

Tab 1	SB 652 by Yarborough; (Similar to H 01163) Dentistry					
164086	A	S	RCS	HP, Yarborough	btw L.395 - 396:	03/20 08:16 PM

Tab 2	SB 704 by Boyd; (Similar to H 00783) Substance Abuse Prevention					
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Tab 3	SB 768 by Martin; (Identical to H 00601) Referral of Patients by Health Care Providers					
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Tab 4	SB 568 by Rodriguez (CO-INTRODUCERS) Hooper, Torres, Book; (Similar to H 00825) Assault or Battery on Hospital Personnel					
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Tab 5	SB 914 by Garcia; (Compare to CS/H 00655) Suicide Prevention					
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Tab 6	SB 300 by Grall (CO-INTRODUCERS) Gruters, Yarborough; (Similar to H 00007) Pregnancy and Parenting Support					
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353036	A	S	WD	HP, Book	Delete L.203 - 204:	03/20 08:18 PM
481062	A	S	UNFAV	HP, Davis	btw L.205 - 206:	03/20 08:18 PM
555824	A	S	WD	HP, Book	Delete L.206 - 214:	03/20 08:18 PM
701492	A	S	UNFAV	HP, Book	Delete L.216 - 224:	03/20 08:18 PM
870594	A	S	UNFAV	HP, Davis	Delete L.279 - 283:	03/20 08:18 PM
731520	A	S	UNFAV	HP, Book	Delete L.284 - 285:	03/20 08:18 PM

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

HEALTH POLICY
Senator Burton, Chair
Senator Brodeur, Vice Chair

MEETING DATE: Monday, March 20, 2023

TIME: 3:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Burton, Chair; Senator Brodeur, Vice Chair; Senators Albritton, Avila, Book, Broxson, Burgess, Calatayud, Davis, Garcia, Harrell, and Osgood

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	SB 652 Yarborough (Similar H 1163)	Dentistry; Deleting the role of the Board of Dentistry in the administration of the licensure examination for dentists; deleting the requirement for the board to establish an examination fee; deleting a requirement that certain applicants for licensure engage in the full-time practice of dentistry inside the geographic boundaries of this state for 1 year after licensure, etc. HP 03/20/2023 Fav/CS FP RC	Fav/CS Yeas 10 Nays 0
2	SB 704 Boyd (Similar H 783)	Substance Abuse Prevention; Revising authorizations for prescribing and dispensing emergency opioid antagonists by authorized health care practitioners; authorizing certain pharmacies, pharmacists, and pharmacy technicians to take certain actions relating to emergency opioid antagonists; creating the Statewide Council on Opioid Abatement within the Department of Children and Families; exempting certain pharmacies, pharmacists, and pharmacy technicians from liability for damages, penalties, fines, or costs as a result of certain actions relating to emergency opioid antagonists, etc. HP 03/20/2023 Favorable AHS FP	Favorable Yeas 10 Nays 0
3	SB 768 Martin (Identical H 601)	Referral of Patients by Health Care Providers; Deleting the definitions of the terms "direct supervision" and "present in the office suite"; revising the definition of the term "referral" to remove reference to direct physician supervision and to require compliance with certain Medicare payment and coverage rules, etc. HP 03/20/2023 Favorable AHS FP	Favorable Yeas 10 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Health Policy

Monday, March 20, 2023, 3:30—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
4	SB 568 Rodriguez (Similar H 825)	Assault or Battery on Hospital Personnel; Providing enhanced criminal penalties for persons who knowingly commit assault or battery upon hospital personnel, etc. CJ 03/13/2023 Favorable HP 03/20/2023 Favorable RC	Favorable Yeas 10 Nays 0
5	SB 914 Garcia (Compare CS/H 655, S 468)	Suicide Prevention; Authorizing certain diagnoses to be made through telehealth; revising the purposes of the Commission on Mental Health and Substance Abuse to include an assessment of the state's suicide prevention infrastructure; revising the duties of the commission to include duties relating to the state's suicide prevention infrastructure; requiring the commission to submit annual interim reports for a specified timeframe, etc. CF 03/14/2023 Favorable HP 03/20/2023 Favorable RC	Favorable Yeas 9 Nays 0
6	SB 300 Grall (Similar H 7)	Pregnancy and Parenting Support; Requiring the Department of Health to contract for the management and delivery of parenting support services, in addition to pregnancy support services; prohibiting physicians from knowingly performing or inducing a termination of pregnancy after the gestational age of the fetus is determined to be more than 6 weeks, rather than 15 weeks, with exceptions; providing an exception if the woman obtaining the abortion is doing so because she is a victim of rape or incest, subject to certain conditions; prohibiting any person other than a physician from inducing a termination of pregnancy; requiring that medications intended for use in a medical abortion be dispensed in person by a physician; prohibiting the dispensing of such medication through the United States Postal Service or any other courier or shipping service, etc. HP 03/20/2023 Favorable FP	Favorable Yeas 7 Nays 4

Other Related Meeting Documents

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Health Policy

BILL: CS/SB 652

INTRODUCER: Health Policy Committee and Senator Yarborough

SUBJECT: Dentistry

DATE: March 21, 2023

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Rossitto-Vanwinkle	Brown	HP	Fav/CS
2.	_____	_____	FP	_____
3.	_____	_____	RC	_____

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 652 removes the Board of Dentistry (BOD) and the Department of Health (DOH) from the dental examination administration process and deletes obsolete language relating to the process.

The bill revises the dental licensure requirements by:

- Deleting language requiring dental students who have completed the coursework necessary to prepare to pass the American Dental License Examination (ADLEX) to wait until their final year of dental school to apply for licensure;
- Deleting the National Board of Dental Examiners (NBDE) dental examination as obsolete, replacing it with the examination administered by the Joint Commission on National Dental Examinations (JCNDE), or its successor organization;
- Deleting an alternate pathway to dental licensure by having an active Florida health access dental license and meeting specific additional practice requirements;
- Deleting language relating to ADLEX scores for applicants only being valid for 365 days after the date the official examination results are published;
- Deleting the requirement that an out-of-state licensed dentist seeking licensure to relocate to Florida, must submit proof that he or she has never been reported to the National Practitioner Data Bank or the Healthcare Integrity and Protection Data Bank.

The bill deletes the requirement that licensed dentists relocating to Florida who apply for and receive a Florida license, must engage in the full-time practice of dentistry inside the geographic

boundaries of the state for one year after licensure, and deletes the provisions related to compliance and enforcement of this requirement.

The bill amends s. 466.009, F.S., to allow for reexamination and repeals s 466.0282, F.S., relating to dental specialties and advertising, because the latter statute was found unconstitutional.

The bill provides an effective date of July 1, 2023.

II. Present Situation:

The Practice of Dentistry

The Board of Dentistry (BOD) is the state's regulatory board for the practice of dentistry, dental hygienists, and dental assistants under the Dental Practice Act.¹ A dentist is licensed to examine, diagnose, treat, and care for conditions within the human oral cavity and its adjacent tissues and structures.²

Board of Dentistry

The BOD consists of 11 members appointed by the Governor and confirmed by the Senate who serve four year terms. Seven members must be licensed dentists actively practicing dentistry in Florida; two members must be licensed dental hygienists actively practicing in Florida; and the remaining two members must be laypersons who are not, and have never been, dentists, dental hygienists, or members of any closely related profession or occupation. At least one member of the BOD must be 60 years of age or older.³

Each member dentist must have been actively practicing dentistry, primarily as a clinical practitioner, for at least five years immediately preceding his or her appointment and must remain primarily in clinical practice during all periods of appointment. Each qualified member dentist who is connected with any dental college or community college may serve so long as that connection does not result in the college providing the person's principal source of income, with the exception of the dentist who is on the full-time staff of a Florida teaching hospital.⁴ No member may serve more than a total of ten years.⁵

Dental Examinations

As of October 1, 2011, Florida stopped administering its own practical or clinical dental examinations, and the Florida Diagnostic Skills Examination became the American Dental License Examination (ADLEX), developed by the American Board of Dental Examiners, Inc. (ADEX), or its successor entity if the successor entity is determined by the BOD to comply with

¹ Section 466.004, F.S.

² Section 466.003(3), F.S.

³ Section 466.004, F.S.

⁴ Section 466.004(1), F.S., referencing s. 456.007, F.S., exempting Board of Medicine physician members who are also required to be faculty of a medical school, and any health care board members on the full time staff of a teaching hospital in Florida.

⁵ See note 3.

the provision of Section 466.006, F.S. The ADLEX is inclusive of a comprehensive diagnostic skills examination covering the full scope of the practice of dentistry.^{6, 7}

Dental Licensure

The requirements for dental licensure in Florida are found in s. 466.006, F.S. An applicant must apply to the DOH to take and pass the following examinations:

- The ADLEX;⁸ and
- An examination on Florida laws and rules relating to dentistry.

To take the ADLEX clinical examination, a dental applicant must be at least 18 years of age and must:

- Be a graduate from a dental school accredited by the American Dental Association (ADA) Commission on Dental Accreditation (CODA) or any other dental accrediting entity recognized by the U.S. Department of Education (DOE); or
- Be a dental student in the final year of a program at an ADA-CODA accredited dental school who has completed all the coursework necessary to prepare the student to perform the clinical and diagnostic procedures required to pass the examinations. A passing score on the examination is valid for 365 days;⁹ and
- Have completed Part I and II of the National Board Dental Examination (NBDE), administered by the Joint Commission on National Dental Examinations (JCNDEx);¹⁰ or have an active health access dental license in this state; and
 - The applicant has 5,000 hours within four consecutive years of clinical practice experience providing direct patient care in a health access setting;¹¹; or
 - The applicant is a retired veteran dentist of any branch of the U.S. Armed Services who has practiced dentistry while on active duty and has at least 3,000 hours within three

⁶ The American Board of Dental Examiners, Inc., Frequently Asked Questions, *When And How Was ADEX Created?* available at <https://adexams.org/faqs/> (last visited Mar. 21, 2023). The American Board of Dental Examiners, Inc., (ADEX) develops both dental and dental hygiene clinical examinations. The first ADLEX exam was produced by the ADEX and administered in 2005; and is now simply called the “ADEX Dental Exam” or the “ADEX Dental Hygiene Exam.” The ADEX does not administer examinations. For clarity purposes, this analysis will continue to refer to American Dental Licensing Examination as the “ADEX,” the American Dental Hygiene Licensing Examination as the “ADHEX,” and reserve the abbreviation “ADEX” for the American Board of Dental Examiners, Inc.

⁷ Fla. Admin. Code R. 64B2-2.013(1), (2022).

⁸ Section 466.006, F.S.

⁹ Section 466.006, (2)(b)2., F.S. A dental school student who takes the licensure examinations during the student’s final year of an approved dental school must have graduated before he or she may be certified for licensure.

¹⁰ American Dental Association, Joint Commission on National Dental Examinations, *Upholding Quality Oral Care For All*, available at <https://jcnde.ada.org/> (last visited Mar. 21, 2023) The Joint Commission on National Dental Examinations (JCNDEx) is the agency responsible for the development and administration of the National Board Dental Examinations (NBDE). This 16-member Commission includes representatives from dental schools, dental practice, state dental examining boards, dental hygiene, dental students, and the public.

¹¹ Section 466.003(14), F.S., defines a “health care access setting” as a program or an institution of the Department of Children and Families, the DOH, the Department of Juvenile Justice, a nonprofit community health center, a Head Start center, a federally qualified health center or look-alike as defined by federal law, a school-based prevention program, a clinic operated by an accredited college of dentistry, or an accredited dental hygiene program in this state if such community service program or institution immediately reports to the BOD all violations of ss. 466.027 or 466.028, F.S., or other practice act or standard of care violations related to the actions or inactions of a dentist, dental hygienist, or dental assistant engaged in the delivery of dental care in such setting.

- consecutive years of clinical practice experience providing direct patient care in a health access setting; or
- The applicant has provided a portion of his or her salaried time teaching health profession students in any public education setting, including, but not limited to, a community college, college, or university, and has at least 3,000 hours within three consecutive years of clinical practice experience providing direct patient care in a health access setting;
- The applicant has not been disciplined by the BOD, except for citation offenses or minor violations;
- The applicant has not reported, or his or her professional liability insurer has not reported, to the Office of Insurance Regulation any claim or action for damages for personal injury alleged to have been caused by error, omission, or negligence in the performance of the licensee's professional services;¹²; and
- The applicant has not been convicted of or pled nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession.

A dental school graduate from a school not accredited by the ADA CODA, a U.S. DOE-recognized dental accrediting entity, or approved by the BOD, and desiring to take the ADLEX, is not entitled to do so until the applicant:

- Demonstrates completion of a program defined by BOD rule at an accredited American dental school and receives either a D.D.S. or D.M.D. from the school; or
- Submits proof of successful completion of at least two consecutive years at a full-time supplemental general dentistry program accredited by the ADA CODA; and a supplemental general dentistry program does not include an advanced education program in a dental specialty.

Current law requires the ADLEX clinical dental examination to include the following:

- Comprehensive diagnostic skills examination including an examination, clinical diagnosis and treatment planning;
- Two restorations on a manikin that has typodont teeth with simulated caries as approved by the Commission on Dental Competency Assessments. The board by rule shall determine the class of such restorations;¹³
- Demonstration of periodontal skills on a manikin that has typodont teeth with simulated calculus as approved by the Commission on Dental Competency Assessments;
- Demonstration of prosthetics and restorative skills in complete and partial dentures and crowns and bridges and the utilization of practical methods of evaluation, specifically including the evaluation by the candidate of completed laboratory products such as, but not limited to, crowns and inlays fitted to prepared model teeth;
- Demonstration of restorative skills on a manikin on a manikin that has typodont teeth with simulated calculus as approved by the Commission on Dental Competency Assessments;
- Demonstration of restorative skills on a manikin which requires the candidate to complete procedures performed in preparation for a cast restoration;

¹² See ss. 456.049 and 627.912, F.S.

¹³ See Fla. Admin. Code R. 64B5-2.013 (2022), which specified the class of restorations required for the clinical examination. It was repealed by the BOD in May 2012, after the clinical examination was transitioned to the ADLEX, because the ADEX had specified the class of restorations required to be performed in the ADLEX.

- Demonstration of endodontic skills; and
- A diagnostic skills examination demonstrating ability to diagnose conditions within the human oral cavity and its adjacent tissues and structures from photographs, slides, radiographs, or models, pursuant to board rules.¹⁴

The DOH, in consultation with the BOD, is to plan the times, places, physical facilities, training of personnel, and other arrangements concerning the administration of the examination. The BOD or a duly designated committee, must approve the final plans for the administration of the examination. The BOD may by rule provide for additional procedures to be tested on the licensure examination, provided such procedures are common to the practice of general dentistry. The BOD must establish by rule the passing grade for each procedure and the acceptable variation for examiners. The DOH must require all examiners to attend a mandatory standardization exercise prior to each practical or clinical examination and must employ only those dentists who have substantially adhered to the standard of grading established at the exercise.¹⁵

The cost of taking the full dental ADLEX examination is \$2,560 plus ancillary fees.¹⁶

As an alternative to taking the ADLEX in Florida, an applicant may submit scores from an ADLEX administered in another state after October 1, 2011, and those results will be recognized as valid in Florida for the purpose of licensure. Those examination results are valid for 365 days after the publication of the official examination results. A passing ADLEX score administered out of state is the same required score for passing the ADLEX taken in this state.¹⁷

If an applicant's passing score on the ADLEX administered in another state is older than 365 days, such scores are also valid for the purpose of licensure in this state, but only if the applicant demonstrates that all of the following additional criteria have been met, that:¹⁸

- The NBDE, administered by the JCNDE. organization was taken and passed;
- The ADLEX was passed after October 1, 2011;
- The dental school graduated from was:
 - Accredited by the ADA-CODA or its successor; or
 - Accredited by any other dental accrediting organization recognized by the U.S. DOE; or
 - A dental school not ADA-CODA accredited, but submits additional proof of:
 - Successful completion of a full-time supplemental general dentistry program accredited by the ADA-CODA of at least two consecutive academic years that provides didactic and clinical education at the level of a D.D.S. or D.M.D. program accredited by the ADA-CODA; and the supplemental general dentistry program does not include an advanced education program in a dental specialty;
- The applicant possesses a current, valid and active dental license in good standing, with no restriction, which has never been revoked, suspended, restricted, or otherwise disciplined,

¹⁴ Section 466.006(5)(a), F.S.

¹⁵ Section 466.006(5)(d), F.S.

¹⁶ The Commission on Dental Competency Assessments (CDCA) - Western Regional Examining Board (WREB) Council of Interstate Testing Agencies (CITA), *ADEX Dental*, available at <https://adextesting.org/adex-dental-3-2/> (last visited Mar. 21, 2023).

¹⁷ Section 466.006(4)(b)1, F.S.

¹⁸ Section 466.006(4)(b)2, F.S.

from another state or territory of the United States, the District of Columbia, or the Commonwealth of Puerto Rico;

- The applicant submits proof that he or she has never been reported to the National Practitioner Data Bank, the Healthcare Integrity and Protection Data Bank, or the American Association of Dental Boards Clearinghouse; or has successfully appealed to have his or her name removed from the data banks of these agencies;
- The applicant submits proof of having been consecutively engaged in the full-time practice of dentistry¹⁹ in another state or territory of the United States, the District of Columbia, or the Commonwealth of Puerto Rico in the five years immediately preceding the date of application for licensure in this state; or if the applicant has been licensed for less than five years, the applicant submits proof of having been engaged in the full-time practice of dentistry since the date of his or her initial licensure;
- The applicant submits documentation that he or she has completed, or will complete before he or she is licensed in Florida, the continuing education requirements for the last full reporting biennium;
- The applicant proves that he or she has never been convicted of, or pled nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession in any jurisdiction;
- The applicant has passed the Florida laws and rules examination and the computer-based diagnostic skills examination.²⁰

All applicants for dental licensure, relocating to Florida based on ADLEX scores administered in another state, are required to engage in the full-time practice of dentistry inside the geographic boundaries of state within one year of receiving their licensure in order to maintain a valid active licensure. This requirement of the full-time practice of dentistry within the geographic boundaries of this state within one year was based on Legislative findings that the state had a substantial interest in improving access to dental care for the state's underserved citizens and furthering the state's economic development goals. Licenses issued to dentists on ADLEX scores administered in another state expire after the initial issuance if the BOD finds that it did not receive acceptable proof of full-time practice within the geographic boundaries of this state within one year after issuance of the initial license.²¹

¹⁹ See s. 466.006(4)(b)2., e., II - IV, F.S. The "full-time practice" of dentistry means a minimum of 1,200 hours per year for each and every year in the consecutive five year period or, when applicable, the period since initial licensure, and must include any combination of the following: 1) active clinical practice of dentistry providing direct patient care; 2) full-time practice as a faculty member employed by a dental or dental hygiene school approved by the board or accredited by the ADA-CODA; or 3) full-time practice as a student at a postgraduate dental education program approved by the board or accredited by the ADA-CODA. The BOD must develop rules to determine what type of proof of full time practice is required including cost recoupment and other specific criteria; and an affidavit of the applicant is not sufficient unless attested to by a non-relative with personal knowledge of the applicants practice.

²⁰ Section 466.006(4)(b)2, F.S.

²¹ Section 466.006(6), F.S.

Reexamination

If an applicant fails to pass either the diagnostic or clinical examinations in three attempts, the applicant is not eligible for reexamination unless she or he completes additional educational requirements established by the board²² and pays a reexamination fee set by board.²³

Continuing Education

Each licensed dentist must complete at least 30 hours of continuing professional education (CE) in dental subjects biennially, in order to renew his or her license; unless he or she is a newly licensed dentist and renewing for the first time. A dentist renewing for the first time is only required to complete two CE hours on prescribing controlled substances and two hours on HIV/AIDS. Other than the first renew, dentists must have 30 CE hours including two hours of CE in the safe and effective prescribing of controlled substances, and two hours on medical errors every renewal period. Dentists must also complete two CE hours in domestic violence every third biennial renewal.

The CE programs must be programs of learning that contribute directly to the dental education of the dentist and may include, but are not limited to, attendance at lectures, study clubs, college postgraduate courses, or scientific sessions of conventions; and research, graduate study, teaching, or service as a clinician. The BOD may also authorize up to three hours of credit biennially for a practice management course that includes principles of ethical practice management, provides substance abuse, effective communication with patients, time management, and burnout prevention instruction. Credits are earned at the rate of one-half credit hour per 25-30 contact minutes of instruction and one credit hour per 50-60 contact minutes of instruction.²⁴

Dental Specialties

A dentist licensed ch. 466, F.S. may not hold himself or herself out as a specialist, or advertise membership in or specialty recognition by an accrediting organization, unless the dentist:

- Has completed a specialty education program approved by the ADA and the CODA and:
 - Is eligible for examination by a national specialty board recognized by the ADA; or
 - Is a diplomate of a national specialty board recognized by the ADA; or
- Has continuously held himself or herself out as a specialist since December 31, 1964, in a specialty recognized by the ADA.²⁵

A dentist licensed under ch. 466, F.S., may not represent to the public that he or she is a specialist in any area of dentistry other than those noted as approved and recognized by the ADA and CODA unless the dentist has attained membership in, or has been credentialed by, an accrediting organization recognized by the BOD as a bona fide organization in a specific area of dental practice. In order for an organization to be recognized by the BOD, the organization must condition membership or credentialing of its members upon all of the following:

²² Section 466.006(5)(a), F.S.

²³ Section 466.009(1), F.S.

²⁴ Section 466.0135, F.S.

²⁵ Section 466.0282(1), F.S.

- Successful completion of a formal, full-time advanced education program affiliated with or sponsored by, a university-based dental school and is:
 - Beyond the dental degree;
 - At the graduate or postgraduate level; and
 - At least 12 months in duration.
- Didactic training and clinical experience in the specific area of dentistry which is greater than that of other dentists; and
- Completion of oral and written examinations based on psychometric principles.

A dentist who lacks membership or certification, diplomate status, or other similar credentials from an ADA accredited organization, or the BOD, may announce a practice emphasis in any area of dental practice if the dentist incorporates in capital letters, or in some other manner clearly distinguishable from the rest of the announcement, solicitation, or advertisement the following statement:

“(NAME OF ANNOUNCED AREA OF DENTAL PRACTICE) IS NOT RECOGNIZED AS A SPECIALTY AREA BY THE AMERICAN DENTAL ASSOCIATION OR THE FLORIDA BOARD OF DENTISTRY.”

If such an area of dental practice is officially recognized by an organization which the dentist desires to acknowledge or otherwise reference in the dentist’s announcement, solicitation, or advertisement, the same announcement, solicitation, or advertisement shall also state prominently:

“(NAME OF REFERENCED ORGANIZATION) IS NOT RECOGNIZED AS A BONA FIDE SPECIALTY ACCREDITING ORGANIZATION BY THE AMERICAN DENTAL ASSOCIATION OR THE FLORIDA BOARD OF DENTISTRY.”

The Legislative purpose of s. 466.0282, F.S., was to prevent dentists from misleading consumers about a dentist’s unique credentials and competencies by advertising a specialty or membership in an organization which not recognized or accredited by the ADA or the BOD.

Ducoin v. Viamonte²⁶ and Section 466.0282, F.S.

In 2003 Francis J. Ducoin, D.D.S., and two other dentists sought to advertise certain credentials conferred upon them by the Academy of General Dentistry (AGD), the American Academy of Cosmetic Dentistry (AACD), the American Academy of Implant Dentistry (AAID) and the American Board of Oral Implantology/Implant Dentistry (ABOI). All three dentists believed they had a right to announce these credentials to the public without restriction, but the Florida BOD sought to restrict their use under s. 466.0282, F.S., and were requiring the dentists to use the statutory disclaimer language.

The dentists filed a lawsuit against the State Surgeon General contending that s. 466.0282, F.S., was unconstitutional under the Freedom of Speech, Equal Protection, and Due Process provisions of the United States Constitution; as well as unconstitutional under the Equal Protection, Right to be Rewarded for Industry, Freedom of Speech, Due Process, and Unlawful

²⁶ Francis J. Ducoin, D. D. S.et. al .v. Dr. Ana M. Viamonti, Ros, State Surgeon General, et al.. Case No. 2003 CA 696, 2nd Judicial Circuit, Leon County, Fla., *Final Judgment*, Apr. 3, 2009, (on file with the Senate Committee on Health Policy).

Delegation clauses of the Florida Constitution. The circuit court found that AGD, AACD, AAID and ABOI were reputable organizations that convey valid, meaningful, credentials, even though such credentials were not recognized by the ADA; and were in areas that the ADA does not recognize as specialties. The circuit court further found that the disclaimer conferred the force of law on the opinions of the ADA, which was a trade association, and that the other organizations were also valid and legitimate.

In 2009 the circuit court overturned the disclaimer restrictions, permanently enjoined s. 466.0282, F.S., and held s. 466.0282, F.S., unconstitutional as violations of the Freedom of Speech, Equal Protection, and Due Process clauses of the United States Constitution; and well as violations of Equal Protection, Right to be Rewarded for Industry, Freedom of Speech, Due Process, and Unlawful Delegation clauses of the Florida Constitution.

