Holds an active valid license to practice and has
1913 actively practiced the profession for which licensure is applied
1914 in another state for 3 of the last 5 years immediately preceding
1915 licensure.

1916 ~~2. Meets the education requirements of this chapter for~~
1917 ~~the profession for which licensure is applied.~~

1918 ~~2.3.~~ Has passed a substantially equivalent licensing
1919 examination in another state or has passed the licensure
1920 examination in this state in the profession for which the
1921 applicant seeks licensure.

1922 ~~3.4.~~ Holds a license in good standing, is not under
1923 investigation for an act that would constitute a violation of

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1924 this chapter, and has not been found to have committed any act
1925 that would constitute a violation of this chapter. The fees paid
1926 by any applicant for certification as a master social worker
1927 under this section are nonrefundable.

1928 Section 45. Subsection (3) of section 491.007, Florida
1929 Statutes, is amended to read:

1930 491.007 Renewal of license, registration, or certificate.—

1931 ~~(3) The board or department shall prescribe by rule a~~
1932 ~~method for the biennial renewal of an intern registration at a~~
1933 ~~fee set by rule, not to exceed \$100.~~

1934 Section 46. Subsection (2) of section 491.009, Florida
1935 Statutes, is amended to read:

1936 491.009 Discipline.—

1937 (2) The board ~~department~~, or, in the case of certified
1938 master social workers ~~psychologists~~, the department ~~board~~, may
1939 enter an order denying licensure or imposing any of the
1940 penalties in s. 456.072(2) against any applicant for licensure
1941 or licensee who is found guilty of violating any provision of
1942 subsection (1) of this section or who is found guilty of
1943 violating any provision of s. 456.072(1).

1944 Section 47. Paragraph (c) of subsection (2) of section
1945 491.0046, Florida Statutes, is amended to read:

1946 491.0046 Provisional license; requirements.—

1947 (2) The department shall issue a provisional clinical
1948 social worker license, provisional marriage and family therapist

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1949 license, or provisional mental health counselor license to each
1950 applicant who the board certifies has:

1951 (c) Has met the following minimum coursework requirements:

1952 1. For clinical social work, a minimum of 15 semester
1953 hours or 22 quarter hours of the coursework required by s.
1954 491.005(1)(b)2.b.

1955 2. For marriage and family therapy, 10 of the courses
1956 required by s. 491.005(3)(b)1. ~~s. 491.005(3)(b)1.a.-e.~~, as
1957 determined by the board, and at least 6 semester hours or 9
1958 quarter hours of the course credits must have been completed in
1959 the area of marriage and family systems, theories, or
1960 techniques.

1961 3. For mental health counseling, a minimum of seven of the
1962 courses required under s. 491.005(3)(b)1. ~~s. 491.005(4)(b)1.a.-~~
1963 ~~e.~~

1964 Section 48. Subsection (11) of section 945.42, Florida
1965 Statutes, is amended to read:

1966 945.42 Definitions; ss. 945.40-945.49.—As used in ss.
1967 945.40-945.49, the following terms shall have the meanings
1968 ascribed to them, unless the context shall clearly indicate
1969 otherwise:

1970 (11) "Psychological professional" means a behavioral
1971 practitioner who has an approved doctoral degree in psychology
1972 as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by

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1973 the department or who is licensed as a psychologist pursuant to
1974 chapter 490.

1975 Section 49. Subsection (4) of section 1003.22, Florida
1976 Statutes, is amended to read:

1977 1003.22 School-entry health examinations; immunization
1978 against communicable diseases; exemptions; duties of Department
1979 of Health.—

1980 (4) Each district school board and the governing authority
1981 of each private school shall establish and enforce a ~~as~~ policy
1982 that:r

1983 (a) Prior to admittance to or attendance in a public or
1984 private school, grades kindergarten through 12, or any other
1985 initial entrance into a Florida public or private school, each
1986 child ~~present or~~ have on file with the state registry of
1987 immunizations ~~school~~ a certification of immunization for the
1988 prevention of those communicable diseases for which immunization
1989 is required by the Department of Health. Any child who is
1990 excluded from participation in the state registry of
1991 immunizations pursuant to s. 381.003(1)(e)2., must present or
1992 have on file with the school such certification of immunization
1993 ~~and further shall provide for appropriate screening of its~~
1994 ~~students for scoliosis at the proper age. Such Certification of~~ of
1995 immunization shall be made on forms approved and provided by the
1996 Department of Health or be on file with the state registry of
1997 immunizations and shall become a part of each student's

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1998 permanent record, to be transferred when the student transfers,
1999 is promoted, or changes schools. The transfer of such
2000 immunization certification by Florida public schools shall be
2001 accomplished using the Florida Automated System for Transferring
2002 Education Records and shall be deemed to meet the requirements
2003 of this section.