III. Effect of Proposed Changes:

CS/SB 652 amends. 466.006, F.S., to remove the DOH and the BOD from the dental licensure examination administration process. The bill deletes obsolete language requiring the DOH and the BOD, as applicable, to:

- Consult with the BOD in planning the times, places, physical facilities, training of personnel, and other arrangements concerning the administration of the examination;²⁷
- Require a mandatory standardization exercise for all examiners prior to each practical or clinical examination and retain for employment only those dentists who have substantially adhered to the standard of grading established at such exercise;²⁸ and
- Charge a fee to retake the dental or dental hygiene examination, as set by BOD rule, not to exceed the amount of the original test fee.²⁹

The bill amends the dental licensure requirements to delete the obsolete requirement that a dental license applicant apply to the DOH to take the ADLEX.^{30,31}

The bill requires the DOH to license an applicant if he or she is 18 years of age or older, applies to the DOH, pays a nonrefundable fee not exceeding \$100, and the BOD certifies that the applicant meets a specific list of criteria. The bill amends the criteria as follows:

- Deletes the language that dental students who have completed the coursework necessary to prepare for procedures required to pass the ADLEX must wait until their final year of the program to apply for licensure;

²⁷ Section 466.006(5), F.S.

²⁸ *Id.*

²⁹ Section 466.009(1), F.S.

³⁰ The American Board of Dental Examiners, Inc., Frequently Asked Questions, *When Can I Take the ADEX examination?* available at <https://adexexams.org/faqs/> (last visited Mar. 21, 2023). The ADLEX examinations are administered by the NERB (DBA) as CDCA-WREB and CITA regional testing agencies. By contacting these testing agencies, they will direct a candidate to the schedule of examinations being administered by that testing agency during the current exam season. The candidate will then have an opportunity to select the particular exam site that best fits his or her needs.

³¹ See s. 466.006(4)(a), F.S., Florida accepts the ADLEX provided that the BOD has, and continues to maintain, representation on the board of directors of the ABDE, the examination development committee of the ABDE, and such other committees of the ABDE as the BOD deems, by rule, appropriate to assure that the standards are maintained organizationally.

- Deletes language providing that a dental student's ADLEX scores are valid for only 365 days after the date the examinations are completed.
- Deletes the NBDE dental examination and replaces it with the examination administered by the JCNDE,³² or its successor organization;
- Deletes the alternate pathway to dental licensure for an applicant with an active Florida health access dental license who:
 - Has least 5,000 hours within four consecutive years of clinical practice experience providing direct patient care in a health access setting;³³
 - Is a retired veteran dentist from any branch of the United States Armed Services who has practiced dentistry while on active duty and has at least 3,000 hours within three consecutive years providing direct patient care in a health access setting; or
 - Has provided a portion of his or her salaried time teaching health profession students in any public education setting, including, but not limited to, a community college, college, or university, and has at least 3,000 hours within three consecutive years of clinical practice experience providing direct patient care in a health access setting; and
 - Has no BOD disciplinary action; no reports of claims for personal injuries or damages to the Office of Insurance Regulation; and no convictions or pleas of nolo contendere, regardless of adjudication, to any felony or misdemeanor related to the practice of a health care profession.
- Deletes language relating to all applicants for dental licensure who have taken the ADLEX, either in-state or out-of-state, after October 1, 2011, that those scores are only valid for 365 days after the date the official examination results are published.
- Deletes the additional requirement for applicants who currently have a valid, active unrestricted dental license in good standing, with no restriction, which has never been revoked, suspended, restricted, or otherwise disciplined, from another state or territory of the United States, the District of Columbia, or the Commonwealth of Puerto Rico, and are submitting ADLEX scores taken out-of-state after October 1, 2011, which are older than 365 days, that the applicants must submit proof that he or she has never been reported to the National Practitioner Data Bank, or the Healthcare Integrity and Protection Data Bank.

CS/SB 652 amends s. 466.006(4)(e)III, F.S., to direct the BOD to develop rules to determine the type of proof required from applicants who currently have a valid, active unrestricted dental license in good standing, from another state or territory of the United States, the District of Columbia, or the Commonwealth of Puerto Rico, to verify that the applicant has been engaged in

³² Joint Commission on National Dental Examinations, Inc., Integrated National Board Dental Examination (INBDE), The INBDE at a Glance, *About the INBDE*, available at <https://jcnde.ada.org/inbde> (last visited Mar. 21, 2023). The current JCNDE examination is the Integrated National Board Dental Examination, which is a licensure examination requiring candidates to use their clinical skills to successfully complete one or more dental problem-solving tasks. This two-day examination, which replaces the NBDE Part I and NBDE Part II, is designed to provide information to U.S. dental boards seeking to determine whether licensure candidates have the necessary level of clinical skills to safely practice entry-level dentistry.

³³ See s. 466.003(14), F.S., a "Health access setting" is a program or an institution of the Department of Children and Families, the DOH, the Department of Juvenile Justice, a nonprofit community health center, a Head Start center, a federally qualified health center or look-alike as defined by federal law, a school-based prevention program, a clinic operated by an accredited college of dentistry, or an accredited dental hygiene program if such community service program or institution immediately reports to the BOD all violations of s. 466.027, s. 466.028, or other practice act or standard of care violations related to the actions or inactions of a dentist, dental hygienist, or dental assistant engaged in the delivery of dental care in such setting.

the “full-time practice of dentistry”³⁴ for five years or more, if less than five years since the date of his or her initial licensure, and to recoup the cost of verification to the BOD, as follows:

- Deletes the requirement that written evidence, admissible in an administrative proceeding, be submitted by the applicant under oath with penalties of perjury attached;
- Requires an applicant to submit annual income tax returns filed with the federal Internal Revenue Service for each year in the preceding five year period or, if the applicant has been practicing for less than five years, the period since initial licensure.

The bill amends s. 466.006(4)(e)IV, F.S., to authorize the BOD to excuse applicants who currently have a valid, active unrestricted dental license in good standing, from another state or territory of the United States, the District of Columbia, or the Commonwealth of Puerto Rico, from the 1,200 hour requirement of s 466.006,(4)(e)II, F.S., which defines “full-time practice” as a minimum of 1,200 hours per year in the consecutive five year period, in the event of an unusual circumstance, emergency, or special hardship.

The bill deletes language from s. 466.006(4)(e)IV, F.S., which specifies that the applicant’s affidavit alone is not acceptable proof of full-time practice unless it is further attested to by someone unrelated to the applicant who has personal knowledge of the applicant’s practice. The bill further deletes the BOD ability to require the applicant or the applicant’s affidavit witnesses to appear before the BOD and give oral testimony under oath, if the BOD deems it necessary to assess their credibility or accuracy.

The bill deletes s. 466.006,(6), F.S., which currently requires dentists licensed and practicing in another state or territory of the United States, the District of Columbia, or the Commonwealth of Puerto Rico, and relocating to Florida, who are applying for licensure based on ADLEX scores from a state other than Florida, to actually engage in the full-time practice of dentistry inside the geographic boundaries of Florida within one year of receiving Florida licensure. The subsection currently requires proof of full-time practice be provided to the BOD or the dentist’s license will expire and requires the dentist to immediately cease and desist from practicing dentistry and surrender his or her license. Any use of the expired license is a felony of the third degree pursuant to s. 466.006(1)(b), F.S., punishable as provided in ss. 775.082, 775.083, or 775.084, F.S.

The bill amends s. 466.009, F.S., to allow any person who fails an examination required under ss. 466.006 or 466.007, F.S., to retake the examination.

The bill amends s. 466.0135, F.S., to provide that the BOD may authorize up to three hours of credit biennially for a practice management course that may include instruction on principles of ethical practice management, provides substance abuse, effective communication with patients, time management, or burnout prevention instruction. This revision clarifies the content of the course and provides than one or more of the listed subjects may be included, as opposed to the current requirement for all of them to be included.

³⁴ Section 466.006,(4)(e)II, F.S., defines “full-time practice” as a minimum of 1,200 hours per year for each year in the consecutive five year period or, when applicable, the period since initial licensure, and must include any combination of the following: 1)Active clinical practice of dentistry providing direct patient care; 2) Full-time practice as a faculty member employed by a dental or dental hygiene school approved by the board or accredited by the ADA-CODA; and 3) Full-time practice as a student at a postgraduate dental education program approved by the board or accredited by the ADA-CODA.

The bill repeals s. 466.0282, F.S., which was ruled unconstitutional in *Ducoin v. Viamonte*.³⁵

The bill provides an effective date of July 1, 2023.

A. Constitutional Issues:

B. Municipality/County Mandates Restrictions:

None.

C. Public Records/Open Meetings Issues:

None.

D. Trust Funds Restrictions:

None.

E. State Tax or Fee Increases:

None.

F. Other Constitutional Issues:

None.

IV. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

V. Technical Deficiencies:

None.

VI. Related Issues:

None.

³⁵ See note 26.

VII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 466.006, 466.0135, and 466.009.

This bill repeals section 466.0282 of the Florida Statutes.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Health Policy March 20, 2023:

The CS amends s. 466.0135, F.S., to clarify that the BOD may authorize up to three hours of credit biennially for a practice management course that may include instruction on principles of ethical practice management, substance abuse, effective communication with patients, time management, or burnout prevention.

- B. **Amendments:**

None.



164086

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/20/2023	.	
	.	
	.	
	.	

The Committee on Health Policy (Yarborough) recommended the following:

Senate Amendment (with title amendment)

Between lines 395 and 396
insert:

Section 3. Paragraph (c) of subsection (1) of section
466.0135, Florida Statutes, is amended to read:

466.0135 Continuing education; dentists.—

(1) In addition to the other requirements for renewal set
out in this chapter, each licensed dentist shall be required to
complete biennially not less than 30 hours of continuing



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professional education in dental subjects, with a minimum of 2 hours of continuing education on the safe and effective prescribing of controlled substances. Programs of continuing education shall be programs of learning that contribute directly to the dental education of the dentist and may include, but shall not be limited to, attendance at lectures, study clubs, college postgraduate courses, or scientific sessions of conventions; and research, graduate study, teaching, or service as a clinician. Programs of continuing education shall be acceptable when adhering to the following general guidelines:

(c) The board may also authorize up to 3 hours of credit biennially for a practice management course that includes instruction on principles of ethical practice management, ~~provides~~ substance abuse, effective communication with patients, time management, or ~~and~~ burnout prevention ~~instruction~~.

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete line 17

and insert:

board-imposed reexamination fee; amending s. 466.0135, F.S.; revising continuing education requirements for dentists; repealing s.

By Senator Yarborough

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A bill to be entitled

An act relating to dentistry; amending s. 466.006, F.S.; deleting the role of the Board of Dentistry in the administration of the licensure examination for dentists; deleting the requirement for the board to establish an examination fee; revising requirements for licensure as a dentist; deleting a time-limitation on the validity of certain licensure examination results; conforming provisions to changes made by the act; deleting a requirement that certain applicants for licensure engage in the full-time practice of dentistry inside the geographic boundaries of this state for 1 year after licensure; deleting provisions related to compliance with and enforcement of such requirement; amending s. 466.009, F.S.; conforming a provision to changes made by the act; deleting a board-imposed reexamination fee; repealing s. 466.0282, F.S., relating to specialties; providing an effective date.

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

Section 1. Paragraph (b) of subsection (1), subsection (2), paragraph (b) of subsection (4), subsection (5), and subsection (6) of section 466.006, Florida Statutes, are amended to read:

466.006 Examination of dentists.—

(1)

(b) Any person desiring to be licensed as a dentist shall apply to the department ~~to take the licensure examinations and~~

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~~shall verify the information required on the application by oath. The application shall include two recent photographs. There is shall be an application fee set by the board which may not to exceed \$100 and is which shall be nonrefundable. There shall also be an examination fee set by the board, which shall not exceed \$425 plus the actual per applicant cost to the department for purchase of some or all of the examination from the American Board of Dental Examiners or its successor entity, if any, provided the board finds the successor entity's clinical examination complies with the provisions of this section. The examination fee may be refundable if the applicant is found ineligible to take the examinations.~~

(2) The department shall license an applicant whom the board certifies meets all of the following criteria shall be entitled to take the examinations required in this section to practice dentistry in this state if the applicant:

(a) Is 18 years of age or older.

(b) 1. Is a graduate of a dental school accredited by the American Dental Association Commission on Dental Accreditation or its successor entity, if any, or any other dental accrediting entity recognized by the United States Department of Education; or

2. Is a dental student ~~in the final year of a program at such an accredited dental school who has completed all the coursework necessary to prepare the student to perform the clinical and diagnostic procedures required to pass the examinations. With respect to a dental student in the final year of a program at a dental school, a passing score on the examinations is valid for 365 days after the date the~~

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examinations were completed. A dental school student who takes the licensure examinations during the student's final year of an approved dental school must graduate ~~have graduated~~ before being certified for licensure pursuant to s. 466.011.

(c) ~~1-~~ Has successfully completed the examination administered by the Joint Commission on National Dental Examinations or its successor organization National Board of Dental Examiners dental examination; or

~~2. Has an active health access dental license in this state; and~~

a. ~~The applicant has at least 5,000 hours within 4 consecutive years of clinical practice experience providing direct patient care in a health access setting as defined in s. 466.003; the applicant is a retired veteran dentist of any branch of the United States Armed Services who has practiced dentistry while on active duty and has at least 3,000 hours within 3 consecutive years of clinical practice experience providing direct patient care in a health access setting as defined in s. 466.003; or the applicant has provided a portion of his or her salaried time teaching health profession students in any public education setting, including, but not limited to, a community college, college, or university, and has at least 3,000 hours within 3 consecutive years of clinical practice experience providing direct patient care in a health access setting as defined in s. 466.003;~~

~~b. The applicant has not been disciplined by the board, except for citation offenses or minor violations;~~

~~c. The applicant has not filed a report pursuant to s. 456.049; and~~

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~~d. The applicant has not been convicted of or pled nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession.~~

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

(b) A practical or clinical examination, which must be the American Dental Licensing Examination produced by the American Board of Dental Examiners, Inc., or its successor entity, if any, that is administered in this state, provided that the board has attained, and continues to maintain thereafter, representation on the board of directors of the American Board of Dental Examiners, the examination development committee of the American Board of Dental Examiners, and such other committees of the American Board of Dental Examiners as the board deems appropriate by rule to assure that the standards established herein are maintained organizationally. ~~A passing score on the American Dental Licensing Examination administered in this state is valid for 365 days after the date the official examination results are published.~~

1. As an alternative to such practical or clinical examination, an applicant may submit scores from an American Dental Licensing Examination previously administered in a jurisdiction other than this state after October 1, 2011, and such examination results are ~~shall be~~ recognized as valid for the purpose of licensure in this state. A passing score on the American Dental Licensing Examination administered out of state

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117 ~~is shall be~~ the same as the passing score for the American
 118 Dental Licensing Examination administered in this state. ~~The~~
 119 ~~examination results are valid for 365 days after the date the~~
 120 ~~official examination results are published.~~ The applicant must
 121 have completed the examination after October 1, 2011. This
 122 subparagraph may not be given retroactive application.

123 2. If the date of an applicant's passing American Dental
 124 Licensing Examination scores from an examination previously
 125 administered in a jurisdiction other than this state under
 126 subparagraph 1. is older than 365 days, such scores are
 127 nevertheless valid for the purpose of licensure in this state,
 128 but only if the applicant demonstrates that all of the following
 129 additional standards have been met:

130 a. The applicant completed the American Dental Licensing
 131 Examination after October 1, 2011. This sub-subparagraph may not
 132 be given retroactive application;

133 b. The applicant graduated from a dental school accredited
 134 by the American Dental Association Commission on Dental
 135 Accreditation or its successor entity, if any, or any other
 136 dental accrediting organization recognized by the United States
 137 Department of Education. Provided, however, if the applicant did
 138 not graduate from such a dental school, the applicant may submit
 139 proof of having successfully completed a full-time supplemental
 140 general dentistry program accredited by the American Dental
 141 Association Commission on Dental Accreditation of at least 2
 142 consecutive academic years at such accredited sponsoring
 143 institution. Such program must provide didactic and clinical
 144 education at the level of a D.D.S. or D.M.D. program accredited
 145 by the American Dental Association Commission on Dental

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146 Accreditation. For purposes of this sub-subparagraph, a
 147 supplemental general dentistry program does not include an
 148 advanced education program in a dental specialty;

149 c. The applicant currently possesses a valid and active
 150 dental license in good standing, with no restriction, which has
 151 never been revoked, suspended, restricted, or otherwise
 152 disciplined, from another state or territory of the United
 153 States, the District of Columbia, or the Commonwealth of Puerto
 154 Rico;

155 d. The applicant submits proof that he or she has never
 156 been reported to ~~the National Practitioner Data Bank, the~~
 157 ~~Healthcare Integrity and Protection Data Bank, or the American~~
 158 Association of Dental Boards Clearinghouse. This sub-
 159 subparagraph does not apply if the applicant successfully
 160 appealed to have his or her name removed from the clearinghouse
 161 ~~data banks of these agencies;~~

162 e. (I) (A) The applicant submits proof of having been
 163 consecutively engaged in the full-time practice of dentistry in
 164 another state or territory of the United States, the District of
 165 Columbia, or the Commonwealth of Puerto Rico in the 5 years
 166 immediately preceding the date of application for licensure in
 167 this state; or

168 (B) If the applicant has been licensed in another state or
 169 territory of the United States, the District of Columbia, or the
 170 Commonwealth of Puerto Rico for less than 5 years, the applicant
 171 submits proof of having been engaged in the full-time practice
 172 of dentistry since the date of his or her initial licensure.

173 (II) As used in this section, "full-time practice" is
 174 defined as a minimum of 1,200 hours per year for each ~~and every~~

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year in the consecutive 5-year period or, when applicable, the period since initial licensure, and must include any combination of the following:

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

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

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

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

(A) Admissible as evidence in an administrative proceeding;

(B) Submitted in writing;

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

~~(D) Further documented by an applicant's annual income tax return filed with the Internal Revenue Service for each year in the preceding 5-year period or, if the applicant has been practicing for less than 5 years, the period since initial licensure affidavit of someone unrelated to the applicant who is familiar with the applicant's practice and testifies with particularity that the applicant has been engaged in full-time practice; and~~

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~~(D)(E)~~ Specifically found by the board to be both credible and admissible.

(IV) The board may excuse applicants from the 1,200-hour requirement of this sub-subparagraph in the event of an unusual circumstance, emergency, or special hardship ~~An affidavit of only the applicant is not acceptable proof of full-time practice unless it is further attested to by someone unrelated to the applicant who has personal knowledge of the applicant's practice. If the board deems it necessary to assess credibility or accuracy, the board may require the applicant or the applicant's witnesses to appear before the board and give oral testimony under oath;~~

f. The applicant submits documentation that he or she has completed, or will complete before he or she is licensed in this state, continuing education equivalent to this state's requirements for the last full reporting biennium;

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

h. The applicant has successfully passed a written examination on the laws and rules of this state regulating the practice of dentistry and the computer-based diagnostic skills examination; and

i. The applicant submits documentation that he or she has successfully completed the applicable examination administered by the Joint Commission on National Dental Examinations or its successor organization.

(5) (a) The practical examination required under subsection

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(4) is the American Dental Licensing Examination developed by the American Board of Dental Examiners, Inc., or its successor entity, if any, provided the board finds that the successor entity's clinical examination complies with the provisions of this section, and must include, at a minimum, all of the following:

1. A comprehensive diagnostic skills examination covering the full scope of dentistry and an examination on applied clinical diagnosis and treatment planning in dentistry for dental candidates.

2. Two restorations on a manikin that has typodont teeth with simulated caries as approved by the Commission on Dental Competency Assessments. The board by rule shall determine the class of such restorations.

3. A demonstration of periodontal skills on a manikin that has typodont teeth with simulated calculus as approved by the Commission on Dental Competency Assessments.

4. A demonstration of prosthetics and restorative skills in complete and partial dentures and crowns and bridges and the utilization of practical methods of evaluation, specifically including the evaluation by the candidate of completed laboratory products such as, but not limited to, crowns and inlays filled to prepared model teeth.

5. A demonstration of restorative skills on a manikin which requires the candidate to complete procedures performed in preparation for a cast restoration.

6. A demonstration of endodontic skills.

7. A diagnostic skills examination demonstrating ability to diagnose conditions within the human oral cavity and its

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adjacent tissues and structures from photographs, slides, radiographs, or models pursuant to rules of the board. If an applicant fails to pass the diagnostic skills examination in three attempts, the applicant is not eligible for reexamination unless she or he completes additional educational requirements established by the board.

~~(b) The department shall consult with the board in planning the times, places, physical facilities, training of personnel, and other arrangements concerning the administration of the examination. The board or a duly designated committee thereof shall approve the final plans for the administration of the examination.~~

~~(c)~~ If the applicant fails to pass the clinical examination in three attempts, the applicant is ~~shall~~ not be eligible for reexamination unless she or he completes additional educational requirements established by the board.

~~(c)(d)~~ The board may by rule provide for additional procedures that ~~which~~ are to be tested, provided such procedures are ~~shall be~~ common to the practice of general dentistry. The board by rule shall determine the passing grade for each procedure and the acceptable variation for examiners. ~~No~~ Such rules may not ~~rule shall~~ apply retroactively.

~~The department shall require a mandatory standardization exercise for all examiners prior to each practical or clinical examination and shall retain for employment only those dentists who have substantially adhered to the standard of grading established at such exercise.~~

~~(6)(a) It is the finding of the Legislature that absent a~~

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threat to the health, safety, and welfare of the public, the relocation of applicants to practice dentistry within the geographic boundaries of this state, who are lawfully and currently practicing dentistry in another state or territory of the United States, the District of Columbia, or the Commonwealth of Puerto Rico, based on their scores from the American Dental Licensing Examination administered in a state other than this state, is substantially related to achieving the important state interest of improving access to dental care for underserved citizens of this state and furthering the economic development goals of the state. Therefore, in order to maintain valid active licensure in this state, all applicants for licensure who are relocating to this state based on scores from the American Dental Licensing Examination administered in a state other than this state must actually engage in the full-time practice of dentistry inside the geographic boundaries of this state within 1 year of receiving such licensure in this state. The Legislature finds that, if such applicants do not actually engage in the full-time practice of dentistry within the geographic boundaries of this state within 1 year of receiving such a license in this state, access to dental care for the public will not significantly increase, patients' continuity of care will not be attained, and the economic development goals of the state will not be significantly met.

(b)1. As used in this section, "full-time practice of dentistry within the geographic boundaries of this state within 1 year" is defined as a minimum of 1,200 hours in the initial year of licensure, which must include any combination of the following:

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a. Active clinical practice of dentistry providing direct patient care within the geographic boundaries of this state.
b. Full-time practice as a faculty member employed by a dental or dental hygiene school approved by the board or accredited by the American Dental Association Commission on Dental Accreditation and located within the geographic boundaries of this state.

c. Full-time practice as a student at a postgraduate dental education program approved by the board or accredited by the American Dental Association Commission on Dental Accreditation and located within the geographic boundaries of this state.

2. The board shall develop rules to determine what type of proof of full-time practice of dentistry within the geographic boundaries of this state for 1 year is required in order to maintain active licensure and shall develop rules to recoup the cost to the board of verifying maintenance of such full-time practice under this section. Such proof must, at a minimum:

a. Be admissible as evidence in an administrative proceeding;

b. Be submitted in writing;

c. Be submitted by the applicant under oath with penalties of perjury attached;

d. Be further documented by an affidavit of someone unrelated to the applicant who is familiar with the applicant's practice and testifies with particularity that the applicant has been engaged in full-time practice of dentistry within the geographic boundaries of this state within the last 365 days; and

e. Include such additional proof as specifically found by

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the board to be both credible and admissible.

3. ~~An affidavit of only the applicant is not acceptable proof of full-time practice of dentistry within the geographic boundaries of this state within 1 year, unless it is further attested to by someone unrelated to the applicant who has personal knowledge of the applicant's practice within the last 365 days. If the board deems it necessary to assess credibility or accuracy, the board may require the applicant or the applicant's witnesses to appear before the board and give oral testimony under oath.~~

~~(c) It is the further intent of the Legislature that a license issued pursuant to paragraph (a) shall expire in the event the board finds that it did not receive acceptable proof of full-time practice within the geographic boundaries of this state within 1 year after the initial issuance of the license. The board shall make reasonable attempts within 30 days prior to the expiration of such a license to notify the licensee in writing at his or her last known address of the need for proof of full-time practice in order to continue licensure. If the board has not received a satisfactory response from the licensee within the 30-day period, the licensee must be served with actual or constructive notice of the pending expiration of licensure and be given 20 days in which to submit proof required in order to continue licensure. If the 20-day period expires and the board finds it has not received acceptable proof of full-time practice within the geographic boundaries of this state within 1 year after the initial issuance of the license, then the board must issue an administrative order finding that the license has expired. Such an order may be appealed by the former~~

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~~licensee in accordance with the provisions of chapter 120. In the event of expiration, the licensee shall immediately cease and desist from practicing dentistry and shall immediately surrender to the board the wallet-size identification card and wall card. A person who uses or attempts to use a license issued pursuant to this section which has expired commits unlicensed practice of dentistry, a felony of the third degree pursuant to s. 466.026(1)(b), punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

Section 2. Subsection (1) of section 466.009, Florida Statutes, is amended to read:

466.009 Reexamination.—

~~(1) The department shall permit Any person who fails an examination which is required under s. 466.006 or s. 466.007 may to retake the examination. If the examination to be retaken is a practical or clinical examination, the applicant shall pay a reexamination fee set by rule of the board in an amount not to exceed the original examination fee.~~

Section 3. Section 466.0282, Florida Statutes, is repealed.

Section 4. This act shall take effect July 1, 2023.

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The Florida Senate

APPEARANCE RECORD

SB 652

March 20, 2023

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Amendment Barcode (if applicable)

Name **Joe Anne Hart**

Phone **(850) 224-1089**

Address **118 East Jefferson Street**

Email **jahart@floridadental.org**

Street

Tallahassee

FL

32311

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☒ I am a registered lobbyist, representing:

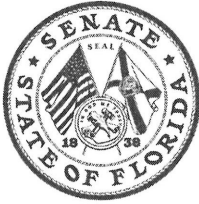
Florida Dental Association

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)



The Florida Senate

Committee Agenda Request

To: Senator Colleen Burton, Chair
Committee on Health Policy

Subject: Committee Agenda Request

Date: February 20, 2023

I respectfully request that **SB652**, relating to Dentistry, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in cursive script that reads "Clay Yarborough".

Senator Clay Yarborough
Florida Senate, District 4

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Health Policy

BILL: SB 704

INTRODUCER: Senator Boyd

SUBJECT: Substance Abuse Prevention

DATE: March 17, 2023

REVISED: _____

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Looke	Brown	HP	Favorable
2. _____	_____	AHS	_____
3. _____	_____	FP	_____

I. Summary:

SB 704 amends several sections of law to expand the ability of pharmacies, pharmacy technicians, and emergency responders to possess, dispense, and administer, as applicable, emergency opioid antagonists (EOA) to people who are having opioid overdoses or suspected opioid overdoses. The bill also expands disciplinary, civil, and criminal immunities for such dispensing and administration of EOAs to match.

Additionally, the bill creates the Statewide Council on the Opioid Abatement (Council) within the Department of Children and Families (DCF) for the purpose of enhancing the development and coordination of state and local efforts to abate the opioid epidemic and to support the victims of the opioid crisis and their families.

The bill is effective upon becoming law.

II. Present Situation:

History of the Opioid Crisis in Florida

According to the National Institute on Drug Abuse:¹

- “In the late 1990s, pharmaceutical companies reassured the medical community that patients would not become addicted to prescription opioid pain relievers, and health care providers began to prescribe them at greater rates”; and
- “This subsequently led to widespread diversion and misuse of these medications before it became clear that these medications could indeed be highly addictive.”

¹ Center on Positive Behavioral Interventions and Supports, *Opioid Crisis and Substance Misuse*, available at: <https://www.pbis.org/topics/opioid-crisis-and-substance-misuse> (last visited March 17, 2023).

Between the early 2000s and the early 2010s, Florida was infamous as the “pill mill capital” of the nation. At the peak of the pill mill crisis, doctors in Florida bought 89 percent of all the oxycodone sold in the country.²

Between 2009 and 2011, the Legislature enacted a series of reforms to combat prescription drug abuse. These reforms included strict regulation of pain management clinics; creating the Prescription Drug Monitoring Program (PDMP); and stricter regulation on selling, distributing, and dispensing controlled substances.³ “In 2016, the opioid prescription rate was 75 per 100 persons in Florida. This rate was down from a high of 83 per 100.”⁴

As reported at the time by the Florida Attorney General’s Opioid Working Group:

Drug overdose is now the leading cause of non-injury related death in the United States. Since 2000, drug overdose death rates increased by 137 percent, including a 200 percent increase in the rate of overdose deaths involving opioids. In 2015, over 52,000 deaths in the U.S. were attributed to drug poisoning, and over 33,000 (63 percent) involved an opioid. In 2015, 3,535 deaths occurred in Florida where at least one drug was identified as the cause of death. More specifically, 2,535 deaths were caused by at least one opioid in 2015. Stated differently, seven lives per day were lost to opioids in Florida in 2015. Overall, the state had a rate of opioid-caused deaths of 13 per 100,000. The three counties with the highest opioid death rate were Manatee County (37 per 100,000), Dixie County (30 per 100,000), and Palm Beach County (22 per 100,000).⁵

Early in 2017, the federal Centers for Disease Control and Prevention (CDC) declared the opioid crisis an epidemic.⁶ Shortly thereafter, on May 3, 2017, Governor Rick Scott signed Executive Order 17-146, declaring the opioid epidemic a public health emergency in Florida.⁷

House Bill 21 (2018)

In 2018, the Florida Legislature passed CS/CS/HB 21 (Chapter 2018-13, Laws of Florida) to combat the opioid crisis. CS/CS/HB 21:

- Required additional training for practitioners on the safe and effective prescribing of controlled substances;
- Restricted the duration of prescriptions for Schedule II opioid medications to three days or up to seven days if medically necessary;

² Lizette Alvarez, *Florida Shutting ‘Pill Mill’ Clinics*, The New York Times (Aug. 31, 2011), available at <http://www.nytimes.com/2011/09/01/us/01drugs.html> (last visited March 17, 2023).

³ See Chapters 2009-198, 2010-211, and 2011-141, Laws of Fla.

⁴ Attorney General’s Opioid Working Group, *Florida’s Opioid Epidemic: Recommendations and Best Practices*, 7 (Mar. 1, 2019), available at [https://myfloridalegal.com/webfiles.nsf/WF/TDGT-B9UTV9/\\$file/AG+Opioid+Working+Group+Report+Final+2-28-2019.pdf](https://myfloridalegal.com/webfiles.nsf/WF/TDGT-B9UTV9/$file/AG+Opioid+Working+Group+Report+Final+2-28-2019.pdf) (last visited March 17, 2023).

⁵ *Id.*

⁶ See Exec. Order No. 17-146, available at <https://www.flgov.com/wp-content/uploads/2017/05/17146.pdf> (last visited March 17, 2023).

⁷ *Id.*

- Reworked the PDMP statute to require that prescribing practitioners check the PDMP prior to prescribing a controlled substance and to allow the integration of PDMP data with electronic health records and the sharing of PDMP data between Florida and other states; and
- Provided for additional funding for treatment and other issues related to opioid abuse.

Status of the Opioid Crisis after HB 21

There is evidence that the passage of HB 21 reduced opioid use in Florida. For example, one study that reviewed pharmacy prescriptions claims for a health plan serving more than 45,000 Floridians found that, on average, the number of enrollees per month that began opioid use between April of 2019 and August of 2019 dropped from 5.5 per 1,000 patients to 4.6 per 1,000 patients.⁸

However, with the onset of the COVID-19 pandemic, the incidence of opioid use disorder and resulting overdose deaths has once again risen. A report from Project Opioid details provisional data from the Department of Health showing that deaths from drug overdoses have increased by 43 percent between 2019 and 2020, from 56 deaths per 100,000 in 2019 to 94 deaths per 100,000 in 2020. Additionally, fentanyl, an extremely potent opioid drug, is the leading cause of overdose deaths in Florida, and the incidence of fentanyl overdose deaths increased by 38 percent, from 2,348 in 2019 to 3,244 in 2020.⁹ Between from the start of 2020 through the end of 2021, non-fatal opioid related emergency room visits and hospitalizations have increased from 4,992 to 5,913 and 1,940 to 2,130, respectively.¹⁰ Fatal opioid related overdoses during that time period have also trended upward with 6089 occurring in 2020 and 6442 occurring in 2021.¹¹

Multistate Opioid Lawsuit and Settlement

In 2018, Attorney General Pam Bondi filed suit against multiple opioid manufacturers and distributors. The suit was later expanded to include the pharmacies CVS and Walgreens.¹² The complaint alleged that the defendants caused the opioid crisis by, among other things:

- Engaging in a campaign of misrepresentations and omissions about opioid use designed to increase opioid prescriptions and opioid use, despite the risks.
- Funding ostensibly neutral and independent “front” organizations to publish information touting the benefits of opioids for chronic pain while omitting the information about the risks of opioid treatment.

⁸ Juan M. Hincapie-Castillo, et al., Changes in Opioid Use After Florida’s Restriction Law for Acute Pain Prescriptions, JAMA Netw Open. 2020 Feb; 3(2): e200234, available at <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC7049083/>, (last visited March 17, 2023).

⁹ Project Opioid, A Pandemic Fueling an Epidemic in Florida in 2020, available at https://projectopioid.org/wp-content/uploads/2020/12/PO-2020-Data-Study-Final_New-Section.pdf (last visited March 17, 2023).

¹⁰ Q1 of 2020 compared to Q4 of 2021, Florida Health Charts, Substance Abuse Dashboard, available at <https://www.flhealthcharts.gov/ChartsDashboards/rdPage.aspx?rdReport=SubstanceUse.Overdose>, (last visited March 17, 2023)

¹¹ *Id.*

¹² See *Florida Sues Walgreens, CVS for Alleged Role in Opioid Crisis*, (November 19, 2018) available at <https://www.npr.org/2018/11/19/669146432/florida-sues-walgreens-cvs-for-alleged-role-in-opioid-crisis> (last visited on March 17, 2023).

- Paying ostensibly neutral medical experts called “key opinion leaders” who were really manufacturer mouthpieces to publish articles promoting the use of opioids to treat pain while omitting information regarding the risks.¹³

In 2021, McKesson, Cardinal Health, and AmerisourceBergen, the nation’s three largest pharmaceutical distributors, as well as manufacturer Janssen Pharmaceuticals, Inc., agreed to a national settlement in which the distributors agreed to pay \$21 billion over 18 years and Janssen agreed to pay \$5 billion over nine years.¹⁴ Of the \$26 billion available, approximately \$22.7 billion is earmarked for use by states that participated in the lawsuit, including Florida.¹⁵ In addition, Florida has negotiated individual settlements with multiple other companies including:

- A \$65 million settlement with Endo Health Solutions;
- A \$440 million settlement with CVS Pharmacy, Inc.;
- A \$177,114,999 settlement with Teva Pharmaceuticals Industries, Ltd.;
- A \$122 million settlement with Allergan Finance, LLC.;
- A \$620 million settlement with Walgreens Boots Alliance, Inc. and Walgreens Co.; and
- A \$215 million settlement with Walmart.¹⁶

These settlements will pay out over a period of time ranging from 10 years to 18 years. The monies from the settlements in general must be used on opioid abatement, including prevention efforts, treatment or recovery services,¹⁷ and to pay fees and costs incurred by the state, cities, and counties. Additionally, Teva Pharmaceuticals has agreed to provide the state with \$84 million worth of Naloxone Hydrochloride, which is an opioid overdose reversal medication.¹⁸

Opioid Antagonists

Opioid receptor antagonists block one or more of the opioid receptors in the central or peripheral nervous system. The two most commonly used, centrally-acting opioid receptor antagonists are naloxone and naltrexone. Naloxone comes in intravenous, intramuscular, and intranasal formulations and is FDA-approved for the use in an opioid overdose and the reversal of respiratory depression associated with opioid use. Naltrexone is available in both oral and long-acting injectable formulations and is FDA-approved for the treatment of opioid and/or alcohol maintenance treatment. The most commonly used peripheral opioid receptor antagonist is

¹³ See [http://myfloridalegal.com/webfiles.nsf/WF/MNOS-AYSNE/\\$file/Complaint+summary.pdf](http://myfloridalegal.com/webfiles.nsf/WF/MNOS-AYSNE/$file/Complaint+summary.pdf), (last visited on March 17, 2023).

¹⁴ Executive Summary of National Opioid Settlements, Feb. 3, 2023, available at <https://nationalopioidsettlement.com/executive-summary/#:~:text=In%20all%2C%20the%20Distributors%20will,additional%20manufacturers%E2%80%94Allergan%20and%20Teva.>, (last visited March 17, 2023).

¹⁵ Opioid Settlements: Who’s in?, Florida DLA, available at <https://myfloridalegal.com/opioidsettlement>, (last visited March 17, 2023).

¹⁶ *Id.*

¹⁷ *Id.* A portion of these funds will go to the state while another portion will go directly to the cities and counties.

¹⁸ *Id.*

methylnaltrexone, which is a potent competitive antagonist acting at the digestive tract and is also FDA-approved for the treatment of opioid-induced constipation.¹⁹

Emergency Administration of Opioid Antagonists

Section 381.887, F.S., provides that the purpose of the section is to provide for the prescribing, ordering, and dispensing of EOAs to patients and caregivers and to encourage the prescribing, ordering, and dispensing of EOAs by authorized health care practitioners. The section states that:

- An authorized health care practitioner may prescribe and dispense an EOA to, and a pharmacist may order an EOA with an autoinjection delivery system or intranasal application delivery system for, a patient or caregiver for use in accordance with this section.
- A pharmacist may dispense an EOA pursuant to a prescription by an authorized health care practitioner. A pharmacist may dispense an EOA with an autoinjection delivery system or intranasal application delivery system, which must be appropriately labeled with instructions for use, pursuant to a pharmacist's order or pursuant to a nonpatient-specific standing order.
- A patient or caregiver is authorized to store and possess approved EOAs and, in an emergency situation when a physician is not immediately available, administer the EOA to a person believed in good faith to be experiencing an opioid overdose, regardless of whether that person has a prescription for an EOA.

The section also authorizes emergency responders, crime laboratory personnel, and personnel of a law enforcement agency or another agency who, if they are likely to come in contact with a controlled substance or persons at risk of an overdose, to possess, store, and administer EOAs as clinically indicated and provides immunity for such persons as a result of administering an EOA.

Additionally, the section provides immunity to:

- A person, including, but not limited to, an authorized health care practitioner, a dispensing health care practitioner, or a pharmacist, who possesses, administers, prescribes, dispenses, or stores an approved EOA in compliance with this section and s. 768.13, F.S.²⁰
- An authorized health care practitioner, acting in good faith and exercising reasonable care, for prescribing an EOA in accordance with this section.
- A dispensing health care practitioner or pharmacist, acting in good faith and exercising reasonable care, for dispensing an EOA in accordance with this section.

The Good Samaritan Act

Section 768.13, F.S., establishes the Good Samaritan Act. The Act provides civil immunity to any person, including those licensed to practice medicine, who gratuitously and in good faith renders emergency care or treatment either in direct response to emergency situations related to and arising out of a declared public health emergency, a declared state of emergency, or at the scene of an emergency outside of a hospital, doctor's office, or other place having proper medical equipment, without objection of the injured victim or victims thereof, for any damages resulting

¹⁹ *Opioid Antagonists*, Theriot, Jonathan, et. al., (last updated July 23, 2021), available at <https://www.ncbi.nlm.nih.gov/books/NBK537079/#:~:text=3%5D%5B4%5D-,The%20two%20most%20commonly%20used%20centrally%20acting%20opioid%20receptor%20antagonists,depression%20associated%20with%20opioid%20use>. (last visited March 17, 2023).

²⁰ 768.12, F.S., is the Good Samaritan Act. Section 381.887, F.S., specifies that this immunity is the immunity afforded under the Good Samaritan Act.

from the treatment or as a result of any act or failure to act in providing or arranging treatment where the person acts as an ordinary reasonably prudent person would.

The Good Samaritan Act also provides certain immunities to health care providers and health care practitioners providing emergency care in specified situations, to any person participating in emergency response activities under specified circumstances, and any person who renders emergency care or treatment to an injured animal in specified circumstances.

Statewide Drug Policy Advisory Council

Established by s. 397.333, F.S., the Statewide Drug Policy Advisory Council (DPAC) is a council located within the Department of Health and made up of the following members:

- The Attorney General, or his or her designee.
- The executive director of the DLA, or his or her designee.
- The Secretary of DCF, or his or her designee.
- The director of the Office of Planning and Budgeting in the Executive Office of the Governor, or his or her designee.
- The Secretary of Corrections, or his or her designee.
- The Secretary of Juvenile Justice, or his or her designee.
- The Commissioner of Education, or his or her designee.
- The executive director of the Department of Highway Safety and Motor Vehicles, or his or her designee.
- The Adjutant General of the state as the Chief of the Department of Military Affairs, or his or her designee.
- Seven Members appointed by the Governor:
 - One member must have professional or occupational expertise in drug enforcement;
 - One member must have professional or occupational expertise in substance abuse prevention;
 - One member must have professional or occupational expertise in substance abuse treatment;
 - Two members must have professional or occupational expertise in faith-based substance abuse treatment services; and
 - The remainder of the members appointed should have professional or occupational expertise in, or be generally knowledgeable about, issues that relate to drug enforcement and substance abuse programs and services.
- One member of the Florida Senate appointed by the President of the Senate.
- One member of the Florida House of Representatives appointed by the Speaker of the House of Representatives; and
- One member of the judiciary appointed by the Chief Justice of the Supreme Court.

The DPAC is required to:

- Meet at least quarterly or upon the call of the chairperson;
- Conduct a comprehensive analysis of the problem of substance abuse in this state and make recommendations to the Governor and Legislature for developing and implementing a state drug control strategy;

- Review and make recommendations to the Governor and Legislature on funding substance abuse programs and services;
- Review various substance abuse programs and recommend, where needed, measures that are sufficient to determine program outcomes;
- Review the drug control strategies and programs of other states and the Federal Government;
- Recommend to the Governor and Legislature applied research projects that would use research capabilities within the state;
- Recommend to the Governor and Legislature changes in law which would remove barriers to or enhance the implementation of the state drug control strategy;
- Make recommendations to the Governor and the Legislature on the need for public information campaigns;
- Ensure that there is a coordinated, integrated, and multidisciplinary response to the substance abuse problem in this state;
- Assist communities and families in pooling their knowledge and experiences with respect to the problem of substance abuse;
- Examine the extent to which all state programs that involve substance abuse treatment can include a meaningful work component;
- Recommend to the Governor and the Legislature ways to expand and fund drug courts; and
- Submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by December 1 of each year.

III. Effect of Proposed Changes:

Authorizations for EOAs

SB 704 amends the Good Samaritan Act, in 768.13, F.S., to provide that, in response to the recognized health emergency in Florida caused by the opioid crisis, the Legislature intends to:

- Maximize the ability of law enforcement officers, emergency medical technicians, firefighters, and other emergency responders to store, possess, and administer EOAs as defined in s. 381.887(1), F.S., to persons who are experiencing an opioid overdose, appear to be experiencing an opioid overdose, or are at risk of experiencing an opioid overdose; and
- Encourage every licensed pharmacy, pharmacist, and pharmacy technician to dispense EOAs, pursuant to a standing order issued by or at the direction of the State Surgeon General, to law enforcement officers, emergency medical technicians, firefighters, and other emergency responders identified in such standing order, without fear of litigation or costs or damages arising from such litigation.

To meet these goals, the bill provides immunity from damages, penalties, fines, or costs for any licensed pharmacy, pharmacist, or pharmacy technician who:

- Possesses or stores an EOA for the purpose of dispensing the EOA to any law enforcement officer, emergency medical technician, firefighter, or other emergency responder.
- Dispenses an EOA to any law enforcement officer, emergency medical technician, firefighter, or other emergency responder in compliance with the terms and conditions set forth in a standing order issued by or at the direction of the State Surgeon General.

SB 704 also amends s. 381.887, F.S., to authorize:

- Pharmacies and pharmacists to prescribe, order, and dispense EOAs to patients, caregivers, and emergency responders;
- Pharmacies and pharmacists, licensed under ch. 465, F.S., to receive, store, possess, and dispense EOAs, delivered by a prescription drug manufacturer or an affiliate of the pharmacy, pursuant to agreements reached with the Department of Legal Affairs (DLA) and pursuant to a standing order issued by, or at the direction of, the Surgeon General to any emergency responder identified in the standing order;
- Pharmacy technicians to dispense EOAs pursuant to a standing order issued by, or at the direction of, the Surgeon General to any emergency responder identified in the standing order; and
- To authorize emergency responders to receive, store, and possess approved EOAs and, in an emergency situation when a physician is not immediately available, administer an EOA to a person who the emergency responder believes in good faith is experiencing an opioid overdose.

The bill adds pharmacy technicians and pharmacies, as well as the actions of receiving, possessing, storing an EOA, to the immunities granted under s. 381.877 and 768.13, F.S. The bill also provides disciplinary, civil, and criminal immunity to dispensing health care practitioners, pharmacists, pharmacy technicians, and pharmacies who are acting in good faith and exercising reasonable care for receiving, possessing, storing, dispensing, prescribing, or administering an EOA in accordance with the requirements of s. 381.877, F.S.

Statewide Council on Opioid Abatement

SB 704 creates s. 397.335, F.S., to establish the Council within the DCF for the purpose of enhancing the development and coordination of state and local efforts to abate the opioid epidemic and to support the victims of the opioid crisis and their families. The bill specifies that the Council must comply with the requirements of s. 20.052, F.S., except as otherwise provided in the section.

Membership

The bill provides that the Council must be composed of 10 members as follows:

- The Attorney General, or a designee, who is the chair of the Council.
- The Secretary of the DCF, or a designee, who is the vice chair.
- A member appointed by the Governor.
- A member appointed by the President of the Senate.
- A member appointed by the Speaker of the House.
- Two members who are each a commissioner or mayor of a municipality, appointed by the Florida League of Cities. At least one such member must be from a municipality with a population of less than 50,000 people.
- Two members, one of whom is a county commissioner or mayor of a county with a population of less than 200,000 people and one of whom is a county commissioner or mayor of a county with a population in excess of 200,000 people, appointed by the Florida Association of Counties.

- One member who is either a county commissioner or county mayor, appointed by the Florida Association of Counties, or the commissioner or mayor of a municipality, appointed by the Florida League of Cities. The Florida Association of Counties shall appoint such member for the initial term, and future appointments must alternate between a member appointed by the Florida League of Cities, and the Florida Association of Counties.

The bill specifies that members are appointed to two-year terms and the members may not receive a commission, fee, or financial benefit in connection with service on the Council except that members may be reimbursed for per diem and travel expenses in accordance with s. 112.061, F.S.,²¹ by the state agency that the member represents, or by the DCF if a member is not affiliated with a state agency.

Organization and Support

The bill requires the Council to begin meeting no later than August 32, 2023, and quarterly thereafter, or upon the call of the chair or two other members. The bill allows meetings to take place in person or virtually and specifies that a majority of members constitutes a quorum.

The bill requires the DLA and the DCF to provide the Council with staff as necessary. The Council is authorized to apply for and accept funds, grants, gifts, and services from the state, the federal government or any of its agencies, or any other public or private source for the purposes of defraying costs or performing its duties. The bill also requires that all members adhere to the rules, regulations, and laws of Florida including, but not limited to, s. 112.311, F.S., relating to disclosure of conflicts of interest and recusal from discussions or votes on conflicted matters.

Duties of the Council

The bill imparts the Council with the following duties:

- Advising the state and local governments on resolving or abating the opioid epidemic and reviewing how settlement monies recovered from the opioid litigation brought by the state and political subdivisions have been spent, and the results that have been achieved from such expenditures.
- Working with, and providing and receiving information from, the DPAC and making sure that its recommendations and actions are consistent with the recommendations of the DPAC to the extent possible.
- Reviewing data from local, state, and national agencies, both on a regional and a statewide basis, to advise state and local governments on the status, severity, and stage of the opioid epidemic.
- Reviewing data from local, state, and national agencies regarding how moneys are being spent to abate the opioid epidemic, the success of such programs, and the appropriate metrics needed to assess the epidemic and progress in abating it.
- Developing and recommending metrics, measures, or data sets to assess the progress and success of programs funded by expenditures of opioid settlement funds. The Council must attempt to keep such metrics, measures, or data sets consistent with those used by the state with managing entities as well as any metrics, measures, or data sets required by the Substance Abuse and Mental Health Services Administration of the United States

²¹ Establishing set rates for travel and per diem reimbursement.

Department of Health and Human Services in connection with any grants received by the state.

- With assistance and support of the DCF, providing a system of documentation and reporting commensurate with the requirements of federal and other agencies providing funding to the state, including, but not limited to, auditing expenditures consistent with any requirements imposed by the Legislature.
- Beginning December 1, 2023, publishing an annual report on the websites of the DLA and the DCF no later than December 1st or the first business day after December 1, if December 1 falls on a weekend or holiday. The report must contain information on how settlement funds were spent the previous fiscal year by the state and by each of the managing entities under contract with the DCF to manage the state's provision of mental health and substance abuse services on a regional basis, counties, and municipalities. The report must also contain recommendations to the Governor, the Legislature, and local governments for the prioritization of how funds should be spent during the subsequent fiscal year to effectively respond to the opioid epidemic.