2004 (b) Provides for appropriate screening of its students for
2005 scoliosis at the proper age.

2006 Section 50. This act shall take effect July 1, 2018.

2007
2008 -----

2009 **T I T L E A M E N D M E N T**

2010 Remove everything before the enacting clause and insert:
2011 An act relating to the Department of Health; amending 320.0848,
2012 F.S.; authorizing a physical therapist to issue a certification
2013 of disability for a disabled parking permit; amending s.
2014 381.003, F.S.; revising provisions relating to the communicable
2015 disease prevention and control programs under the Department of
2016 Health; providing requirements for electronic availability of
2017 immunization records; requiring certain health care
2018 practitioners to submit and update data in the immunization
2019 registry; requiring the department to adopt rules; amending s.
2020 381.4018, F.S.; requiring the department to adopt any rules
2021 necessary to implement a specified federal program to further
2022 encourage qualified physicians to relocate to and practice in

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1047 (2018)

Amendment No.

2023 underserved areas; amending s. 381.915, F.S.; increasing the
2024 number of years that a cancer center may participate in Tier 3
2025 of the Florida Consortium of National Cancer Institute Centers
2026 Program; increasing the number of years after qualification that
2027 a certain Tier 3 cancer center may pursue specified NCI
2028 designations; amending s. 456.013, F.S.; revising health care
2029 practitioner licensure application requirements; amending s.
2030 456.024, F.S.; revising health care practitioner licensure
2031 eligibility for certain members of the armed forces and their
2032 spouses to include licensed dentists; removing a provision
2033 requiring a certain applicant issued a temporary professional
2034 license to practice as a dentist to practice under supervision;
2035 creating s. 458.3113, F.S.; providing definitions; providing
2036 legislative intent; prohibiting health care facilities and
2037 insurers from requiring certifications as conditions of
2038 licensure, reimbursement, or admitting privileges; providing
2039 exceptions, providing construction; amending s. 458.3312, F.S.;
2040 removing a provision prohibiting a physician from holding
2041 himself or herself out as a board-certified specialist in
2042 dermatology unless the recognizing agency is reviewed and
2043 reauthorized on a specified basis by the Board of Medicine;
2044 amending s. 458.347, F.S.; requiring a licensed physician
2045 assistant to report any changes in the supervising physician or
2046 designated supervising physician within a specified time;
2047 requiring a designated supervising physician to maintain a list

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1047 (2018)

Amendment No.

2048 of approved supervising physicians at a facility or practice;
2049 creating s. 459.0056, F.S.; providing definitions; providing
2050 legislative intent; prohibiting health care facilities and
2051 insurers from requiring certifications as conditions of
2052 licensure, reimbursement, or admitting privileges; providing
2053 exceptions, providing construction; amending 459.022, F.S.;
2054 requiring a licensed physician assistant to report any changes
2055 in the supervising physician or designated supervising physician
2056 within a specified time; requiring a designated supervising
2057 physician to maintain a list of approved supervising physicians
2058 at a facility or practice; amending s. 460.408, F.S.; defining
2059 the term "contact classroom hour"; revising provisions relating
2060 to continuing chiropractic education requirements; repealing s.
2061 460.4166, F.S., relating to registered chiropractic assistants;
2062 amending s. 464.202, F.S.; requiring the board to adopt by rule
2063 discipline and standards of care for certified nursing
2064 assistants; amending s. 464.203, F.S.; revising certification
2065 requirements for nursing assistants; amending s. 464.204, F.S.;
2066 revising grounds for board-imposed disciplinary sanctions;
2067 amending s. 465.019, F.S.; requiring an institutional pharmacy
2068 to pass an onsite inspection by the department within a
2069 specified time before the issuance of an initial permit or a
2070 permit for change of location; amending s. 465.0193, F.S.;
2071 requiring a nuclear pharmacy to pass an onsite inspection by the
2072 department within a specified time before issuance of an initial

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1047 (2018)