Requirements for Other Governmental Entities and Managing Entities

SB 704 requires that:

- By July 30 of each year, each county, municipality, managing entity, or state agency that receives settlement funds from an opioid settlement shall provide information to the Council related to how it intends to use settlement funds and how it intends to collect data regarding its use of funds.
- By August 31 of each year, each county, municipality, managing entity, or state agency that receives settlement funds from an opioid settlement must provide information to the Council related to its expenditure of settlement funds and the results obtained from those expenditures.
- Upon request of the Council, a county, municipality, managing entity, or state agency must provide the Council data or information required to develop metrics, measures, or data sets consistent with those used by the state with managing entities as well as any metrics, measures, or data sets required by the Substance Abuse and Mental Health Services Administration of the United States Department of Health and Human Services in connection with any grants received by the state. If a county, municipality, managing entity, or agency fails to provide data or information requested, the DLA, acting on behalf of the Council, may acquire such data through a civil investigative demand or a subpoena or by commencing an action seeking the turnover of such data or information.

The bill is effective upon becoming law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill may have an indeterminate negative fiscal impact on the DCF and the DLA associated with establishing and staffing the Council.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 381.887 and 768.13.

This bill creates section 397.335 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Boyd

20-01052-23

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1 A bill to be entitled
 2 An act relating to substance abuse prevention;
 3 amending s. 381.887, F.S.; revising legislative
 4 intent; revising authorizations for prescribing and
 5 dispensing emergency opioid antagonists by authorized
 6 health care practitioners; authorizing certain
 7 pharmacies, pharmacists, and pharmacy technicians to
 8 take certain actions relating to emergency opioid
 9 antagonists; conforming provisions to changes made by
 10 the act; creating s. 397.335, F.S.; creating the
 11 Statewide Council on Opioid Abatement within the
 12 Department of Children and Families; providing a
 13 purpose for the council; providing for membership of
 14 the council; prohibiting members from receiving
 15 commissions, fees, or financial benefits in connection
 16 with service on the council; authorizing members to be
 17 reimbursed for per diem and travel expenses by certain
 18 entities; providing meeting requirements for the
 19 council; requiring the department and the Department
 20 of Legal Affairs to provide staff for the council;
 21 authorizing the council to accept certain funds,
 22 grants, gifts, and services; requiring members to
 23 adhere to specified rules, regulations, and laws;
 24 providing duties of the council; requiring the council
 25 to work in partnership with the Statewide Drug Policy
 26 Advisory Council for specified purposes; requiring
 27 counties, municipalities, managing entities, and state
 28 agencies that receive settlement funds from an opioid
 29 settlement to annually provide specified information

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30 to the council by specified dates; requiring counties,
 31 municipalities, managing entities, and state agencies
 32 to provide certain information to the council upon
 33 request; authorizing the Department of Legal Affairs
 34 to acquire data through certain actions on behalf of
 35 the council; requiring the council to publish an
 36 annual report containing information and
 37 recommendations on the Department of Legal Affairs and
 38 the Department of Children and Families' websites by a
 39 specified date; amending s. 768.13, F.S.; providing
 40 legislative intent; exempting certain pharmacies,
 41 pharmacists, and pharmacy technicians from liability
 42 for damages, penalties, fines, or costs as a result of
 43 certain actions relating to emergency opioid
 44 antagonists; providing an effective date.

45
 46 Be It Enacted by the Legislature of the State of Florida:

47
 48 Section 1. Subsection (2), paragraphs (a) and (c) of
 49 subsection (3), subsections (4) and (5), paragraph (b) of
 50 subsection (6), and subsection (7) of section 381.887, Florida
 51 Statutes, are amended, and paragraphs (d) and (e) are added to
 52 subsection (3) of that section, to read:

53 381.887 Emergency treatment for suspected opioid overdose.—

54 (2) The purpose of this section is to provide for the
 55 prescribing, ordering, and dispensing of emergency opioid
 56 antagonists to patients, and caregivers, and emergency
 57 responders and to encourage the prescribing, ordering, and
 58 dispensing of emergency opioid antagonists by authorized health

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care practitioners, pharmacies, and pharmacists.

(3) (a) An authorized health care practitioner may prescribe and dispense an emergency opioid antagonist to, and a pharmacist may order an emergency opioid antagonist with an autoinjection delivery system or intranasal application delivery system for, a patient, a ~~or~~ caregiver, or an emergency responder for use in accordance with this section.

(c) A patient, a ~~or~~ caregiver, or an emergency responder is authorized to receive, store, and possess approved emergency opioid antagonists and, in an emergency situation when a physician is not immediately available, administer the emergency opioid antagonist to a person believed in good faith to be experiencing an opioid overdose, regardless of whether that person has a prescription for an emergency opioid antagonist.

(d) A pharmacy or pharmacist licensed under chapter 465 is authorized to receive, store, possess, and dispense, as applicable, emergency opioid antagonists delivered by a manufacturer or an affiliate of the pharmacy, pursuant to agreements reached with the Department of Legal Affairs for the purpose of dispensing emergency opioid antagonists pursuant to a standing order issued by or at the direction of the State Surgeon General, to any emergency responder identified in the standing order.

(e) A pharmacist or pharmacy technician may dispense an emergency opioid antagonist, pursuant to a standing order issued by or at the direction of the State Surgeon General in a manner consistent with the terms of the standing order, to any emergency responder identified in the standing order.

(4) The following persons are authorized to receive,

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possess, store, and administer emergency opioid antagonists as clinically indicated and are immune from any civil liability or criminal liability as a result of receiving, possessing, storing, or administering an emergency opioid antagonist:

(a) Emergency responders, including, but not limited to, law enforcement officers, paramedics, and emergency medical technicians.

(b) Crime laboratory personnel for the statewide criminal analysis laboratory system as described in s. 943.32, including, but not limited to, analysts, evidence intake personnel, and their supervisors.

(c) Personnel of a law enforcement agency or another ~~an~~ ~~other~~ agency, including, but not limited to, correctional probation officers and child protective investigators who, while acting within the scope or course of employment, come into contact with a controlled substance or persons at risk of experiencing an opioid overdose.

(5) A person, including, but not limited to, an authorized health care practitioner, a dispensing health care practitioner, ~~or~~ a pharmacist, or a pharmacy technician, or a pharmacy, that receives, ~~who~~ possesses, administers, prescribes, dispenses, or stores an approved emergency opioid antagonist in compliance with this section and s. 768.13 is afforded the civil liability immunity protections provided under s. 768.13.

(6)

(b) A dispensing health care practitioner, ~~or~~ pharmacist, pharmacy technician, or pharmacy acting in good faith and exercising reasonable care, is not subject to discipline or other adverse action under any professional licensure statute or

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rule and is immune from any civil or criminal liability as a result of receiving, possessing, storing, dispensing, prescribing, or administering an emergency opioid antagonist in accordance with this section.

(7) This section does not limit any existing immunities for emergency responders or other persons which are provided under this chapter or any other applicable provision of law. This section does not create a duty or standard of care for a person to prescribe, dispense, possess, store, or administer an emergency opioid antagonist.

Section 2. Section 397.335, Florida Statutes, is created to read:

397.335 Statewide Council on Opioid Abatement.—

(1) ESTABLISHMENT.—There is established in the department the Statewide Council on the Opioid Abatement. The council is created for the purpose of enhancing the development and coordination of state and local efforts to abate the opioid epidemic and to support the victims of the opioid crisis and their families. The council shall comply with the requirements of s. 20.052 except as otherwise provided in this section.

(2) MEMBERSHIP.—

(a) Notwithstanding s. 20.052, the council shall be composed of the following members:

1. The Attorney General, or a designee, who shall serve as chair.

2. The Secretary of the Department of Children and Families, or a designee, who shall serve as vice chair.

3. A member appointed by the Governor.

4. A member appointed by the President of the Senate.

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5. A member appointed by the Speaker of the House.

6. Two members who are each a commissioner or mayor of a municipality, appointed by the Florida League of Cities. At least one such member must be from a municipality with a population of less than 50,000 people.

7. Two members, one of whom is a county commissioner or mayor of a county with a population of less than 200,000 people and one of whom is a county commissioner or mayor of a county with a population in excess of 200,000 people, appointed by the Florida Association of Counties.

8. One member who is either a county commissioner or county mayor, appointed by the Florida Association of Counties, or the commissioner or mayor of a municipality, appointed by the Florida League of Cities. The Florida Association of Counties shall appoint such member for the initial term, and future appointments must alternate between a member appointed by the Florida League of Cities, and the Florida Association of Counties.

(b) Each member must be appointed to a 2-year term. Any vacancy must be filled in the same manner as the original appointment for the remainder of the unexpired term.

(c) A member may not receive a commission, fee, or financial benefit in connection with service on the council. Council members may be reimbursed for per diem and travel expenses in accordance with s. 112.061 by the state agency that the member represents. If a member is not affiliated with a state agency, the member must be reimbursed by the department.

(3) ORGANIZATION AND SUPPORT.—

(a) The first meeting of the council must occur no later

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than August 31, 2023.

(b) The council shall meet quarterly and upon the call of the chair or two other members. Meetings of the council may take place in person or virtually using communications media technology as defined in s. 120.54(5)(b)2.

(c) A majority of the members of the council constitutes a quorum.

(d) The Department of Legal Affairs and the Department of Children and Families shall provide the council with staff necessary to assist the council in the performance of its duties.

(e) The council may apply for and accept funds, grants, gifts, and services from the state, the Federal Government or any of its agencies, or any other public or private source for the purposes of defraying costs or performing its duties.

(f) All members must adhere to the rules, regulations, and laws of the state including, but not limited to, s. 112.311 relating to disclosure of conflicts of interest and recusal from discussions or votes on conflicted matters.

(4) DUTIES.—

(a) The council must advise the state and local governments on resolving or abating the opioid epidemic and must review how settlement monies recovered from the opioid litigation brought by the state and political subdivisions have been spent, and the results that have been achieved from such expenditures.

(b) The council shall work with and provide and receive information from the Statewide Drug Policy Advisory Council and make sure that its recommendations and actions are consistent with the recommendations of that council to the extent possible.

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(c) The council shall review data from local, state, and national agencies, both on a regional and a statewide basis, to advise state and local governments on the status, severity, and stage of the opioid epidemic.

(d) The council shall review data from local, state, and national agencies regarding how moneys are being spent to abate the opioid epidemic, the success of such programs, and the appropriate metrics needed to assess the epidemic and progress in abating it.

(e) By July 30 of each year, each county, municipality, managing entity, or state agency that receives settlement funds from an opioid settlement shall provide information to the council related to how it intends to use settlement funds and how it intends to collect data regarding its use of funds.

(f) By August 31 of each year, each county, municipality, managing entity, or state agency that receives settlement funds from an opioid settlement must provide information to the council related to its expenditure of settlement funds and the results obtained from those expenditures.

(g) The council shall develop and recommend metrics, measures, or data sets to assess the progress and success of programs funded by expenditures of opioid settlement funds. The council must attempt to keep such metrics, measures, or data sets consistent with those used by the state with managing entities as well as any metrics, measures, or data sets required by the Substance Abuse and Mental Health Services Administration of the United States Department of Health and Human Services in connection with any grants received by the state. Upon request of the council, a county, municipality, managing entity, or

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state agency must provide the council data or information required to develop such metrics, measures, or data sets.

(h) If a county, municipality, managing entity, or agency fails to provide data or information requested under paragraph (g), the Department of Legal Affairs, acting on behalf of the council, may acquire such data through a civil investigative demand or a subpoena or by commencing an action seeking the turnover of such data or information.

(i) The council, with assistance and support of the department, shall provide a system of documentation and reporting commensurate with the requirements of federal and other agencies providing funding to the state, including, but not limited to, auditing expenditures consistent with any requirements imposed by the Legislature.

(j) Beginning December 1, 2023, the council shall publish an annual report on the websites of the Department of Legal Affairs and the Department of Children and Families no later than December 1st or the first business day after December 1, if December 1 falls on a weekend or holiday. The report must contain information on how settlement funds were spent the previous fiscal year by the state and by each of the managing entities, counties, and municipalities. The report must also contain recommendations to the Governor, the Legislature, and local governments for the prioritization of how funds should be spent during the subsequent fiscal year to effectively respond to the opioid epidemic.

Section 3. Paragraph (e) is added to subsection (2) of section 768.13, Florida Statutes, to read:

768.13 Good Samaritan Act; immunity from civil liability.—

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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(2)

(e)1. As a response to the recognized health emergency in this state caused by the opioid crisis, the Legislature intends to:

a. Maximize the ability of law enforcement officers, emergency medical technicians, firefighters, and other emergency responders to store, possess, and administer emergency opioid antagonists as defined in s. 381.887(1) to persons who are experiencing an opioid overdose, appear to be experiencing an opioid overdose, or are at risk of experiencing an opioid overdose; and

b. Encourage every licensed pharmacy, pharmacist, and pharmacy technician to dispense emergency opioid antagonists, pursuant to a standing order issued by or at the direction of the State Surgeon General, to law enforcement officers, emergency medical technicians, firefighters, and other emergency responders identified in such standing order, without fear of litigation or costs or damages arising from such litigation.

2. Any licensed pharmacy, pharmacist, or pharmacy technician that does either of the following may not be held liable for any damages, penalties, fines, or costs as a result of any act or omission relating to such act:

a. Possesses or stores an emergency opioid antagonist for the purpose of dispensing the emergency opioid antagonist to any law enforcement officer, emergency medical technician, firefighter, or other emergency responder.

b. Dispenses an emergency opioid antagonist to any law enforcement officer, emergency medical technician, firefighter, or other emergency responder in compliance with the terms and

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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291 conditions set forth in a standing order issued by or at the
292 direction of the State Surgeon General.

293 Section 4. This act shall take effect upon becoming a law.

APPEARANCE RECORD

Meeting Date

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

S13 704

Bill Number or Topic

Meeting Date

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Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☐

Against

☒

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
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S-001 (08/10/2021)

3/20/23

APPEARANCE RECORD

SB 704

Meeting Date

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Bill Number or Topic

Health Policy Committee
Committee

Amendment Barcode (if applicable)

Name

Shannon Keever

Phone

941-580-1589

Address

702 46th St.E.
Street

Email

shannon.wvsf@gmail.com

Bradenton, FL

City

State

34208

Zip

Speaking:

☐

For

☐

Against

☒

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
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(travel, meals, lodging, etc.),
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S-001 (08/10/2021)

03/20/2023

Meeting Date

Health Policy

Committee

The Florida Senate

APPEARANCE RECORD

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704

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Helen Sainany

Phone

850 944 5099

Address

610 North Adams Street

Email

hsainany@pharmucm.com

Street

Tallahassee

FL

32301

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☒

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate
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Sb 704

Meeting Date

Health policy

Committee

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Bill Number or Topic

Amendment Barcode (if applicable)

Name

Amanda Langworthy

Phone

Address

Street

Sarasota, FL

City

State

Zip

Email

Speaking:

☒ For

☐ Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

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3/20/23

Meeting Date

SB 704

Bill Number or Topic

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Health Policy

Committee

Amendment Barcode (if applicable)

Name

Nancy Lawther, PhD (Florida PTA)

Phone

407 855-7604

Address

1747 Orlando Central Pkwy

Email

legislation@florida
pta.org

Street

Orlando, FL 32807

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☒I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Florida PTA

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

March 20, 2023

Meeting Date

Health Policy

Committee

Name **Barney Bishop III**

Address **1454 Vieux Carre Drive**

Street

Tallahassee

City

FL

State

32308

Zip

The Florida Senate

APPEARANCE RECORD

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704

Bill Number or Topic

Amendment Barcode (if applicable)

Phone **850-510-9922**

Email **Barney@BarneyBishop.com**

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Fla. Smart Justice

...

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

3/20

Meeting Date

SB 704

Bill Number or Topic

HEALTH POLICY

Committee

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Amendment Barcode (if applicable)

Name

LIBBY GUZZO

Phone

850-245-0155

Address

401 S. MONROE ST. PL-01

Street

Email

LIBBY.GUZZO@MYFLORIDA
LEGAL.COM

JLH

City

FL

State

32399

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐I am appearing without
compensation or sponsorship.☒I am a registered lobbyist,
representing:

OFFICE OF ATTY. GENERAL

☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Banking and Insurance, *Chair*
Agriculture, *Vice Chair*
Appropriations Committee on Agriculture,
Environment, and General Government
Finance and Tax
Fiscal Policy
Judiciary
Rules
Transportation

SENATOR JIM BOYD

20th District

February 24, 2023

Senator Colleen Burton
404 South Monroe Street
530 Knott
Tallahassee, FL 32399

Dear Madame Chair Burton:

I respectfully request Senate Bill 704: Substance Abuse Prevention, be scheduled for a hearing in the Committee on Health Policy, at your earliest convenience.

If I may be of assistance to you on this or any other matter, please do not hesitate to contact me.

Thank you for your consideration of this matter.

Best regards,

A handwritten signature in blue ink, appearing to read "Jim Boyd".

Jim Boyd

cc: Allen Brown
Anhar Al-Asadi

REPLY TO:

- ☐ 717 Manatee Avenue West, Bradenton, Florida 34205 (941) 742-6445
- ☐ 418 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5020

Senate's Website: www.flsenate.gov

KATHLEEN PASSIDOMO
President of the Senate

DENNIS BAXLEY
President Pro Tempore

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Health Policy

BILL: SB 768

INTRODUCER: Senator Martin

SUBJECT: Referral of Patients by Health Care Providers

DATE: March 17, 2023

REVISED: _____

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Stovall	Brown	HP	Favorable
2. _____	_____	AHS	_____
3. _____	_____	FP	_____

I. Summary:

SB 768 removes the requirement for a referring health care provider or group practice to engage in direct supervision when a designated health service or other health care item or service is furnished within the parameters of service delivery that is excluded from the prohibition on self-referrals found in s. 456.053, F.S. Instead, to satisfy the exception, the supervision level must comply with all applicable Medicare payment and coverage rules for services.

The bill provides an effective date of July 1, 2023.

II. Present Situation:

Section 456.053, F.S., contains the “Patient Self-Referral Act of 1992” (Act). The purpose of the Act is to prevent conflicts of interest relating to patient referrals by health care providers to a provider of certain health care services in which the referring provider has an investment or other financial interest. The Legislature recognized that it may be appropriate for providers to own entities providing health care services, and to refer patients to such entities, as long as certain safeguards are present in the arrangement. This section of statute also provides guidance to health care providers regarding prohibited, and authorized, patient referrals under Florida law.

Specifically, the Act prohibits a health care provider from referring a patient for the provision of designated health services or any other health care items or service to an entity in which the health care provider is an investor or has an investment interest.¹ Designated health services (DHS) are:²

- Clinical laboratory services,
- Physical therapy services,

¹ Section 456.053(5)(a) and (b), F.S.

² See s. 456.053(3)(c), F.S.

- Comprehensive rehabilitative services (speech, occupational, or physical therapy services provided on an outpatient or ambulatory basis),³
- Diagnostic-imaging services (magnetic resonance imaging, nuclear medicine, angiography, arteriography, computed tomography, positron emission tomography, digital vascular imaging, bronchography, lymphangiography, splenography, ultrasound, EEG, EKG, nerve conduction studies, and evoked potentials)⁴, and
- Radiation therapy services.

For purposes of the Act:

- A health care provider is a medical doctor, osteopathic physician, chiropractor, podiatrist, advanced practice registered nurse (APRN) who is registered to practice autonomously, optometrist, or dentist.⁵
- A group practice is a group of two or more health care providers legally organized as a partnership, professional corporation, or similar association:
 - In which substantially the full range of services provided by each member, including medical care, consultation, diagnosis, or treatment, are provided through the joint use of shared office space, facilities, equipment, and personnel;
 - For which substantially all of the services provided by the group members are provided through the group and are billed in the name of the group, and amounts so received are treated as receipts of the group; and
 - In which the overhead expenses of and the income from the practice are distributed in accordance with methods previously determined by members of the group.⁶
- A sole provider is one health care provider who maintains a separate medical office and a medical practice separate from any other health care provider and who bills for his or her services separately from the services provided by any other health care provider. A sole provider may not share overhead expenses or professional income with any other person or group practice.⁷
- A patient of a group practice or patient of a sole provider is a patient who receives a physical examination, evaluation, diagnosis, and development of a treatment plan if medically necessary by a physician who is a member of the group practice or the sole provider's practice.⁸

Numerous exceptions exist to the provisions prohibiting self-referral, either in the form of what constitutes an investment interest,^{9, 10} such as a limited investment in a publicly held corporation or exceptions to the definition of a referral. Within this statutory definition of a referral, there are

³ See s. 456.053(3)(b), F.S.

⁴ See s. 456.053(5)(d), F.S.

⁵ Section 456.053(3)(i), F.S., referring to a physician licensed under ch. 458, F.S., (medicine), ch. 459, F.S. (osteopathic medicine), ch. 460, F.S., (chiropractic medicine), or ch. 461, F.S. (podiatric medicine); an advanced practice registered nurse (APRN) registered for autonomous practice under s. 464.0123, F.S.; or any health care provider licensed under ch. 463, F.S., (optometry), or ch. 466, F.S., (dentistry).

⁶ Section 456.053(3)(h), F.S.

⁷ Section 456.053(3)(r), F.S.

⁸ Section 456.053(3)(n), F.S.

⁹ Section 456.053(5)(b), F.S.

¹⁰ Section 456.053(3)(k), F.S.

13 orders, recommendations, or plans of care by specified health care providers that do not constitute a referral by a health care provider and therefore are not prohibited self-referrals.¹¹

The focus of the bill is on one of those exceptions, in s. 456.053(3)(p)3.f., F.S. This exception allows a sole provider or member of a group practice to prescribe or order DHS or other health care items or services for his or her own patients which are to be provided by the sole provider's practice or group practice and the services must be provided or performed under the direct supervision of the referring health care provider or group practice. The exception continues with the following: provided, however, a medical doctor, osteopathic physician, chiropractor, podiatrist, or autonomous APRN may refer a patient to a sole provider or group practice for diagnostic imaging services, excluding radiation therapy services, for which the sole provider or group practice bills both the technical and the professional fee for or on behalf of the patient, if

¹¹ Section 456.053(3)(p), F.S. "Referral" means any referral of a patient by a health care provider for health care services, including, without limitation:

1. The forwarding of a patient by a health care provider to another health care provider or to an entity which provides or supplies designated health services or any other health care item or service; or
2. The request or establishment of a plan of care by a health care provider, which includes the provision of designated health services or other health care item or service.
3. The following orders, recommendations, or plans of care shall not constitute a referral by a health care provider:
 - a. By a radiologist for diagnostic-imaging services.
 - b. By a physician specializing in the provision of radiation therapy services for such services.
 - c. By a medical oncologist for drugs and solutions to be prepared and administered intravenously to such oncologist's patient, as well as for the supplies and equipment used in connection therewith to treat such patient for cancer and the complications thereof.
 - d. By a cardiologist for cardiac catheterization services.
 - e. By a pathologist for diagnostic clinical laboratory tests and pathological examination services, if furnished by or under the supervision of such pathologist pursuant to a consultation requested by another physician.
 - f. By a health care provider who is the sole provider or member of a group practice for designated health services or other health care items or services that are prescribed or provided solely for such referring health care provider's or group practice's own patients, and that are provided or performed by or under the direct supervision of such referring health care provider or group practice; provided, however, a physician licensed pursuant to chapter 458, chapter 459, chapter 460, or chapter 461 or an advanced practice registered nurse registered under s. 464.0123 may refer a patient to a sole provider or group practice for diagnostic imaging services, excluding radiation therapy services, for which the sole provider or group practice billed both the technical and the professional fee for or on behalf of the patient, if the referring physician or advanced practice registered nurse registered under s. 464.0123 has no investment interest in the practice. The diagnostic imaging service referred to a group practice or sole provider must be a diagnostic imaging service normally provided within the scope of practice to the patients of the group practice or sole provider. The group practice or sole provider may accept no more than 15 percent of their patients receiving diagnostic imaging services from outside referrals, excluding radiation therapy services. However, the 15 percent limitation of this sub-subparagraph and the requirements of subparagraph (4)(a)2. do not apply to a group practice entity that owns an accountable care organization or an entity operating under an advanced alternative payment model according to federal regulations if such entity provides diagnostic imaging services and has more than 30,000 patients enrolled per year.
 - g. By a health care provider for services provided by an ambulatory surgical center licensed under chapter 395.
 - h. By a urologist for lithotripsy services.
 - i. By a dentist for dental services performed by an employee of or health care provider who is an independent contractor with the dentist or group practice of which the dentist is a member.
 - j. By a physician for infusion therapy services to a patient of that physician or a member of that physician's group practice.
 - k. By a nephrologist for renal dialysis services and supplies, except laboratory services.
 - l. By a health care provider whose principal professional practice consists of treating patients in their private residences for services to be rendered in such private residences, except for services rendered by a home health agency licensed under chapter 400. For purposes of this sub-subparagraph, the term "private residences" includes patients' private homes, independent living centers, and assisted living facilities, but does not include skilled nursing facilities.
 - m. By a health care provider for sleep-related testing.

the referring physician or autonomous APRN has no investment interest in the practice. Additional parameters for these diagnostic imaging services are provided in the statute.¹²

Under the Act, “direct supervision” means supervision by a physician who is present in the office suite and immediately available to provide assistance and direction throughout the time services are being performed. “Present in the office suite” is defined to mean that the physician is actually physically present, provided, however, that the health care provider is considered physically present during brief unexpected absences as well as during routine absences of a short duration if the absences occur during time periods in which the health care provider is otherwise scheduled and ordinarily expected to be present and the absences do not conflict with any other requirement in the Medicare program for a particular level of health care provider supervision.

Florida’s level of supervision, direct supervision, applies to all designated health services or other health care items or services for authorized referrals and is stricter than many of the state practice acts and the federal Stark Law, which is described below.

The submission of claims for payment of services provided through a prohibited referral, without a timely refund of any collection, subjects the health care provider to a civil penalty of up to \$15,000 for each billing and collection, or up to \$100,000 for each billing and collection if cross-referrals or similar schemes are involved.¹³ The health care provider is also subject to disciplinary action by the applicable state practitioner regulatory board.

The Federal Stark Law

A similar law exists at the federal level, commonly referred to as the Stark Law.¹⁴ The Stark Law prohibits a physician from making referrals for certain designated health services (DHS) to an entity with which the physician, or an immediate family member, has a financial relationship (ownership, investment, compensation arrangement) and billing Medicare (or other payers), unless an exception applies. The following items or services are DHS:

- Clinical laboratory services.
- Physical therapy services.
- Occupational therapy services.
- Outpatient speech-language pathology services.
- Radiology and certain other imaging services.
- Radiation therapy services and supplies.
- Durable medical equipment and supplies.
- Parenteral and enteral nutrients, equipment, and supplies.
- Prosthetics, orthotics, and prosthetic devices and supplies.
- Home health services.
- Outpatient prescription drugs.

¹² See s. 456.053(3)(p)3.f., F.S.

¹³ Section 456.053(5)(c),(d),(e), and (f), F.S.

¹⁴ 42 U.S.C. s. 1395nn, (1989)

- Inpatient and outpatient hospital services.¹⁵

The federal regulations implementing the Stark Law were recently updated to coordinate the care among physicians and other health care providers to improve the care of the patients they serve.¹⁶ This rule provides exceptions to the referral prohibitions for, among other things, physician services and in-office ancillary services if the services are furnished personally; by another physician in the referring physician's group practice; or by another individual who is supervised by the referring physician or another physician in the group practice, provided that the supervision complies with all other applicable Medicare payment and coverage rules for the services.¹⁷

Several documents address the payment and coverage rules such as the Medicare Benefit Policy Manual,¹⁸ the Medicare Claims Processing Manual,¹⁹ and the Code of Federal Regulations (CFR). These documents set forth, among other things, the level of supervision required as a condition of coverage for different health care services paid for by Medicare. For example, with respect to diagnostic X-ray tests, diagnostic laboratory tests, and other diagnostic tests 42 CFR s. 410.32(b)(3), requires:

Except where otherwise indicated, all diagnostic X-ray and other diagnostic tests subject to this provision and payable under the physician fee schedule must be furnished under at least a general level of supervision ... In addition, some of these tests also require either direct or personal supervision.²⁰

As an example of an exception to the general level of supervision, 42 CFR s. 410.32(b)(4), requires:

For diagnostic tests that are performed by a registered radiologist assistant who is certified and registered by the American Registry of Radiologic Technologists ... and that would otherwise require a personal level of supervision ... may be furnished under a direct level of physician supervision to the extent permitted by state law and state scope of practice regulations.

The Centers for Medicare & Medicaid Services (CMS) establishes the required level of supervision based on the type of service performed, the setting where the service is performed

¹⁵ See Centers for Medicare & Medicaid Services: Physician Self-Referral, available at: <https://www.cms.gov/Medicare/Fraud-and-Abuse/PhysicianSelfReferral/index?redirect=/physicianselfreferral/> (last visited March 15, 2022).

¹⁶ See Centers for Medicare & Medicaid Services Newsroom Fact Sheet: Modernizing and Clarifying the Physician Self-Referral Regulations Final Rule (CMS-1720-F) dated November 20, 2020; available at: <https://www.cms.gov/newsroom/fact-sheets/modernizing-and-clarifying-physician-self-referral-regulations-final-rule-cms-1720-f> (last visited March 15, 2023).

¹⁷ See 85 Federal Register 77492, 77667; 42 C.F.R. s. 411.355, published December 2, 2020, effective January 19, 2021, available at: <https://www.govinfo.gov/content/pkg/FR-2020-12-02/pdf/2020-26140.pdf> (last visited March 13, 2023).

¹⁸ See Section 80, chapter 15, of Pub. 100-02, Medicare Benefit Policy, which sets forth the various levels of physician supervision required for diagnostic tests; available at: <https://www.cms.gov/Regulations-and-Guidance/Guidance/Manuals/Downloads/bp102c15.pdf> (last visited March 15, 2023).

¹⁹ See Chapter 13, Medicare Claims Processing Manual – Radiology Services and other Diagnostic Procedures, available at: <https://www.hhs.gov/guidance/sites/default/files/hhs-guidance-documents/clm104c13.pdf> (last visited March 15, 2023).

²⁰ See 42 CFR s. 410.32(b); (10/1/21 edition) available at: <https://www.govinfo.gov/content/pkg/CFR-2021-title42-vol2/pdf/CFR-2021-title42-vol2-part410.pdf> (last visited March 15, 2023).

and the physical location of where the service is performed. There are three levels of supervision:²¹

- General supervision, which means the procedure is furnished under the supervising physician's overall direction and control but the physician's physical presence is not required during the procedure's performance.
- Direct supervision, which means the supervising physician must be present and immediately available to furnish assistance and direction throughout the procedure's performance. It does not mean the physician must be physically present in the room when the procedure is performed.²²
- Personal supervision, which means the physician must be physically present in the room during the procedure's performance.

III. Effect of Proposed Changes:

SB 768 conforms the level of supervision required in the prohibited referral exception related to referrals within a sole provider's practice or group practice to the standard and terminology used in the regulations of the federal Stark Law.

Specifically, the bill removes the requirement for the referring health care provider or group practice to engage in direct supervision when the service is furnished and instead requires the supervision to comply with all applicable Medicare payment and coverage rules for services. The Medicare payment and coverage rules for services include a reference to compliance with state law and state scope of practice regulations which will help ensure patient safety if Florida's supervision requirements exceed those in the Medicare payment and coverage rules.

The bill removes the definitions of "direct supervision" and "present in the office suite" which become unnecessary with the removal of the requirement for direct supervision.

The bill also includes conforming statutory cross-references.

The bill provides an effective date of July 1, 2023.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

²¹ *Id.*

²² Until the end of the calendar year in which the COVID-19 Public Health Emergency ends (which will be the end of 2023), the presence of the physician includes virtual presence through audio/video real-time communications technology (excluding audio-only).

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Relaxing the level of supervision so that the referring physician or a physician in the group practice is not required to be physically present when certain services are performed, may allow for a more efficient and cost-effective use of physician health care resources.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 456.053 and 641.316.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Martin

33-00843-23

2023768__

A bill to be entitled

An act relating to referral of patients by health care providers; amending s. 456.053, F.S.; deleting the definitions of the terms "direct supervision" and "present in the office suite"; revising the definition of the term "referral" to remove reference to direct physician supervision and to require compliance with certain Medicare payment and coverage rules; amending s. 641.316, F.S.; conforming cross-references; providing an effective date.

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

Section 1. Paragraphs (e) and (o) and present paragraph (p) of subsection (3) of section 456.053, Florida Statutes, are amended to read:

456.053 Financial arrangements between referring health care providers and providers of health care services.—

(3) DEFINITIONS.—For the purpose of this section, the word, phrase, or term:

~~(e) "Direct supervision" means supervision by a physician who is present in the office suite and immediately available to provide assistance and direction throughout the time services are being performed.~~

~~(o) "Present in the office suite" means that the physician is actually physically present; provided, however, that the health care provider is considered physically present during brief unexpected absences as well as during routine absences of a short duration if the absences occur during time periods in~~

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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~~which the health care provider is otherwise scheduled and ordinarily expected to be present and the absences do not conflict with any other requirement in the Medicare program for a particular level of health care provider supervision.~~

(n) ~~(p)~~ "Referral" means any referral of a patient by a health care provider for health care services, including, without limitation:

1. The forwarding of a patient by a health care provider to another health care provider or to an entity which provides or supplies designated health services or any other health care item or service; or

2. The request or establishment of a plan of care by a health care provider, which includes the provision of designated health services or other health care item or service.

3. The following orders, recommendations, or plans of care shall not constitute a referral by a health care provider:

a. By a radiologist for diagnostic-imaging services.

b. By a physician specializing in the provision of radiation therapy services for such services.

c. By a medical oncologist for drugs and solutions to be prepared and administered intravenously to such oncologist's patient, as well as for the supplies and equipment used in connection therewith to treat such patient for cancer and the complications thereof.

d. By a cardiologist for cardiac catheterization services.

e. By a pathologist for diagnostic clinical laboratory tests and pathological examination services, if furnished by or under the supervision of such pathologist pursuant to a consultation requested by another physician.

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59 f. By a health care provider who is the sole provider or
 60 member of a group practice for designated health services or
 61 other health care items or services that are prescribed or
 62 provided solely for such referring health care provider's or
 63 group practice's own patients, and that are provided or
 64 performed by or under the ~~direct~~ supervision of such referring
 65 health care provider or group practice if such supervision
 66 complies with all applicable Medicare payment and coverage rules
 67 for services; provided, however, a physician licensed pursuant
 68 to chapter 458, chapter 459, chapter 460, or chapter 461 or an
 69 advanced practice registered nurse registered under s. 464.0123
 70 may refer a patient to a sole provider or group practice for
 71 diagnostic imaging services, excluding radiation therapy
 72 services, for which the sole provider or group practice billed
 73 both the technical and the professional fee for or on behalf of
 74 the patient, if the referring physician or advanced practice
 75 registered nurse registered under s. 464.0123 has no investment
 76 interest in the practice. The diagnostic imaging service
 77 referred to a group practice or sole provider must be a
 78 diagnostic imaging service normally provided within the scope of
 79 practice to the patients of the group practice or sole provider.
 80 The group practice or sole provider may accept no more than 15
 81 percent of their patients receiving diagnostic imaging services
 82 from outside referrals, excluding radiation therapy services.
 83 However, the 15 percent limitation of this sub-subparagraph and
 84 the requirements of subparagraph (4)(a)2. do not apply to a
 85 group practice entity that owns an accountable care organization
 86 or an entity operating under an advanced alternative payment
 87 model according to federal regulations if such entity provides

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88 diagnostic imaging services and has more than 30,000 patients
 89 enrolled per year.
 90 g. By a health care provider for services provided by an
 91 ambulatory surgical center licensed under chapter 395.
 92 h. By a urologist for lithotripsy services.
 93 i. By a dentist for dental services performed by an
 94 employee of or health care provider who is an independent
 95 contractor with the dentist or group practice of which the
 96 dentist is a member.
 97 j. By a physician for infusion therapy services to a
 98 patient of that physician or a member of that physician's group
 99 practice.
 100 k. By a nephrologist for renal dialysis services and
 101 supplies, except laboratory services.
 102 l. By a health care provider whose principal professional
 103 practice consists of treating patients in their private
 104 residences for services to be rendered in such private
 105 residences, except for services rendered by a home health agency
 106 licensed under chapter 400. For purposes of this sub-
 107 subparagraph, the term "private residences" includes patients'
 108 private homes, independent living centers, and assisted living
 109 facilities, but does not include skilled nursing facilities.
 110 m. By a health care provider for sleep-related testing.
 111 Section 2. Paragraph (b) of subsection (2) and subsection
 112 (6) of section 641.316, Florida Statutes, are amended to read:
 113 641.316 Fiscal intermediary services.—
 114 (2)
 115 (b) The term "fiscal intermediary services organization"
 116 means a person or entity that performs fiduciary or fiscal

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 117 intermediary services to health care professionals who contract
 118 with health maintenance organizations other than a hospital
 119 licensed under chapter 395, an insurer licensed under chapter
 120 624, a third-party administrator licensed under chapter 626, a
 121 prepaid limited health service organization licensed under
 122 chapter 636, a health maintenance organization licensed under
 123 this chapter, or a physician group practice as defined in s.
 124 456.053(3) ~~s. 456.053(3)(h)~~ which provides services under the
 125 scope of licenses of the members of the group practice.

126 (6) Any fiscal intermediary services organization, other
 127 than a hospital licensed under chapter 395, an insurer licensed
 128 under chapter 624, a third-party administrator licensed under
 129 chapter 626, a prepaid limited health service organization
 130 licensed under chapter 636, a health maintenance organization
 131 licensed under this chapter, a not-for-profit corporation that
 132 provides health care services directly to patients through
 133 employed, salaried physicians and that is affiliated with an
 134 accredited hospital licensed in this state, or a physician group
 135 practice as defined in s. 456.053(3) ~~s. 456.053(3)(h)~~ which
 136 provides services under the scope of licenses of the members of
 137 the group practice, must register with the office and meet the
 138 requirements of this section. In order to register as a fiscal
 139 intermediary services organization, the organization must comply
 140 with ss. 641.21(1)(c), (d), and (j), 641.22(6), and 641.27. The
 141 fiscal intermediary services organization must also comply with
 142 the provisions of ss. 641.3155, 641.3156, and 641.51(4). Should
 143 the office determine that the fiscal intermediary services
 144 organization does not meet the requirements of this section, the
 145 registration shall be denied. If the registrant fails to

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 146 maintain compliance with this section, the office may revoke or
 147 suspend the registration. In lieu of revocation or suspension of
 148 the registration, the office may levy an administrative penalty
 149 in accordance with s. 641.25.

150 Section 3. This act shall take effect July 1, 2023.

The Florida Senate

APPEARANCE RECORD

MARCH 20, 2023

Meeting Date

SB 768

Bill Number or Topic

SENATE HEALTH POLICY

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

JAMES EATON

Phone

850 510 6794

Address

119 S. MONROE STREET, SUITE 202

Street

Email

jimeaton53@gmail.com

TALLAHASSEE FL

City

State

32301

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:

MILLENNIUM PHYSICIAN
GROUP



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Criminal Justice, *Chair*
Appropriations
Appropriations Committee on Criminal and Civil Justice
Appropriations Committee on Health and Human Services
Community Affairs
Environment and Natural Resources
Ethics and Elections

SELECT COMMITTEE:

Select Committee on Resiliency

SENATOR JONATHAN MARTIN

33rd District

March 6, 2023

The Honorable Colleen Burton
Senate Health Policy Committee, Chair
530 Knott Building
404 South Monroe Street
Tallahassee, FL 32399

RE: SB 768 - An act relating to Referral of Patients by Health Care Providers

Dear Chair Burton:

Please allow this letter to serve as my respectful request to place SB 768, relating to Referral of Patients by Health Care Providers, on the next committee agenda.

Your kind consideration of this request is greatly appreciated. Please feel free to contact my office for any additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Jon Martin".

Jonathan Martin
Senate District 33

Cc: Allen Brown, Staff Director
Anhar Al-Asadi, Administrative Assistant

REPLY TO:

- ☐ 2000 Main Street, Suite 401, Fort Myers, Florida 33901 (239) 338-2570
- ☐ 311 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5033

Senate's Website: www.flsenate.gov

KATHLEEN PASSIDOMO
President of the Senate

DENNIS BAXLEY
President Pro Tempore

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Health Policy

BILL: SB 568

INTRODUCER: Senators Rodriguez and Hooper

SUBJECT: Assault or Battery on Hospital Personnel

DATE: March 17, 2023

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Erickson</u>	<u>Stokes</u>	<u>CJ</u>	Favorable
2.	<u>Brown</u>	<u>Brown</u>	<u>HP</u>	Favorable
3.	<u> </u>	<u> </u>	<u>RC</u>	<u> </u>

I. Summary:

SB 568 amends s. 784.07, F.S., which reclassifies the misdemeanor or felony degrees of assault and battery offenses if such offenses are knowingly committed against a law enforcement officer, firefighter, or other specified persons. The bill defines the term “hospital personnel” and adds such personnel to the list of specified persons protected under that section of statute. The reclassification of the offense has the effect of increasing the maximum sentence that may be imposed for the offense.

The Legislature’s Office of Economic and Demographic Research preliminarily estimates that the bill will have a “positive insignificant” prison bed impact (an increase of 10 or fewer prison beds). See Section V. Fiscal Impact Statement.

The bill provides an effective date of October 1, 2023.

II. Present Situation:

Hospitals

Hospitals are licensed by the Agency for Health Care Administration (AHCA) under ch. 395, F.S., and the general licensure provisions of part II of ch. 408, F.S. A hospital is an establishment that:

- Offers services more intensive than those required for room, board, personal services, and general nursing care, and offers facilities and beds for use beyond 24 hours by individuals who require diagnosis, treatment, or care for illness, injury, deformity, infirmity, abnormality, disease, or pregnancy; and

- Regularly makes available at least clinical laboratory services, diagnostic X-ray services, and treatment facilities for surgery or obstetrical care, or other definitive treatment of similar extent.¹

Hospitals in Florida employ approximately 295,881 individuals and 63,617 medical staff.² Hospitals employ individuals in a number of occupations, including health care practitioners, health care support, office and administrative staff, janitorial and maintenance, food preparation and service, community and social services, business and financial operations, information technology, and management and executive positions.³

Violence against Health Care Personnel

Workplace violence is defined by the Occupational Safety and Health Administration as any act or threat of physical violence, harassment, intimidation, or other disruptive behavior that occurs at the work site.⁴ The impact of workplace violence can range from psychological issues to physical injury, or even death.⁵ There are four types of workplace violence:

- The perpetrator has no association with the workplace or employees;
- The perpetrator is a customer or patient of the workplace or employee;
- The perpetrator is a current or former employee of the workplace; and
- The perpetrator has a personal relationship with the employee but not with the workplace.⁶

The second type of violence, usually committed by patients, their families, or their friends, is the most common type of violence against health care employees.⁷ Hospital settings create extreme levels of stress for patients, their families and friends, as well as employees of the institution.⁸ Fear, illness, and emotional circumstances contribute to agitation and aggression from patients.

¹ Section 395.002(12), F.S. The term “hospital” does not include an institution conducted by adherents of a well-recognized church or religious denomination that depends exclusively on prayer or spiritual means to heal, care for, or treat any person.

² Florida Health Care Association, *2022 Directory of Hospitals*, p. 9, available at https://www.floridahospitalassociation-digital.com/fhad/2022_fha_directory_of_hospitals/MobilePagedReplica.action?pm=2&folio=8#pg9 (last visited on March 16, 2023).

³ Becker’s Hospital Review, *What Occupations Make up the Hospital Workforce?* (April 2, 2014), available at <https://www.beckershospitalreview.com/hr/what-occupations-make-up-the-hospital-workforce.html> (last visited on March 16, 2023).

⁴ U.S. Department of Labor, Occupational Safety and Health Administration, *Workplace Violence*, available at <https://www.osha.gov/workplace-violence#:~:text=Workplace%20violence%20is%20any%20act,%2C%20clients%2C%20customers%20and%20visitors> (last visited on March 16, 2023).

⁵ Centers for Disease Control and Prevention, National Institute for Occupational Safety and Health, *Occupational Violence*, (last rev. Sept. 22, 2020), available at <https://www.cdc.gov/niosh/topics/violence/default.html> (last visited on March 16, 2023).

⁶ James P. Phillips, M.D., *Workplace Violence against Health Care Workers in the United States*, NEW ENGLAND J OF MEDICINE, 374(17) (April 28, 2016), pp. 1662, available at https://www.researchgate.net/publication/301686568_Workplace_Violence_against_Health_Care_Workers_in_the_United_States (last visited on March 16, 2023).

⁷ *Id.* at p. 1663.

⁸ Wallace Stephens, *Violence against Healthcare Workers: A Rising Epidemic*, AM J OF MANAGED CARE (May 12, 2019), available at <https://www.ajmc.com/view/violence-against-healthcare-workers-a-rising-epidemic> (last visited on March 16, 2023).

Additionally, substance abuse, mental illness, or drug-seeking habits may contribute to such workplace violence.⁹

Health care workers accounted for 73 percent of all nonfatal workplace injuries and illnesses due to violence in 2018.¹⁰ A 2017 report commissioned by the American Hospital Association estimated that violence against hospital employees resulted in \$429 million in medical care, staffing, indemnity, and other costs.¹¹

Workplace violence committed against health care workers is typically underreported. Health care workers do not formally report all incidents for a variety of reasons, such as no serious injury was suffered, inconvenience, and the perception that violence comes with the job.¹² In fact, a study conducted in 2000 found that 82 percent of U.S. nurses had been assaulted at least once during their careers and 73 percent believed that assault was a part of their jobs.¹³ The American College of Emergency Physicians reported the findings of a 2018 survey which found that 47 percent of emergency room physicians had been physically assaulted at work but only three percent pressed charges.¹⁴ Additionally, employers may not always accurately report incidents of workplace violence.

Assault and Battery

Assault and Aggravated Assault

Section 784.011, F.S., provides that it is a second degree misdemeanor¹⁵ to commit an assault, which is an intentional, unlawful threat by word or act to do violence to the person of another, coupled with an apparent ability to do so, and doing some act which creates a well-founded fear in such other person that such violence is imminent.

Section 784.021, F.S., provides that an aggravated assault is an assault:

- With a deadly weapon¹⁶ without intent to kill; or

⁹ Ashleigh Watson, M.D., Mohammad Jafari, HBSc, and Ali Seifi, M.D., *The Persistent Pandemic of Violence against Health Care Workers*, AM J OF MANAGED CARE 26(12) (December 11, 2020), pp. e377-e379, available at <https://www.ajmc.com/view/the-persistent-pandemic-of-violence-against-health-care-workers> (last visited on March 16, 2023).

¹⁰ U.S. Bureau of Labor Statistics, *Fact Sheet: Workplace Violence in Healthcare, 2018*, (April 2020), available at <https://www.bls.gov/iif/factsheets/workplace-violence-healthcare-2018.htm> (last visited on March 16, 2023).

¹¹ Jill Van Den Bos, ASA, MAAA et al., *Cost of Community Violence to Hospitals and Health Systems*, (July 26, 2017), p. 2, available at <https://www.aha.org/system/files/2018-01/community-violence-report.pdf> (last visited on March 16, 2023).

¹² U.S. Government Accountability Office, *Workplace Health and Safety: Additional Efforts Needed to Help Protect Health Care Workers from Workplace Violence*, (March 2016), pp. 16-18, available at <https://www.gao.gov/assets/680/675858.pdf> (last visited on March 16, 2023).

¹³ Watson, *supra* note 9.

¹⁴ American College of Emergency Physicians, *Violence in the Emergency Department: Resources for a Safer Workplace*, available at <https://www.acep.org/administration/violence-in-the-emergency-department-resources-for-a-safer-workplace/> (last visited on March 16, 2023).

¹⁵ A second degree misdemeanor is punishable by not more than 60 days in county jail and a fine not exceeding \$500. Sections 775.082(4)(b) and 775.083(1)(e), F.S.

¹⁶ When undefined in statute, Florida courts have defined a “deadly weapon” as an instrument that will likely cause death or great bodily harm when used in the ordinary and usual manner contemplated by its design or an object that is used or threatened to be used in a way likely to produce death or great bodily harm. *See Brown v. State*, 86 So.3d 569, 571 (Fla. 5th DCA 2012).

- With an intent to commit a felony.

Aggravated assault is a third degree felony¹⁷ and is ranked in Level 6 of the Criminal Punishment Code offense severity level ranking chart.¹⁸

Battery and Aggravated Battery

Section 784.03, F.S., provides that the offense of battery occurs when a person:

- Actually and intentionally touches or strikes another person against the will of the other; or
- Intentionally causes bodily harm to another person.

Generally, a battery under this statute is punishable as a first degree misdemeanor¹⁹ but a person commits a third degree felony if he or she has one prior conviction for battery, aggravated battery, or felony battery and commits any second or subsequent battery.²⁰

Section 784.045, F.S., provides that a person commits aggravated battery who, in committing battery:

- Intentionally or knowingly causes great bodily harm, permanent disability, or permanent disfigurement;
- Uses a deadly weapon; or
- Knows or should have known that the victim of the battery was pregnant at the time of the offense.