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2073 permit or a permit for change of location; creating s. 465.0195,
2074 F.S.; requiring certain pharmacies and outsourcing facilities
2075 located in this state to obtain a permit in order to create,
2076 ship, mail, deliver, or dispense compounded sterile products;
2077 providing application requirements; providing inspection
2078 requirements; providing permit requirements; authorizing the
2079 Board of Pharmacy to adopt certain rules; providing
2080 applicability; amending s. 465.0196, F.S.; requiring a special
2081 pharmacy to pass an onsite inspection by the department within a
2082 specified time before the issuance of an initial permit or a
2083 permit for change of location; amending s. 465.0197, F.S.;
2084 requiring an Internet pharmacy to pass an onsite inspection by
2085 the department within a specified time before the issuance of an
2086 initial permit or a permit for change of location; amending s.
2087 465.0235, F.S.; authorizing certain community pharmacies to
2088 operate automated pharmacy systems for outpatient dispensing;
2089 amending s. 466.006, F.S.; revising certain requirements for
2090 examinations to be completed by applicants seeking dental
2091 licensure; amending s. 466.007, F.S.; revising requirements for
2092 examinations of dental hygienists; amending s. 466.017, F.S.;
2093 providing adverse incident reporting requirements; defining the
2094 term "adverse incident"; providing for disciplinary action by
2095 the Board of Dentistry; authorizing the board to adopt rules;
2096 amending s. 466.031, F.S.; expanding the definition of the term
2097 "dental laboratory" to include any person who performs an onsite

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1047 (2018)

Amendment No.

2098 | consultation during dental procedures; amending s. 466.036,
2099 | F.S.; requiring the periodic inspection of dental laboratories
2100 | at least once during a specified period; amending 468.505, F.S.;
2101 | providing that certain persons are not prohibited or restricted
2102 | from practice, services, or activities; amending s. 468.701,
2103 | F.S.; revising a definition; amending s. 468.707, F.S.; revising
2104 | athletic trainer licensure requirements; amending s. 468.711,
2105 | F.S.; revising requirements for the renewal of a license
2106 | relating to continuing education; amending s. 468.723, F.S.;
2107 | revising a definition; amending s. 468.803, F.S.; revising
2108 | orthotic, prosthetic, and pedorthic licensure, registration, and
2109 | examination requirements; amending s. 480.033, F.S.; revising a
2110 | definition; amending s. 480.041, F.S.; revising qualifications
2111 | for licensure as a massage therapist; specifying that a massage
2112 | apprentice who was licensed before a specified date may continue
2113 | to perform massage therapy as authorized under his or her
2114 | license; authorizing a massage apprentice to apply for full
2115 | licensure upon completion of the apprenticeship under certain
2116 | conditions; repealing s. 480.042, F.S., relating to
2117 | examinations; amending s. 480.046, F.S.; revising instances
2118 | under which disciplinary action may be taken against massage
2119 | establishments; prohibiting a certain disciplined massage
2120 | establishment from applying for relicensure; providing an
2121 | exception; amending s. 490.003, F.S.; revising definitions;
2122 | amending s. 490.005, F.S.; revising examination requirements for

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1047 (2018)

Amendment No.

2123 licensure of a psychologist; amending s. 490.006, F.S.; revising
2124 requirements for licensure by endorsement of certain
2125 psychologists; amending s. 491.0045, F.S.; providing an
2126 exemption for intern registration requirements under certain
2127 circumstances; amending s. 491.005, F.S.; revising education
2128 requirements for the licensure of marriage and family
2129 therapists; revising examination requirements for the licensure
2130 of mental health counselors; amending s. 491.006, F.S.; revising
2131 requirements for licensure or certification by endorsement for
2132 certain professions; amending s. 491.007, F.S.; removing a
2133 biennial intern registration fee; amending s. 491.009, F.S.;
2134 authorizing the Board of Clinical Social Work, Marriage and
2135 Family Therapy, and Mental Health Counseling, or the department
2136 under certain circumstances, to enter an order denying licensure
2137 or imposing penalties against an applicant for licensure under
2138 certain circumstances; providing penalties; amending ss.
2139 491.0046 and 945.42, F.S.; conforming provisions to changes made
2140 by the act; amending s. 1003.22, F.S.; revising school-entry
2141 health requirements to require students to have a certificate of
2142 immunization on file with the Department of Health's
2143 immunization registry; providing an effective date.

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