Aggravated battery is a second degree felony and is ranked in Level 7 of the Criminal Punishment Code offense severity level ranking chart.²¹

Assault or Battery on a Law Enforcement Officers or Other Specified Professional

Section 784.07(2), F.S., reclassifies the misdemeanor or felony degree of assault, aggravated assault, battery, and aggravated battery when a person is charged with knowingly committing any of these offenses upon an officer or employee described as follows while that officer or employee is engaged in the lawful performance of his or her duties:

- A law enforcement officer;
- A firefighter;
- An emergency medical care provider;
- A railroad special officer;
- A traffic accident investigation officer;
- A nonsworn law enforcement agency employee who is certified as an agency inspector, a blood alcohol analyst, or a breath test operator while such employee is in uniform and

¹⁷ A third degree felony is punishable by not more than five years in state prison and a fine not exceeding \$5,000. Sections 775.082(3)(e) and 775.083(1)(c), F.S.

¹⁸ Section 921.0022(3)(g), F.S.

¹⁹ A first degree misdemeanor is punishable by not more than a year in county jail and a fine not exceeding \$1,000. Sections 775.082(4)(a) and 775.083(1)(d), F.S.

²⁰ Section 784.03(2), F.S.

²¹ Section 921.0022(3)(g), F.S. A second degree felony is punishable by not more than 15 years in state prison and a fine of up to \$10,000. Sections 775.082(3)(d) and 775.083(1)(b), F.S.

engaged in processing, testing, evaluating, analyzing, or transporting a person who is detained or under arrest for DUI;

- A law enforcement explorer;
- A traffic infraction enforcement officer;
- A parking enforcement specialist;
- A person licensed as a security officer and wearing a uniform bearing at least one patch or emblem that is visible at all times and clearly identifies the person's employing agency and that the person is a licensed security officer;
- A security officer employed by the board of trustees of a community college; or
- A public transit employee or agent.

The reclassification of the degree of the offense is as follows:

- In the case of assault, from a second degree misdemeanor to a first degree misdemeanor;
- In the case of battery, from a first degree misdemeanor to a third degree felony;
- In the case of aggravated assault, from a third degree felony to a second degree felony, and any person convicted of aggravated assault upon a law enforcement officer is subject to a mandatory three-year minimum term of imprisonment; and
- In the case of aggravated battery, from a second degree felony to a first degree felony,²² and any person convicted of aggravated battery of a law enforcement officer is subject to a mandatory five-year minimum term of imprisonment.²³

Further, if the person, during the commission of a battery subject to reclassification as a third degree felony, possessed:

- A firearm or destructive device, the person is subject to a mandatory minimum term of imprisonment of three years; or
- A semiautomatic firearm and its high-capacity detachable box magazine or a machine gun, the person is subject to a mandatory minimum term of imprisonment of eight years.²⁴

Reclassifying an offense has the effect of increasing the maximum sentence that can be imposed for an offense. The maximum sentence that can be imposed for a criminal offense is generally based on the degree of the misdemeanor or felony:

- Sixty days in a county jail for a second degree misdemeanor;
- One year in a county jail for a first degree misdemeanor;
- Five years in state prison for a third degree felony;
- Fifteen years in state prison for a second degree felony; and
- Generally, 30 years in state prison for a first degree felony.²⁵

²² A first degree felony is generally punishable by not more than 30 years in state prison and a fine not exceeding \$10,000. Sections 775.082(3)(b) and 775.083(1)(b), F.S.

²³ Section 784.07(2), F.S.

²⁴ Section 784.07(3)(a) and (b), F.S. Additionally, adjudication of guilt or imposition of sentence shall not be suspended, deferred, or withheld, and the defendant is not eligible for statutory gain-time or any form of discretionary early release, other than pardon or executive clemency, or conditional medical release, prior to serving the minimum sentence. Section 784.07(3), F.S.

²⁵ Section 775.082, F.S. (maximum penalties). Fines may also be imposed, and those fines escalate based on the degree of the offense. Section 775.082, F.S., provides the following maximum fines: \$500 for a second degree misdemeanor; \$1,000 for a first degree misdemeanor; \$5,000 for a third degree felony; and \$10,000 for a second degree felony and a first degree felony.

III. Effect of Proposed Changes:

The bill amends s. 784.07, F.S., to reclassify the degree of the offense when an individual knowingly commits an assault or battery against hospital personnel while that hospital personnel is engaged in the lawful performance of his or her duties. The bill defines “hospital personnel” as a health care practitioner as defined in s. 456.001, F.S.,²⁶ an employee, an agent, or a volunteer who is employed, under contract, or otherwise authorized by a hospital, as defined in s. 395.002, F.S.,²⁷ to perform duties directly associated with the care and treatment rendered by any department of a hospital or with the security thereof.

The offenses are reclassified as follows:

- In the case of assault, from a second degree misdemeanor to a first degree misdemeanor;
- In the case of battery, from a first degree misdemeanor to a third degree felony;
- In the case of aggravated assault, from a third degree felony to a second degree felony; and
- In the case of aggravated battery, from a second degree felony to a first degree felony.

The reclassification of the offense has the effect of increasing the maximum sentence that may be imposed for the offense, as noted above.

The bill provides an effective date of October 1, 2023.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

This bill appears to be exempt from the requirements of Art. VII, s. 18(d) of the Florida Constitution, relating to unfunded mandates.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

²⁶ Section 456.001, F.S., defines “health care practitioner” as any person licensed under ch. 457, F.S. (acupuncture); ch. 458, F.S. (medical practice); ch. 459, F.S. (osteopathic medicine); ch. 460, F.S. (chiropractic medicine); ch. 461, F.S. (podiatric medicine); ch. 462, F.S. (naturopathy); ch. 463, F.S. (optometry); ch. 464 F.S., (nursing); ch. 465, F.S. (pharmacy); ch. 466, F.S. (dentistry); ch. 467, F.S. (midwifery); parts I, II, III, V, X, XIII, or XIV of ch. 468 F.S., (speech-language pathology and audiology, nursing home administration, occupational therapy, respiratory therapy, dietetics and nutrition practice, athletic trainers, or orthotics, prosthetics, and pedorthics, respectively); ch. 478, F.S. (electrolysis); ch. 480, F.S. (massage therapy); ch. 483, F.S. (clinical laboratory personnel or medical physicists); ch. 484, F.S. (optical devices and hearing aids); ch. 486, F.S. (physical therapy practice); ch. 490, F.S. (psychological services); or ch. 491, F.S. (clinical, counseling, and psychotherapy services).

²⁷ Section 395.002, F.S., is the definitions section in part 1 of ch. 395, F.S., relating to hospitals and other licensed facilities.

E. Other Constitutional Issues:

None identified.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The Criminal Justice Impact Conference, which provides the final, official estimate of the prison bed impact, if any, of legislation, has not yet reviewed the bill. The Legislature's Office of Economic and Demographic Research (EDR) preliminarily estimates that the House companion bill (HB 825), which is similar to SB 568, will have a "positive insignificant" prison bed impact (an increase of 10 or fewer prison beds).²⁸

The EDR provides the following information relevant to its estimate:

Large numbers come to prison each year with these offenses as primary. In FY 2018-2019, there were 400 new commitments to prison for these offenses and in FY 2019-2020, there were 286 new commitments. In FY 2020-2021, there were 260 new commitments, and there were 320 new commitments in FY 2021-2022. It is unknown how large the hospital personnel victim pool is, but simple battery is the most common felony offense and the incarceration rate is low (16.2% in FY 2018-2019, 14.4% in FY 2019-2020, 16.7% in FY 2020-2021, and 14.4% in FY 2021-2022). Furthermore, emergency medical care providers are already included in the existing law. CJIC has heard bills with the same provisions in prior years and found them to have an insignificant impact due to low volume.²⁹

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

²⁸ *HB 825 – Assault or Battery on Hospital Personnel (Similar SB 568)*, Office of Economic and Demographic Research (on file with the Senate Committee on Criminal Justice).

²⁹ *Id.*

VIII. Statutes Affected:

This bill substantially amends section 784.07 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Rodriguez

40-01257-23

2023568__

A bill to be entitled

An act relating to assault or battery on hospital personnel; amending s. 784.07, F.S.; defining the term "hospital personnel"; providing enhanced criminal penalties for persons who knowingly commit assault or battery upon hospital personnel; providing an effective date.

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

Section 1. Section 784.07, Florida Statutes, is amended to read:

784.07 Assault or battery of law enforcement officers, firefighters, emergency medical care providers, hospital personnel, public transit employees or agents, or other specified officers; reclassification of offenses; minimum sentences.—

(1) As used in this section, the term:

(a) "Emergency medical care provider" means an ambulance driver, emergency medical technician, paramedic, registered nurse, physician as defined in s. 401.23, medical director as defined in s. 401.23, or any person authorized by an emergency medical service licensed under chapter 401 who is engaged in the performance of his or her duties. The term "emergency medical care provider" also includes physicians, employees, agents, or volunteers of hospitals as defined in chapter 395, who are employed, under contract, or otherwise authorized by a hospital to perform duties directly associated with the care and treatment rendered by the hospital's emergency department or the

40-01257-23

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security thereof.

(b) "Firefighter" means any person employed by any public employer of this state whose duty it is to extinguish fires; to protect life or property; or to enforce municipal, county, and state fire prevention codes, as well as any law pertaining to the prevention and control of fires.

(c) "Hospital personnel" means a health care practitioner as defined in s. 456.001 or an employee, an agent, or a volunteer who is employed by, under contract with, or otherwise authorized by a hospital as defined in s. 395.002 to perform duties directly associated with the care and treatment rendered by any department of a hospital or with the security thereof.

(d) ~~(e)~~ "Law enforcement explorer" means any person who is a current member of a law enforcement agency's explorer program and who is performing functions other than those required to be performed by sworn law enforcement officers on behalf of a law enforcement agency while under the direct physical supervision of a sworn officer of that agency and wearing a uniform that bears at least one patch that clearly identifies the law enforcement agency that he or she represents.

(e) ~~(d)~~ "Law enforcement officer" includes a law enforcement officer, a correctional officer, a correctional probation officer, a part-time law enforcement officer, a part-time correctional officer, an auxiliary law enforcement officer, and an auxiliary correctional officer, as those terms are respectively defined in s. 943.10, and any county probation officer; an employee or agent of the Department of Corrections who supervises or provides services to inmates; an officer of the Florida Commission on Offender Review; a federal law

40-01257-23

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enforcement officer as defined in s. 901.1505; and law enforcement personnel of the Fish and Wildlife Conservation Commission, the Department of Environmental Protection, or the Department of Law Enforcement.

~~(f)(e)~~ "Public transit employees or agents" means bus operators, train operators, revenue collectors, security personnel, equipment maintenance personnel, or field supervisors, who are employees or agents of a transit agency as described in s. 812.015(1)(1).

~~(g)(f)~~ "Railroad special officer" means a person employed by a Class I, Class II, or Class III railroad and appointed or pending appointment by the Governor pursuant to s. 354.01.

(2) Whenever any person is charged with knowingly committing an assault or battery upon a law enforcement officer, a firefighter, an emergency medical care provider, hospital personnel, a railroad special officer, a traffic accident investigation officer as described in s. 316.640, a nonsworn law enforcement agency employee who is certified as an agency inspector, a blood alcohol analyst, or a breath test operator while such employee is in uniform and engaged in processing, testing, evaluating, analyzing, or transporting a person who is detained or under arrest for DUI, a law enforcement explorer, a traffic infraction enforcement officer as described in s. 316.640, a parking enforcement specialist as defined in s. 316.640, a person licensed as a security officer as defined in s. 493.6101 and wearing a uniform that bears at least one patch or emblem that is visible at all times that clearly identifies the employing agency and that clearly identifies the person as a licensed security officer, or a security officer employed by the

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board of trustees of a community college, while the officer, firefighter, emergency medical care provider, hospital personnel, railroad special officer, traffic accident investigation officer, traffic infraction enforcement officer, inspector, analyst, operator, law enforcement explorer, parking enforcement specialist, public transit employee or agent, or security officer is engaged in the lawful performance of his or her duties, the offense for which the person is charged shall be reclassified as follows:

(a) In the case of assault, from a misdemeanor of the second degree to a misdemeanor of the first degree.

(b) In the case of battery, from a misdemeanor of the first degree to a felony of the third degree. Notwithstanding any other provision of law, a person convicted of battery upon a law enforcement officer committed in furtherance of a riot or an aggravated riot prohibited under s. 870.01 shall be sentenced to a minimum term of imprisonment of 6 months.

(c) In the case of aggravated assault, from a felony of the third degree to a felony of the second degree. Notwithstanding any other provision of law, any person convicted of aggravated assault upon a law enforcement officer shall be sentenced to a minimum term of imprisonment of 3 years.

(d) In the case of aggravated battery, from a felony of the second degree to a felony of the first degree. Notwithstanding any other provision of law, any person convicted of aggravated battery of a law enforcement officer shall be sentenced to a minimum term of imprisonment of 5 years.

(3) Any person who is convicted of a battery under paragraph (2)(b) and, during the commission of the offense, such

40-01257-23

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person possessed:

(a) A "firearm" or "destructive device" as those terms are defined in s. 790.001, shall be sentenced to a minimum term of imprisonment of 3 years.

(b) A semiautomatic firearm and its high-capacity detachable box magazine, as defined in s. 775.087(3), or a machine gun as defined in s. 790.001, shall be sentenced to a minimum term of imprisonment of 8 years.

Notwithstanding s. 948.01, adjudication of guilt or imposition of sentence shall not be suspended, deferred, or withheld, and the defendant is not eligible for statutory gain-time under s. 944.275 or any form of discretionary early release, other than pardon or executive clemency, or conditional medical release under s. 947.149, prior to serving the minimum sentence.

Section 2. This act shall take effect October 1, 2023.

03/20/2023

APPEARANCE RECORD

568

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Matthew Holliday

Phone

239-826-7864

Address

350 7th Street N.

Street

Email

matthew.holliday@nchmd.org

Naples

City

FL

State

34102

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☒

I am a registered lobbyist,
representing:

NCH Healthcare System

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

SB 568

Bill Number or Topic

3/20/23

Meeting Date

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Senate professional staff conducting the meeting

Sen. Health Policy

Committee

Amendment Barcode (if applicable)

Name

Lindy Kennedy

Phone

850445274

Address

125 S. Gadsden Suite 300

Email

lindy@snhaf.net

Street

Tallahassee FL

City

State

32301

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐I am appearing without
compensation or sponsorship.☒I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Safety Net Hospital Alliance

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

March 20, 2023

Meeting Date

Health Policy

Committee

The Florida Senate

APPEARANCE RECORD

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568

Bill Number or Topic

Amendment Barcode (if applicable)

Name **Barney Bishop III**

Phone **850-510-9922**

Address **1454 Vieux Carre Drive**

Email **Barney@BarneyBishop.com**

Street

Tallahassee

FL

32308

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Fla. Smart Justice

...

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

3/20

Meeting Date

The Florida Senate
APPEARANCE RECORD

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SB 568

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

DAVID MICA, Jr

Phone

Address

Street

Email

City

State

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Florida Hospital Association

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

March 20, 2023

APPEARANCE RECORD

SB 568

Meeting Date

Bill Number or Topic

Health Policy

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Committee

Amendment Barcode (if applicable)

Name Erin Ballas

Phone 850-728-6387

Address 730 E. Park Ave.

Email erinballas@paconsultants.com

Street

Tallahassee FL

32301

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.☒ I am a registered lobbyist,
representing:
The Florida Nurses
Association☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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Bill Number or Topic

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Lee Health

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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3/20/2023

Meeting Date

Health Policy

Committee

568

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Allison Kinney

Phone

851 204 4465

Address

101 N Monroe St

Street

Email

Tallahassee

FL

32303

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

HCA

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

March 20, 2023

Meeting Date

SB 568

Bill Number or Topic

Senate Health Policy

Committee

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Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Dr. Dan Podberesky

Phone

450-758-5209

Address

6535 Nemours Pkwy

Street

Email

Daniel.Podberesky
@nemours.org

Orlando FL

City

State

32827

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:

Podberesky

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Nemours Childrens Hospital

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)



The Florida Senate

Committee Agenda Request

To: Senator Colleen Burton, Chair
Committee on Health Policy

Subject: Committee Agenda Request

Date: March 13, 2023

I respectfully request that **Senate Bill #568**, relating to Assault or Battery on Hospital Personnel, be placed on the:

- ☒ committee agenda at your earliest possible convenience.
- ☐ next committee agenda.

A handwritten signature in black ink, appearing to read "Ana Maria Rodriguez".

Senator Ana Maria Rodriguez
Florida Senate, District 40

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Health Policy

BILL: SB 914

INTRODUCER: Senator Garcia

SUBJECT: Suicide Prevention

DATE: March 17, 2023

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Delia	Cox	CF	Favorable
2.	Brown	Brown	HP	Favorable
3.			RC	

I. Summary:

SB 914 modifies statutory provisions governing confidentiality for peer support communications between a first responder and a first responder peer. The bill allows certain first responder organizations to designate first responder peers and clarifies that first responder peers include active, volunteer, and retired first responders. The bill also permits diagnosis of post-traumatic stress disorder in first responders via telehealth for the purposes of obtaining worker's compensation benefits.

The bill directs the Commission on Mental Health and Substance Abuse (the Commission) adjunct to the Department of Children and Families (the DCF) to conduct a study examining the following services and programs relating to suicide prevention:

- The National Suicide Prevention Lifeline (the NSPL);
- Crisis response services;
- Strategies to improve linkages between NSPL infrastructure and crisis response services;
- Available mental health block grant funds;
- Funding sources available through Medicaid; and
- Strategies to ensure that managing entities work with community stakeholders in furtherance of supporting the NSPL and other crisis response services.

The bill extends the statutory repeal date of the Commission from September 1, 2023, to September 1, 2026. The bill also requires the Commission to submit interim reports, beginning January 1, 2023, annually thereafter through January 1, 2025, and a final report due September 1, 2026, to the Governor; the President of the Senate; and the Speaker of the House of Representatives. The bill requires the Commission to include the findings of the suicide prevention study in the final report due September 1, 2026.

The bill is unlikely to have a significant negative impact on state government and may have an indeterminate impact on certain affiliated first responder organizations as defined in the bill. See Section V. Fiscal Impact Statement.

The bill is effective July 1, 2023.

II. Present Situation:

Suicide Prevention

Suicide is a major public health issue and a leading cause of death nationally.¹ In 2020, 45,979 suicide deaths were reported across the U.S., while an estimated 12.2 million American adults seriously thought about suicide, 3.2 million planned a suicide attempt, and 1.2 million attempted suicide.² Suicide rates increased every year from 2000 through 2018.³ After stable trends from 2000 to 2007, suicide rates for persons aged 10–24 increased 56 percent from 2007 to 2017,⁴ before declining two percent from 2018 to 2019.⁵ Provisional data indicate that both the number and the rate of suicides nationally increased four percent from 2020 to 2021, after two consecutive years of decline in 2019 and 2020.⁶

In 2020, 3,113 Floridians died by suicide, representing a 10-percent decrease from the number of deaths in 2019.⁷ According to provisional data, approximately 3,325 Floridians died from suicide in 2021, an increase of approximately seven percent from 2020.⁸

¹ The Centers for Disease Control and Prevention (The CDC), *Facts About Suicide*, available at <https://www.cdc.gov/suicide/facts/index.html> (last visited March 17, 2023).

² *Id.*

³ *Id.*

⁴ Heron M., Curtin, S., *Death Rates Due to Suicide and Homicide Among Persons Aged 10-24: United States, 2007-2017*. U.S. Department of Health and Human Services, Centers for Disease Control and Prevention National Center for Health Statistics, available at <https://www.cdc.gov/nchs/data/databriefs/db352-h.pdf> (last visited March 17, 2023).

⁵ The CDC, *Changes in Suicide Rates – United States, 2018-2019*, available at <https://www.cdc.gov/mmwr/volumes/70/wr/mm7008a1.htm> (last visited March 17, 2023).

⁶ The CDC, *Suicide Increases in 2021 After Two Years in Decline*, available at https://www.cdc.gov/nchs/pressroom/nchs_press_releases/2022/20220930.htm (last visited March 17, 2023).

⁷ The DCF, *2022 Suicide Prevention Coordinating Council Annual Report*, January 1, 2023, p. 11 (on file with the Senate Committee on Children, Families, and Elder Affairs).

⁸ The Florida Department of Health, *FLHealthCharts – Death Count Query System*, available at https://www.flhealthcharts.gov/FLQUERY_New/Death/Count (last visited March 17, 2023).

First Responders

Under ss. 111.09 and 112.1815, F.S., a first responder is a law enforcement officer,⁹ firefighter,¹⁰ or an emergency medical technician or paramedic¹¹ employed by state or local government.¹² Additionally, volunteer law enforcement officers, firefighters, and emergency medical technicians and paramedics engaged by the state or a local government are considered first responders of the state or local government.¹³

First responders are often exposed to incidents of death and destruction that can result in post-traumatic stress disorder (PTSD), depression, and suicide. A study by the Ruderman Family Foundation revealed that 35 percent of police officers have suffered from PTSD and 46.8 percent of firefighters have experienced suicidal thoughts.¹⁴ Firefighters and police officers are both more likely to die by suicide than in the line of duty.¹⁵ Further, according to a 2015 article published in the Journal of Emergency Medical Services, a survey of 4,000 first responders found that 6.6 percent had attempted suicide, which is more than 10 times the rate in the general population.¹⁶

Volunteer Firefighters

A volunteer firefighter is an individual who holds a current and valid Volunteer Firefighter Certificate of Completion issued by the Division of State Fire Marshal under s. 633.408, F.S.¹⁷ Approximately 12 million Florida citizens depend on volunteer firefighters to protect their community.¹⁸ To keep these residents safe, it is important for individuals to volunteer for local

⁹ Section 943.10(1), F.S. defines the term “law enforcement officer” to mean “any person who is elected, appointed, or employed full time by any municipality or the state or any political subdivision thereof; who is vested with authority to bear arms and make arrests; and whose primary responsibility is the prevention and detection of crime or the enforcement of the penal, criminal, traffic, or highway laws of the state. The term includes all certified supervisory and command personnel whose duties include, in whole or in part, the supervision, training, guidance, and management responsibilities of full-time law enforcement officers, part-time law enforcement officers, or auxiliary law enforcement officers but does not include support personnel employed by the employing agency.”

¹⁰ Section 633.102(9), F.S. defines the term “firefighter” to mean “an individual who holds a current and valid Firefighter Certificate of Compliance or Special Certificate of Compliance issued by the Division of State Fire Marshal within the Department of Financial Services.”

¹¹ Section 401.23(12), F.S. defines the term “emergency medical technician” to mean “a person who is certified by the Department of Health to perform basic life support.” Section 401.23(18), F.S., defines the term “paramedic” to mean “a person who is certified by the Department of Health to perform basic and advanced life support.”

¹² Section 125.01045, F.S.

¹³ *Id.*

¹⁴ Miriam Heyman, Jeff Dill & Robert Douglas, *The Ruderman White Paper on Mental Health and Suicide of First Responders*, at p. 12, available at

[https://dir.nv.gov/uploadedFiles/dirnv.gov/content/WCS/TrainingDocs/First%20Responder%20White%20Paper_Final%20\(2\).pdf](https://dir.nv.gov/uploadedFiles/dirnv.gov/content/WCS/TrainingDocs/First%20Responder%20White%20Paper_Final%20(2).pdf) (last visited March 17, 2023).

¹⁵ *Id.* at p. 7.

¹⁶ Fire Rescue News, *Increasing Suicide Rates Among First Responders Spark Concerns*, available at

<https://www.firerescue1.com/fire-ems/articles/222673018-Increasing-suicide-rates-among-first-responders-spark-concern/> (last visited March 17, 2023).

¹⁷ See s. 633.408, F.S.

¹⁸ The Florida Department of Financial Services, Division of State Fire Marshal, *Florida Volunteer Firefighter Information*, available at <https://www.myfloridacfo.com/division/sfm/volff#:~:text=More%20than%20200%20departments%20throughout%20Florida%20utilize%20volunteers%20to%20sustain%20operations> (last visited March 17, 2023).

departments.¹⁹ More than 200 departments throughout Florida utilize volunteers to sustain operations.²⁰

First Responders Suicide Deterrence Task Force

In 2020, the Legislature created the First Responders Suicide Deterrence Task Force within the Statewide Office of Suicide Prevention, which is housed within the DCF and coordinates education and training curricula on suicide prevention efforts for veterans and service members.^{21,22}

The most recent report of the task force, published on July 1, 2022, included the findings of a survey conducted by the 2nd Alarm Project,²³ a nonprofit organization established to offer comprehensive, evidence-based resiliency initiatives in first responder communities.²⁴ According to the survey, upwards of 24 percent of first responders reported provisional diagnosis of PTSD, 52.3 percent reported depression; 39.1 percent reported anxiety; 38.3 percent reported harmful levels of drinking; and 15.1 percent are at higher risk for suicide.²⁵ The findings indicated generally higher rates of these issues among respondents who are single certified emergency medical services (EMS) professionals and among dual certified/combined Fire/EMS personnel who serve as advanced life support/transport providers.²⁶

Peer Support

Research has shown that social support provided by peers is beneficial to those in recovery from substance abuse or mental illness. There are four primary types of social support provided by peers:

- Emotional: where a peer demonstrates empathy, caring, or concern to bolster a person's self-esteem (e.g., peer mentoring or peer-led support groups).
- Informational: where a peer shares knowledge and information to provide life or vocational skills training (e.g., parenting classes, job readiness training, or wellness seminars).
- Instrumental: where a peer provides concrete assistance to help others accomplish tasks (e.g., child care, transportation, and help accessing health and human services).
- Affiliation-based: where a peer facilitates contacts with other people to promote learning of social skills, create a sense of community, and acquire a sense of belonging (e.g., recovery centers, sports league participation, and alcohol- or drug-free socialization opportunities).²⁷

¹⁹ *Id.*

²⁰ *Id.*

²¹ Section 14.2019, F.S.

²² Chapter 2020-39, L.O.F.

²³ The 2nd Alarm Project, *Our Services*, available at <https://2ndalarmproject.org/> (last visited March 17, 2023).

²⁴ The DCF, *First Responder Suicide Deterrence Task Force 2022 Annual Report*, available at <https://myflfamilies.com/sites/default/files/2022-11/FINAL%202022%20First%20Responder%20Suicide%20Deterrence%20Task%20Force%20Report.pdf> (last visited March 17, 2023).

²⁵ *Id.* at p. 8.

²⁶ *Id.*

²⁷ The Substance Abuse and Mental Health Services Administration (The SAMSHA), Center for Substance Abuse Treatment, *What Are Peer Recovery Support Services?*, p. 2, available at <https://store.samhsa.gov/system/files/sma09-4454.pdf>; See also the DCF, *Florida Peer Services Handbook* at p. 4-5, 2016, available at https://www.myflfamilies.com/sites/default/files/2022-11/Peer%20Guidance_2016.pdf (all sites last visited March 17, 2023).

First Responder Peer Support

A survey by the Journal of Emergency Medical Services revealed that first responders were less likely to contemplate suicide when they felt supported and encouraged at work.²⁸ One study showed that while some firefighters reported positive experiences with professional mental health help, others felt more distressed after such intervention.²⁹ Alternatively, these firefighters reported benefits from peer support, such as bonding with their fire crew after negative incidents, which can reduce the stigma, scheduling difficulties, lack of access, lack of trust, and fear or repercussions that may prevent first responders from seeking mental health care.³⁰

In 2020, the Legislature recognized the need for mental health counseling for first responders by adopting confidentiality provisions intended to encourage peer support programs for law enforcement officers, firefighters, emergency medical technicians, paramedics, and 911 public safety telecommunicators.³¹ A “first responder peer” is defined as a person who:

- Is not a health care practitioner as that term is defined in s. 456.001, F.S.;³²
- Has experience working as or with a first responder regarding any physical or emotional conditions or issues associated with the first responder’s employment; and
- Has been designated by the first responder’s employing agency to provide peer support and has received training for this purpose.³³

First responder peers are prohibited from divulging information from, or testifying about, a peer support communication in a civil, criminal, administrative, or disciplinary proceeding, unless:

- The first responder peer is a defendant in a civil, criminal, administrative, or disciplinary proceeding arising from a complaint filed by the first responder who was a party to the peer support communication, in which case such information may be divulged but is limited to the scope of the proceeding;
- The first responder who was a party to the peer support communication agrees, in writing, to allow the first responder peer to testify about or divulge information related to the peer support communications;
- Based on the peer support communications, the first responder peer suspects that the first responder who was a party to the peer support communications has committed a criminal act or intends to commit a criminal act. There is no liability on the part of, and no cause of action of any nature may arise against, the first responder peer for disclosing relevant information; or

²⁸ Journal of Emergency Medical Services, *Survey Reveals Alarming Rates of EMS Provider Stress and Thoughts of Suicide*, available at <https://www.jems.com/2015/09/28/survey-reveals-alarming-rates-of-ems-provider-stress-and-thoughts-of-suicide/> (last visited March 17 2023).

²⁹ The SAMSHA, *First Responders: Behavioral Health Concerns, Emergency Response, and Trauma*, (May 2019) at p. 10 and 12, available at <https://www.samhsa.gov/sites/default/files/dtac/supplementalresearchbulletin-firstresponders-may2018.pdf> (last visited March 17, 2023).

³⁰ *Id.*

³¹ Chapter 2020-104, L.O.F.

³² Section 456.001, F.S., defines “health care practitioner” to mean “any person licensed under chapter 457; chapter 458; chapter 459; chapter 460; chapter 461; chapter 462; chapter 463; chapter 464; chapter 465; chapter 466; chapter 467; part I, part II, part III, part V, part X, part XIII, or part XIV of chapter 468; chapter 478; chapter 480; part I, part II, or part III of chapter 483; chapter 484; chapter 486; chapter 490; or chapter 491.”

³³ Section 111.09(1)(b), F.S.

- There are articulable facts or circumstances that would lead a reasonable, prudent person to fear for the safety of the first responder who was a party to the peer support communication, another person, or society, and the first responder peer communicates the information only to a potential victim and law enforcement or other appropriate authorities. There is no liability on the part of, and no cause of action of any nature may arise against, the first responder peer for disclosing relevant information.³⁴

Currently, the infrastructure for peer support teams is varied across Florida depending on the agency or department.³⁵ Many larger agencies contain high-functioning, sustainable peer support models, and will often share these peer support teams with smaller departments throughout the state.³⁶ The Orlando Fire Department houses the oldest peer support model in the state and operates within a best practice model.³⁷ Training for peer support teams is often provided by reputable behavioral health organizations (e.g. the 2nd Alarm Project) or within an agency's behavioral health unit (e.g., Ft. Lauderdale Police Department; Tallahassee Fire Mental Health Wellness Program).³⁸

Commission on Mental Health and Substance Abuse

In 2021, the Legislature created the Commission, adjunct to the DCF, in response to recommendations of the 20th Statewide Grand Jury.³⁹ The DCF is required to provide administrative staff and support services for the Commission.⁴⁰

The purposes of the Commission include:

- Examining the current methods of providing mental health and substance abuse services in the state;
- Improving the effectiveness of current practices, procedures, programs, and initiatives in providing such services;
- Identifying any barriers or deficiencies in the delivery of such services; and
- Recommending changes to existing laws, rules, and policies necessary to implement the Commission's recommendations.⁴¹

The Commission is composed of 19 members, including the secretaries of the AHCA and the DCF.⁴² Membership of the Commission also includes:

- Seven members appointed by the Governor, including:
 - A psychologist licensed under ch. 490, F.S., practicing within the mental health delivery system;

³⁴ Section 111.09(2), F.S.

³⁵ The DCF, *First Responder Suicide Deterrence Task Force 2021 Annual Report*, p. 6, available at <https://www.myflfamilies.com/sites/default/files/2022-11/First%20Responder%20Task%20Force%202021%20Report%20-%20Final%20-%208-4-21.pdf> (last visited March 17, 2023),

³⁶ *Id.*

³⁷ *Id.*

³⁸ *Id.*

³⁹ Chapter 2021-170, L.O.F.

⁴⁰ Section 394.9086(1), F.S.

⁴¹ Section 394.9086(2), F.S.

⁴² Section 394.9086(3)(a), F.S.

- A mental health professional licensed under ch. 491, F.S.;
- A representative of mental health courts;
- An emergency room physician;
- A representative from the field of law enforcement;
- A representative from the criminal justice system; and
- A representative of a child welfare agency involved in the delivery of behavioral health services.
- Five members appointed by the President of the Senate, including:
 - A member of the Senate;
 - A person living with a mental health disorder;
 - A family member of a consumer of publicly funded mental health services;
 - A representative of the Louis de la Parte Mental Health Institute within the University of South Florida; and
 - A representative of a county school district.
- Five members appointed by the Speaker of the House of Representatives, including:
 - A member of the House of Representatives;
 - A representative of a treatment facility;
 - A representative of a managing entity;
 - A representative of a community substance abuse provider; and
 - A psychiatrist licensed under chs. 458 or 459, F.S., practicing within the mental health delivery system.⁴³

The Governor appoints the Commission chair from among its members, and members serve at the pleasure of the officer who appointed the member.⁴⁴ A vacancy on the Commission is required to be filled in the same manner as the original appointment.⁴⁵

The duties of the Commission include:

- Conducting a review and evaluation of the management and functioning of existing publicly supported mental health and substance abuse systems in the DCF, the AHCA, and all other relevant state departments;
 - At a minimum, such review must include a review of current goals and objectives, current planning, service strategies, coordination management, purchasing, contracting, financing, local government funding responsibility, and accountability mechanisms.
- Considering the unique needs of people who are dually diagnosed;
- Addressing access to, financing of, and scope of responsibility in the delivery of emergency behavioral health care services;
- Addressing the quality and effectiveness of current service delivery systems and professional staffing and clinical structure of services, roles, and responsibilities of public and private providers;
- Addressing priority population groups for publicly funded services, identifying the comprehensive delivery systems, needs assessment and planning activities, and local government responsibilities for funding services;

⁴³ *Id.*

⁴⁴ Section 394.9086(3)(b), F.S.

⁴⁵ *Id.*

- Reviewing the implementation of ch. 2020-107, L.O.F.;⁴⁶
- Identifying gaps in the provision of mental health and substance abuse services;
- Providing recommendations on how managing entities may promote service continuity;
- Making recommendations about the mission and objectives of state-supported mental health and substance abuse services and the planning, management, staffing, financing, contracting, coordination, and accountability of mechanisms best suited for the recommended mission and objectives; and
- Evaluating and making recommendations regarding the establishment of a permanent, agency-level entity to manage mental health, behavioral health, substance abuse, and related services statewide, including the:
 - Duties and organizational structure;
 - Resource needs and possible sources of funding;
 - Impact on access to and the quality of services;
 - Impact on individuals with behavioral health needs, and their families, who are currently receiving services and those who are in need of services; and
 - Relation to and integration with service providers, managing entities, communities, state agencies, and provider systems.⁴⁷

The Commission is required to submit an initial report by January 1, 2023, and a final report by September 1, 2023, to the Governor, President of the Senate, and Speaker of the House of Representatives on its findings and recommendations on how to best provide and facilitate mental health and substance abuse services.⁴⁸ The Commission issued its initial report, containing ten preliminary recommendations, on January 1, 2023.⁴⁹

National Suicide Prevention Lifeline

The NSPL is a suicide prevention network of over 180 crisis centers that provides 24/7 service to anyone in a suicidal crisis or emotional distress via a toll-free hotline.⁵⁰ The U.S. Substance Abuse and Mental Health Services Administration (the SAMHSA) and Vibrant Emotional Health launched the Lifeline on January 1, 2005.⁵¹

The NSPL is independently evaluated by the Columbia University's Research Foundation for Mental Hygiene and receives ongoing consultation and guidance from national suicide prevention experts, consumer advocates, and other stakeholders through the NSPL's Steering

⁴⁶ HB 945 (2020) required managing entities to implement the features of a coordinated system of mental health care for children and expands the use of mobile response teams (MRT) across the state. It required the Florida Mental Health Institute within the University of South Florida to develop a model protocol for school use of MRTs. The bill also required the AHCA and DCF to identify children and adolescents who are the highest users of crisis stabilization services and take action to meet the needs of such children. Lastly, the bill required the AHCA to continually test the Medicaid managed care provider network databases to ensure behavioral health providers are accepting enrollees and confirm that enrollees have access to behavioral health systems.

⁴⁷ Section 394.9086(4)(a), F.S.

⁴⁸ Section 394.9086(5), F.S.

⁴⁹ The DCF, Commission on Mental Health and Substance Abuse, *Legislative Report, January 1, 2023*, pp. 11-25 (on file with the Senate Committee on Children, Families, and Elder Affairs).

⁵⁰ The National Suicide Prevention Lifeline, *About*, available at <https://suicidepreventionlifeline.org/about/> (last visited March 17, 2023).

⁵¹ *Id.*

Committee; Consumer/Survivor Committee; and Standards, Training, and Practices Committee.⁵² The NSPL grant is one component of the National Suicide Prevention Initiative, a multi-project effort to reduce suicide, led by the SAMSHA's Center for Mental Health Services.⁵³

Managing Entities (MEs)

The DCF administers a statewide system of safety-net services for substance abuse and mental health (SAMH) prevention, treatment, and recovery for children and adults who are otherwise unable to obtain these services. SAMH programs include a range of prevention, acute interventions (e.g. crisis stabilization), residential treatment, transitional housing, outpatient treatment, and recovery support services. Services are provided based upon state and federally-established priority populations.⁵⁴

In 2001, the Legislature authorized the DCF to implement behavioral health managing entities (ME) as the management structure for the delivery of local mental health and substance abuse services.⁵⁵ The implementation of the ME system initially began on a pilot basis and, in 2008, the Legislature authorized DCF to implement MEs statewide.⁵⁶ Full implementation of the statewide ME system occurred in 2013 and all geographic regions are now served by a managing entity.⁵⁷

Mobile Response Teams

A mental health crisis can be caused by a variety of factors at any hour of the day.⁵⁸ Family members and caregivers of an individual experiencing a mental health crisis are often ill-equipped to handle these situations and need the advice and support of professionals.⁵⁹ Law enforcement or emergency medical technicians (EMTs) are frequently called to respond to mental health crises and they may lack the training and experience to effectively handle the situation.⁶⁰ Mobile crisis response teams (MRTs) can be beneficial in such instances.

MRTs provide readily available crisis care in a community-based setting and increase opportunities to stabilize individuals in the least restrictive setting, thereby avoiding the need for jail or hospital emergency department utilization.⁶¹ Early intervention services are critical to reducing involuntary examinations in minors and there are areas across the state where options

⁵² *Id.*

⁵³ The SAMSHA, *National Suicide Prevention Initiative*, available at <https://web.archive.org/web/20080201122133/http://mentalhealth.samhsa.gov/cmhs/nspl/> (last visited March 17, 2023).

⁵⁴ See s. 394.674(1), F.S., for a complete list of priority populations.

⁵⁵ Chapter 2001-191, L.O.F.

⁵⁶ Chapter 2008-243, L.O.F.

⁵⁷ Florida Tax Watch, *Analysis of Florida's Behavioral Health Managing Entity Models*, p. 4, March 2015, available at <https://floridataxwatch.org/Research/Full-Library/ArtMID/34407/ArticleID/15758/Analysis-of-Floridas-Behavioral-Health-Managing-Entities-Model> (last visited March 17, 2023).

⁵⁸ The DCF, *Mobile Response Teams Framework*, (August 29, 2018), p. 4, available at <https://www.lsfnet.org/wp-content/uploads/2018/10/Solicitation-2018-007-Mobile-Response-Team-APPEN-B-Mobile-Response-Framework.pdf> (last visited March 17, 2023) (hereinafter cited as "MRT Framework").

⁵⁹ *Id.*

⁶⁰ *Id.*

⁶¹ MRT Framework, p. 2

short of involuntary examination under the Baker Act are limited or nonexistent.⁶² MRTs are available to individuals under age 25 years of age, regardless of their ability to pay, and must be ready to respond to any mental health emergency.⁶³ Telehealth can be used to provide direct services to individuals via video-conferencing systems, mobile phones, and remote monitoring.⁶⁴ It can also be used to provide initial triage to determine if an in-person visit is needed to respond to the crisis, assessments, and follow-up consultation.⁶⁵

The DCF established a framework to guide procurement of MRTs. This framework suggests that the procurement:

- Be conducted with the collaboration of local Sheriff's Offices and public schools in the procurement planning, development, evaluation, and selection process;
- Be designed to ensure reasonable access to services among all counties in the ME's service region, taking into consideration the geographic location of existing mobile crisis teams;
- Require services be available 24 hours per day, seven days per week with on-site response time to the location of referred crises within 60 minutes of the request for services;
- Require the Network Service Provider to establish formalized written agreements to establish response protocols with local law enforcement agencies and local school districts or superintendents;
- Require access to a board-certified or board-eligible Psychiatrist or Psychiatric Nurse Practitioner; and
- Provide for an array of crisis response services that are responsive to the individual and the family needs, including screening, standardized assessments, early identification, or linkage to community services as necessary to address the immediate crisis event.⁶⁶

Florida Medicaid

Medicaid provides medical coverage to low-income individuals and families.⁶⁷ The state and federal government share the cost of the Medicaid program, and Medicaid services for Floridians are administered by the AHCA.⁶⁸ Medicaid eligibility in Florida is determined either by the DCF or the Social Security Administration for SSI recipients.⁶⁹

Florida has a Section 1115 waiver to use a comprehensive managed care delivery model for primary and acute care services, the Statewide Medicaid Managed Care (SMMC) program.⁷⁰ Within the SMMC, the Managed Medical Assistance (MMA) program provides acute health care services through managed care plans contracted with the AHCA in the 11 regions across the

⁶² MRT Framework, p. 4.

⁶³ *Id.*

⁶⁴ MRT Framework, p. 7.

⁶⁵ *Id.*

⁶⁶ MDT Framework, p. 2-3.

⁶⁷ The DCF, Office of Economic Self-Sufficiency, *Medicaid*, available at <https://www.myflfamilies.com/Medicaid> (last visited March 17, 2023).

⁶⁸ *Id.*

⁶⁹ *Id.*

⁷⁰ Section 409.964, F.S.

state.⁷¹ Coverage includes preventive care, acute care, therapeutics, pharmacy, transportation services, and behavioral health services.⁷²

Current law requires each managed care plan to have an accurate and complete online database of the providers in their networks, including information about their credentials, licensure, hours of operation, and location.⁷³

Federal Assistance Related to COVID-19

CARES Act Funding

On March 27, 2020, the Coronavirus Aid, Relief, and Economic Security (CARES) Act was signed into law “to provide emergency assistance and health care response for individuals, families, and businesses affected by the 2020 coronavirus pandemic.”⁷⁴ The CARES Act included multiple resources for services and supports intended to benefit individuals with issues related to mental health or substance use disorder. The CARES Act specifically provided \$425 million for the SAMHSA, including:

- \$250 million to Certified Community Behavioral Health Clinics (CCBHCs);
- \$50 million for suicide prevention programs;
- \$100 million for emergency-response spending that can target support where it is most needed, such as outreach to those experiencing homelessness; and
- \$15 million for tribal communities.⁷⁵

American Rescue Plan Act Funding

On March 11, 2021, the American Rescue Plan Act (the Rescue Act) was signed into law.⁷⁶ Under the Rescue Act, the SAMSHA distributed an additional \$3 billion in funding for mental health and substance abuse services, representing the largest-ever aggregate amount of funding for mental health and substance use block grant programs.^{77, 78} Specifically, the Community

⁷¹ See The Agency for Health Care Administration, *A Snapshot of the Florida Statewide Medicaid Managed Care Program*, https://ahca.myflorida.com/Medicaid/statewide_mc/pdf/mma/SMMC_Snapshot.pdf (last visited March 17, 2023).

⁷² *Id.*

⁷³ Section 409.967(2)(c)1., F.S.

⁷⁴ Pub. L. No. 116-136 (2020).

⁷⁵ The National Alliance on Mental Illness (NAMI), *Information on the CARES Act for People with Mental Illness*, available at <https://www.nami.org/About-NAMI/NAMI-News/2020/Information-on-the-CARES-Act-for-People-with-Mental-Illness> (last visited March 17, 2023).

⁷⁶ Pub. L. No. 117-2 (2021).

⁷⁷ A block grant is a noncompetitive, formula grant mandated by the U.S. Congress where eligible entities must submit an annual application to demonstrate statutory and regulatory compliance in order to receive the formula-based funding by Congress. The SAMHSA's block grants provide funding for substance abuse and mental health services, including the Substance Abuse Prevention and Treatment Block Grant (Funds may be used to plan, implement, and evaluate activities that prevent and treat substance abuse and promote public health) and the Community Mental Health Services Block Grant (Funds may be used to provide comprehensive, community-based mental health services to adults with serious mental illnesses and to children with serious emotional disturbances and to monitor progress in implementing a comprehensive, community-based mental health system). See The SAMSHA, *Substance Abuse and Mental Health Block Grants*, available at <https://www.samhsa.gov/grants/block-grants> (last visited March 17, 2023).

⁷⁸ The U.S. Department of Health and Human Services, *HHS Announces \$3 Billion in American Rescue Plan Funding for SAMHSA Block Grants to Address Addiction, Mental Health Crisis*, available at <https://www.samhsa.gov/newsroom/press-announcements/202105181200#:~:text=The%20Substance%20Abuse%20and%20Mental,substance%20use%20block%20grant%20programs> (last visited March 17, 2023).

Mental Health Services Block Grant (MHBG) Program and Substance Abuse Prevention and Treatment Block Grant Program (SABG) allocated \$1.5 billion each to states and territories.⁷⁹

III. Effect of Proposed Changes:

First Responder Peer Support

SB 914 amends s. 111.09, F.S., permitting affiliated first responder organizations, in addition to a first responder employing agency, to designate first responder peers for the purpose of providing peer support. The bill amends s. 111.09, F.S., defining “affiliated first responder organization” to mean an organization including, but not limited to:

- Regularly organized volunteer firefighting departments or associations;
- Regularly organized ambulance services; and
- Combination fire departments, as that term is defined in s. 633.135(1), F.S.⁸⁰

The bill also clarifies that a person is eligible to serve as a first responder peer if he or she has experience working as or with a first responder, including as:

- An active first responder;
- A volunteer first responder; or
- A retired first responders.

The bill amends s. 112.1815, F.S., to allow diagnosis of PTSD in first responders via telehealth for the purposes of obtaining worker’s compensation benefits.

The bill amends s. 394.9086, F.S., requiring the Commission to study the following services and programs relating to suicide prevention:

- An overview of the the NSPL;
- An analysis of the current capacity of crisis response services, including services provided by mobile response teams and centralized receiving facilities, including specifically an analysis of:
 - The geographic area and total population served by each mobile response team;
 - The average response time to each call made to the mobile response team;
 - The number of calls each mobile response team could not respond to due to staffing issues, travel distance, or other factors; and
 - The veteran status and age groups of individuals receiving services from mobile response teams.
- Strategies to improve linkages between NSPL infrastructure and crisis response services;
- Available mental health block grant funds which can be used to support the state’s NSPL infrastructure, including potential funding available through opioid settlements, the CARES Act, the Rescue Act, or other federal legislation;
- Funding sources available through Medicaid, including potential funding available via approval of a Section 1115 waiver; and

⁷⁹ *Id.*

⁸⁰ Section 633.135, F.S., defines “combination fire department” to mean “a fire department composed of a combination of career and volunteer firefighters.”

- Strategies to ensure that managing entities work with community stakeholders in furtherance of supporting the NSPL and other crisis response services.

The bill also amends s. 394.9086, F.S., requiring the Commission to submit interim reports, beginning January 1, 2023, annually thereafter through January 1, 2025, and a final report due September 1, 2026, to:

- The Governor;
- The President of the Senate; and
- The Speaker of the House of Representatives.

This will require the Commission to submit a total of two additional interim reports and moves the due date of the final report from September 1, 2023, to September 1, 2026. The bill also extends the statutory repeal date of the Commission from September 1, 2023, to September 1, 2026.

The bill requires that information on the overview of the state's current suicide prevention infrastructure be included in the Commission's final report due to the Speaker, Senate President, and Governor on September 1, 2026.

The bill is effective July 1, 2023.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None identified.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The DCF states that expenditures for the bill can be absorbed within existing resources.⁸¹ The bill may have a positive impact on affiliated first responder organizations who wish to designate first responder peers; however, because the decision to engage in this process is voluntary, the fiscal impact on these organizations is indeterminate.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 111.09, 112.1815, and 394.9086.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

⁸¹ The Department of Children and Families, *Agency Analysis of SB 478 (2022 Session)* at p. 5 (on file with the Senate Committee on Children, Families, and Elder Affairs).

By Senator Garcia

36-01202B-23

2023914__

1 A bill to be entitled
 2 An act relating to suicide prevention; amending s.
 3 111.09, F.S.; defining the term "affiliated first
 4 responder organization"; revising the definition of
 5 the term "first responder peer"; amending s. 112.1815,
 6 F.S.; authorizing certain diagnoses to be made through
 7 telehealth; amending s. 394.9086, F.S.; revising the
 8 purposes of the Commission on Mental Health and
 9 Substance Abuse to include an assessment of the
 10 state's suicide prevention infrastructure; revising
 11 the duties of the commission to include duties
 12 relating to the state's suicide prevention
 13 infrastructure; requiring the commission to submit
 14 annual interim reports for a specified timeframe;
 15 revising the date by which the commission must submit
 16 its final report; extending the repeal date of the
 17 commission; providing an effective date.
 18
 19 Be It Enacted by the Legislature of the State of Florida:
 20
 21 Section 1. Subsection (1) of section 111.09, Florida
 22 Statutes, is amended to read:
 23 111.09 Peer support for first responders.—
 24 (1) For purposes of this section, the term:
 25 (a) "Affiliated first responder organization" includes, but
 26 is not limited to, any of the following organizations:
 27 1. Regularly organized volunteer firefighting departments
 28 or associations.
 29 2. Regularly organized volunteer ambulance services.

Page 1 of 8

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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30 3. Combination fire departments, as that term is defined in
 31 s. 633.135(1).
 32 (b) "First responder" has the same meaning as provided in
 33 s. 112.1815 and includes 911 public safety telecommunicators as
 34 defined in s. 401.465.
 35 (c) ~~(b)~~ "First responder peer" means a person who:
 36 1. Is not a health care practitioner as defined in s.
 37 456.001.
 38 2. Has experience working as or with a first responder,
 39 including active, volunteer, and retired first responders,
 40 regarding any physical or emotional conditions or issues
 41 associated with the first responder's employment.
 42 3. Has been designated by the first responder's employing
 43 agency or affiliated first responder organization to provide
 44 peer support as provided in this section and has received
 45 training for this purpose.
 46 (d) ~~(e)~~ "Peer support" means the provision of physical,
 47 moral, or emotional support to a first responder by a first
 48 responder peer for the purpose of addressing physical or
 49 emotional conditions or other issues associated with being a
 50 first responder.
 51 (e) ~~(d)~~ "Peer support communication" means electronic, oral,
 52 or written communication, made with a mutual expectation of
 53 confidentiality while a first responder peer is providing peer
 54 support in his or her official capacity.
 55 Section 2. Paragraph (a) of subsection (5) of section
 56 112.1815, Florida Statutes, is amended to read:
 57 112.1815 Firefighters, paramedics, emergency medical
 58 technicians, and law enforcement officers; special provisions

Page 2 of 8

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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for employment-related accidents and injuries.—

(5) (a) For the purposes of this section and chapter 440, and notwithstanding sub-subparagraph (2) (a) 3. and ss. 440.093 and 440.151 (2), posttraumatic stress disorder, as described in the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition, published by the American Psychiatric Association, suffered by a first responder is a compensable occupational disease within the meaning of subsection (4) and s. 440.151 if:

1. The posttraumatic stress disorder resulted from the first responder acting within the course of his or her employment as provided in s. 440.091; and

2. The first responder is examined and subsequently diagnosed with such disorder by a licensed psychiatrist, in person or through telehealth as that term is defined in s. 456.47, who is an authorized treating physician as provided in chapter 440 due to one of the following events:

- a. Seeing for oneself a deceased minor;
- b. Directly witnessing the death of a minor;
- c. Directly witnessing an injury to a minor who subsequently died before or upon arrival at a hospital emergency department;
- d. Participating in the physical treatment of an injured minor who subsequently died before or upon arrival at a hospital emergency department;
- e. Manually transporting an injured minor who subsequently died before or upon arrival at a hospital emergency department;
- f. Seeing for oneself a decedent whose death involved grievous bodily harm of a nature that shocks the conscience;
- g. Directly witnessing a death, including suicide, that

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involved grievous bodily harm of a nature that shocks the conscience;

h. Directly witnessing a homicide regardless of whether the homicide was criminal or excusable, including murder, mass killing as defined in 28 U.S.C. s. 530C, manslaughter, self-defense, misadventure, and negligence;

i. Directly witnessing an injury, including an attempted suicide, to a person who subsequently died before or upon arrival at a hospital emergency department if the person was injured by grievous bodily harm of a nature that shocks the conscience;

j. Participating in the physical treatment of an injury, including an attempted suicide, to a person who subsequently died before or upon arrival at a hospital emergency department if the person was injured by grievous bodily harm of a nature that shocks the conscience; or

k. Manually transporting a person who was injured, including by attempted suicide, and subsequently died before or upon arrival at a hospital emergency department if the person was injured by grievous bodily harm of a nature that shocks the conscience.

Section 3. Subsection (2), paragraph (a) of subsection (4), and subsections (5) and (6) of section 394.9086, Florida Statutes, are amended to read:

394.9086 Commission on Mental Health and Substance Abuse.—

(2) PURPOSES.—The purposes of the commission are to examine the current methods of providing mental health and substance abuse services in the state and to improve the effectiveness of current practices, procedures, programs, and initiatives in

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providing such services; identify any barriers or deficiencies in the delivery of such services; assess the adequacy of the current infrastructure of Florida's National Suicide Prevention Lifeline (NSPL) system and other components of the state's crisis response services; and recommend changes to existing laws, rules, and policies necessary to implement the commission's recommendations.

(4) DUTIES.—

(a) The duties of the Commission on Mental Health and Substance Abuse include the following:

1. Conducting a review and evaluation of the management and functioning of the existing publicly supported mental health and substance abuse systems and services in the department, the Agency for Health Care Administration, and all other departments which administer mental health and substance abuse services. Such review shall include, at a minimum, a review of current goals and objectives, current planning, services strategies, coordination management, purchasing, contracting, financing, local government funding responsibility, and accountability mechanisms.

2. Considering the unique needs of persons who are dually diagnosed.

3. Addressing access to, financing of, and scope of responsibility in the delivery of emergency behavioral health care services.

4. Addressing the quality and effectiveness of current mental health and substance abuse services delivery systems, and professional staffing and clinical structure of services, roles, and responsibilities of public and private providers, such as

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community mental health centers; community substance abuse agencies; hospitals, including emergency services departments; law enforcement agencies; and the judicial system.

5. Addressing priority population groups for publicly funded mental health and substance abuse services, identifying the comprehensive mental health and substance abuse services delivery systems, mental health and substance abuse needs assessment and planning activities, and local government funding responsibilities for mental health and substance abuse services.

6. Reviewing the implementation of chapter 2020-107, Laws of Florida.

7. Identifying any gaps in the provision of mental health and substance use disorder services.

8. Providing recommendations on how behavioral health managing entities may fulfill their purpose of promoting service continuity and work with community stakeholders throughout this state in furtherance of supporting the NSPL system and other crisis response services.

9. Conducting an overview of the current infrastructure of the NSPL system.

10. Analyzing the current capacity of crisis response services available throughout this state, including services provided by mobile response teams and centralized receiving facilities. The analysis must include information on the geographic area and the total population served by each mobile response team along with the average response time to each call made to a mobile response team; the number of calls that a mobile response team was unable to respond to due to staff limitations, travel distance, or other factors; and the veteran

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175 status and age groups of individuals served by mobile response
 176 teams.

177 11. Evaluating and making recommendations to improve
 178 linkages between the NSPL infrastructure and crisis response
 179 services within this state.

180 12. Identifying available mental health block grant funds
 181 that can be used to support the NSPL and crisis response
 182 infrastructure within this state, including any available
 183 funding through opioid settlements or through the American
 184 Rescue Plan Act of 2021, Pub. L. No. 117-2; the Coronavirus Aid,
 185 Relief, and Economic Security (CARES) Act, Pub. L. No. 116-136;
 186 or other federal legislation.

187 13. In consultation with the Agency for Health Care
 188 Administration, identifying sources of funding available through
 189 the Medicaid program specifically for crisis response services,
 190 including funding that may be available by seeking approval of a
 191 Section 1115 waiver submitted to the Centers for Medicare and
 192 Medicaid Services.

193 14.9- Making recommendations regarding the mission and
 194 objectives of state-supported mental health and substance abuse
 195 services and the planning, management, staffing, financing,
 196 contracting, coordination, and accountability mechanisms which
 197 will best foster the recommended mission and objectives.

198 15.10- Evaluating and making recommendations regarding the
 199 establishment of a permanent, agency-level entity to manage
 200 mental health, substance abuse, and related services statewide.
 201 At a minimum, the evaluation must consider and describe the:
 202 a. Specific duties and organizational structure proposed
 203 for the entity;

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204 b. Resource needs of the entity and possible sources of
 205 funding;

206 c. Estimated impact on access to and quality of services;

207 d. Impact on individuals with behavioral health needs and
 208 their families, both those currently served through the affected
 209 systems providing behavioral health services and those in need
 210 of services; and

211 e. Relation to, integration with, and impact on providers,
 212 managing entities, communities, state agencies, and systems
 213 which provide mental health and substance abuse services in this
 214 state. Such recommendations must ensure that the ability of such
 215 other agencies and systems to carry out their missions and
 216 responsibilities is not impaired.

217 (5) REPORTS.—Beginning By January 1, 2023, and annually
 218 thereafter through January 1, 2025, the commission shall submit
 219 an interim report to the President of the Senate, the Speaker of
 220 the House of Representatives, and the Governor containing its
 221 findings and recommendations on how to best provide and
 222 facilitate mental health and substance abuse services in the
 223 state. The commission shall submit its final report to the
 224 President of the Senate, the Speaker of the House of
 225 Representatives, and the Governor by September 1, 2026 ~~2023~~.

226 (6) REPEAL.—This section is repealed September 1, 2026
 227 ~~2023~~, unless saved from repeal through reenactment by the
 228 Legislature.

229 Section 4. This act shall take effect July 1, 2023.

APPEARANCE

APPEARANCE RECORD

SB914

3/20

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Lauren Johnson

Phone

813 698 1170

Address

Street

Email

City

State

Zip

Speaking:

☒

For

☐

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

SB 914

3/20/23

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Harrison Lundy

Phone

(813) 919-5928

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☒

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
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S-001 (08/10/2021)

APPEARANCE RECORD

3/20/23

Meeting Date

Health Policy
CommitteeDeliver both copies of this form to
Senate professional staff conducting the meeting

SB 914

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Shannon Keever

Phone

941-580-1589

Address

702 46th St. E.
Street

Email

shannon.wvswfl.com

Bradenton, FL
City

State

34208
Zip

Speaking:

☐

For

☐

Against

☒

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

APPEARANCE RECORD

Sb 914

Meeting Date

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Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

3/20/23

Meeting Date

Health Policy

Committee

The Florida Senate
APPEARANCE RECORD

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SB 914

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Nancy Lawther Ph.D (Florida PTA)

Phone

407 855-7604

Address

1747 Dolando Central Pkwy

Email

legislation@florida
pta.org

Street

Orlando, FL 32809

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☒

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Florida PTA

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

March 20, 2023

Meeting Date

Health Policy

Committee

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
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914

Bill Number or Topic

Amendment Barcode (if applicable)

Name **Barney Bishop III**

Phone **850-510-9922**

Address **1454 Vieux Carre Drive**

Email **Barney@BarneyBishop.com**

Street

Tallahassee

FL

32308

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Fla. Smart Justice

...

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORDMARCH 20, 2023

Meeting Date

SB 0914

Bill Number or Topic

HEALTH Policy

Committee

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Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Ray Colburn

Phone

407-468-6622

Address

FLORIDA FIRE chiefs' ASSOC.

Email

ray@ffca.org

Street

221 Pinewood Dr.

City

Tallahassee

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

914

Bill Number or Topic

Meeting Date

3/20/23
Health Policy

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

954-803-0231

Name

Committee
Robby Holroyd

Phone

Address

205 S. Adams St.

Email

REH@tripscott.com

Street

ILH

City

FL

State

32301

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Florida Mental Health Advocacy Coalition

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)



The Florida Senate

Committee Agenda Request

To: Senator Colleen Burton, Chair
Committee on Health Policy

Subject: Committee Agenda Request

Date: March 14, 2023

I respectfully request that **Senate Bill #914**, relating to Suicide Prevention, be placed on the:

- ☒ committee agenda at your earliest possible convenience.
- ☐ next committee agenda.

A handwritten signature in black ink, appearing to read "Ileana Garcia", is written over a horizontal line.

Senator Ileana Garcia
Florida Senate, District 36

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Health Policy

BILL: SB 300

INTRODUCER: Senators Grall and Gruters

SUBJECT: Pregnancy and Parenting Support

DATE: March 17, 2023

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Looke	Brown	HP	Favorable
2.			FP	

I. Summary:

SB 300 amends and creates multiple provisions of law related to pregnancy support and wellness services, the state's Family Planning Program, and the termination of pregnancies.

The bill prohibits abortion after six weeks of gestation unless an exception is met. Current-law exceptions to abortion time frames are maintained and a new exception is established for cases in which the pregnancy is the result of rape or incest. This new exception is available until the 15th week of gestation under the bill.

The bill specifies that abortions, including medical abortions,¹ may not be provided through telehealth and that medication intended for the use in a medical abortion may only be dispensed by a physician and may not be dispensed via the U.S. Postal Service or by any other carrier. The bill also prohibits any person, educational institution, and governmental entity from expending state funds for a person to travel to another state to receive services that are intended to support an abortion, unless such expenditure is required by federal law or there is a legitimate medical emergency.

SB 300 also amends the pregnancy support and wellness services network established in s. 381.96, F.S., to expand eligibility for such services to women who have given birth in the past 12 months and to parents or guardians of children under the age of three for up to 12 months. The bill adds new services and assistance which the network is required to provide, including counseling, mentoring, educational materials, and classes as well as material assistance including clothing, car seats, cribs formula, and diapers. The bill also requires that the Department of Health (DOH) report to the Governor and the Legislature annually on the types, amount, and costs of services provided as well as demographic information on persons who receive such services.

¹ Section 390.011(9), F.S., provides that “medical abortion” means the administration or use of an abortion-inducing drug to induce an abortion.

The bill appropriates \$25 million in recurring general revenue for the expanded network and specifies that contracted organizations in the network must spend at least 85 percent of the funds received on providing services and maintaining a hotline.

The bill also appropriates \$5 million in recurring general revenue, above what is currently appropriated in the General Appropriations Act (GAA), for family planning services provided by the Department of Health pursuant to s. 381.0051, F.S.

The bill makes other technical and clean-up changes, including repealing s. 390.01112, F.S., which is unused; clarifying that the current-law exception for fatal fetal anomalies is available until the third trimester of pregnancy, rather than until fetal viability; and repealing rulemaking language that is no longer applicable.

The provisions of the bill, other than the expansion of the pregnancy support network and the appropriations which are effective upon becoming law, are effective 30 days after one of several events occurs. These events include a Florida Supreme court ruling overturning *In re T.W.*,² or one of several other related cases; a Florida Supreme court ruling stating that the privacy clause in the Florida Constitution does not protect the right to abortion; or an amendment to the Florida Constitution which provides the same.

II. Present Situation:

Federal Case Law on Abortion

Roe v. Wade

In 1973, the U.S. Supreme Court issued the landmark *Roe v. Wade* decision.³ Using the strict scrutiny standard, the Court determined that a woman's right to terminate a pregnancy is protected by a fundamental right to privacy guaranteed under the Due Process Clause of the Fourteenth Amendment of the U.S. Constitution. Further, the Court reasoned that state regulations limiting the exercise of this right must be justified by a compelling state interest and must be narrowly drawn.

Casey

In 1992, the U.S. Supreme Court ruled on the constitutionality of a Pennsylvania statute involving a 24-hour waiting period between the provision of information to a woman and the performance of an abortion. In that decision, *Planned Parenthood of Southeastern Pennsylvania v. Casey* (a.k.a. "*Casey*"),⁴ the Court upheld the statute and relaxed the standard of review in abortion cases involving adult women from "strict scrutiny" to "unduly burdensome." Under *Casey*, an undue burden exists and makes a statute invalid if the statute's purpose or effect is to place a substantial obstacle in the way of a woman seeking an abortion before the fetus is viable.

² The seminal case on abortion, discussed in the present situation.

³ *Roe v. Wade*, 410 U.S. 113, 93 S. Ct. 705, 35 L. Ed. 2d 147 (1973)

⁴ *Planned Parenthood of Se. Pennsylvania v. Casey*, 505 U.S. 833, 112 S. Ct. 2791, 120 L. Ed. 2d 674 (1992)

The Court held that the undue burden standard is an appropriate means of reconciling a state's interest in human life with the woman's constitutionally protected liberty to decide whether to terminate a pregnancy. The Court determined that, prior to fetal viability, a woman has the right to an abortion without being unduly burdened by government interference. Before viability, a state's interests are not strong enough under *Casey* to support prohibiting an abortion or the imposition of a substantial obstacle to the woman's right to select the procedure. However, once viability occurs, a state has the power to restrict abortions if the law contains exceptions for pregnancies that endanger a woman's life or health.

Dobbs

On June 24, 2022, the U.S. Supreme Court ruled on *Jackson Women's Health Org. v. Dobbs* (a.k.a. "*Dobbs*"),⁵ a case involving Mississippi's Gestational Age Act. The Gestational Age Act prohibited all abortions after 15 weeks of gestational age and was permanently enjoined by the lower courts in 2019. In *Dobbs*, the U.S. Supreme Court explicitly and entirely overruled *Roe v. Wade* and *Casey*, returning all abortion regulation decisions back to state control. The Court stated:

[*Roe v. Wade*] was...egregiously wrong and on a collision course with the Constitution from the day it was decided. *Casey* perpetuated its errors, calling both sides of the national controversy to resolve their debate, but in doing so, *Casey* necessarily declared a winning side. Those on the losing side—those who sought to advance the State's interest in fetal life—could no longer seek to persuade their elected representatives to adopt policies consistent with their views. The Court short-circuited the democratic process by closing it to the large number of Americans who disagreed with *Roe*.⁶

The Court's final holding was that "the Constitution does not confer a right to abortion; *Roe* and *Casey* are overruled; and the authority to regulate abortion is returned to the people and their elected representatives."⁷

In Florida, however, abortion restrictions established under Florida Statutes are still held to the stricter standard established in *In re T.W.* (discussed below) unless the Florida Supreme Court eventually overturns the decision in that case.

Abortion Law in Florida

Under Florida law, abortion is defined as the termination of a human pregnancy with an intention other than to produce a live birth or remove a dead fetus.⁸ The termination of a pregnancy must be performed by a physician⁹ licensed under ch. 458, F.S., or ch. 459, F.S., or a physician practicing medicine or osteopathic medicine in the employment of the United States.¹⁰ The

⁵ *Jackson Women's Health Org. v. Currier*, 349 F. Supp. 3d 536 (S.D. Miss. 2018), *aff'd sub nom. Jackson Women's Health Org. v. Dobbs*, 945 F.3d 265 (5th Cir. 2019)

⁶ *Dobbs v. Jackson Women's Health Org.*, No. 19-1392, 2022 WL 2276808 (U.S. June 24, 2022).

⁷ *Id.*

⁸ Section 390.011(1), F.S.

⁹ Section 390.011(2), F.S.

¹⁰ Section 390.011(8), F.S.

Agency for Health Care Administration (AHCA) is responsible for licensing abortion clinics pursuant to ch. 390, F.S.

The termination of a pregnancy may not be performed after 15 weeks gestation¹¹ unless there is a medical necessity or the fetus has a fatal fetal abnormality. Specifically, an abortion may not be performed after 15 weeks unless two physicians certify in writing that, in reasonable medical judgment, the termination of the pregnancy is necessary to save the pregnant woman's life or avert a serious risk of substantial and irreversible physical impairment of a major bodily function of the pregnant woman, other than a psychological condition. If a second physician is not available, one physician may certify in writing to the medical necessity for legitimate emergency medical procedures for the termination of the pregnancy.¹² Additionally, an abortion may not be performed on a minor under the age of 18 without the consent of the minor's parent or guardian or without the minor obtaining authorization for the abortion from a court.¹³

Sections 390.0111(4) and 390.0112(3), F.S., provide that if a termination of pregnancy is performed during the third trimester or during viability, the physician who performs or induces the termination of pregnancy must use that degree of professional skill, care, and diligence to preserve the life and health of the fetus, which the physician would be required to exercise in order to preserve the life and health of any fetus intended to be born and not aborted. However, the woman's life and health constitute an overriding and superior consideration to the concern for the life and health of the fetus when the concerns are in conflict. A termination of pregnancy after viability in an emergency situation must be performed in a hospital.¹⁴

Legal Challenge of the 15-Week Time Frame

The portions of ch. 2022-69, L.O.F., related to abortion were challenged by Planned Parenthood (Planned Parenthood v. the State of Florida), and the Second Judicial Circuit Court issued a temporary injunction preventing the law from being enforced, stating that the law does not meet the constitutional standards established under Florida case law in *In re T.W.*, (551 So. 2d 1186 (Fla. 1989)). However, upon appeal, the injunction was automatically stayed and the First District Court of Appeal declined to reverse the automatic stay.

Planned Parenthood of Southwest and Central Florida appealed the order declining to reverse the stay to the Florida Supreme Court. Additionally, Planned Parenthood asked the Supreme Court to accept jurisdiction over the case. On Jan. 23, 2023, the Court both accepted jurisdiction of the case and denied the motion to vacate the automatic stay of the temporary injunction. Currently, the case resides at the Supreme Court. The Petitioner's initial brief on the merits of the case was served on Feb. 27, 2023, and the response to the brief is due 30 days from then.¹⁵

¹¹ In the 2022 session the Florida Legislature passed HB 5, a ban on abortions after 15 weeks of gestation with exceptions for emergencies, substantial physical impairment of a major bodily function, and genetic conditions incompatible with life outside of the womb and that will result in death upon birth or imminently thereafter. The law took effect on July 1, 2022.

¹² Sections 390.0111(1) and 390.0112(1), F.S.

¹³ Section 390.0114, F.S.

¹⁴ Section 797.03(3), F.S.

¹⁵ PLANNED PARENTHOOD OF SOUTHWEST & CENTRAL FLORIDA, ET AL. vs. STATE OF FLORIDA, ET AL. 1st DCA case no. 1D22-2034 and Supreme Court case number SC22-1050.

Florida Case Law on Abortion: *In re T.W.*

In the 1989 case *In re T.W.*, a Minor,¹⁶ the Florida Supreme Court upheld a lower court ruling striking the requirement that a minor obtain parental consent prior to obtaining an abortion. This ruling is the controlling case law for abortion law in Florida and is of consequence because, rather than standing the ruling upon the established federal case law of *Roe v. Wade* and *Casey*, the Florida Supreme Court determined that:

To be held constitutional, the instant statute must pass muster under both the federal and state constitutions. Were we to examine it solely under the federal Constitution, our analysis necessarily would track the decisions noted above. However, Florida is unusual in that it is one of at least four states having its own express constitutional provision guaranteeing an independent right to privacy,... and we opt to examine the statute first under the Florida Constitution. If it fails here, then no further analysis under federal law is required.

The Court determined that the right to privacy enshrined in Art. I, S. 23 of the Florida Constitution “is clearly implicated in a woman's decision of whether or not to continue her pregnancy.” Therefore, unlike under the Federal Constitution which requires a state only to show that a restriction on abortion is not “unduly burdensome,” in Florida the state must show that the abortion restriction “furthers a compelling state interest through the least intrusive means.”

The court further determined that “Under our Florida Constitution, the state's interest becomes compelling upon viability, as defined below. Until this point, the fetus is a highly specialized set of cells that is entirely dependent upon the mother for sustenance. No other member of society can provide this nourishment. The mother and fetus are so inextricably intertwined that their interests can be said to coincide. Upon viability, however, society becomes capable of sustaining the fetus, and its interest in preserving its potential for life thus becomes compelling.”

Florida Pregnancy Support and Services Network

Section 381.96, F.S., establishes the Florida Pregnancy Care Network (Network) defined as a “not-for-profit statewide alliance of pregnancy support organizations that provide pregnancy support and wellness services through a comprehensive system of care to women and their families.” The statute requires the DOH to contract with the network for the management and delivery of pregnancy support and wellness services to eligible clients and draws a distinction between pregnancy support services and wellness services. Pregnancy support services are services that promote and encourage childbirth, including:

- Direct client services, such as pregnancy testing, counseling, referral, training, and education for pregnant women and their families. A woman and her family shall continue to be eligible to receive direct client services for up to 12 months after the birth of the child.
- Program awareness activities, including a promotional campaign to educate the public about the pregnancy support services offered by the network and a website that provides information on the location of providers in the user’s area and other available community resources.

¹⁶ *In re T.W.*, 551 So. 2d 1186 (Fla. 1989)

- Communication activities, including the operation and maintenance of a hotline or call center with a single statewide toll-free number that is available 24 hours a day for an eligible client to obtain the location and contact information for a pregnancy center located in the client's area.

Wellness services are services or activities intended to maintain and improve health or prevent illness and injury, including, but not limited to, high blood pressure screening, anemia testing, thyroid screening, cholesterol screening, diabetes screening, and assistance with smoking cessation.

Pregnancy support services are available to a pregnant woman or woman who suspects she is pregnant, and the family of such a woman, while wellness support services are available to any woman who seeks such services.

The section establishes contracting provisions which require the DOH to:

- Establish, implement, and monitor a comprehensive system of care through subcontractors to meet the pregnancy support and wellness needs of eligible clients.
- Establish and manage subcontracts with a sufficient number of providers to ensure the availability of pregnancy support and wellness services for eligible clients, and maintain and manage the delivery of such services throughout the contract period.
- Spend at least 90 percent of the contract funds on pregnancy support and wellness services.
- Offer wellness services through vouchers or other appropriate arrangements that allow the purchase of services from qualified health care providers.
- Require a background screening under s. 943.0542, F.S., for all paid staff and volunteers of a subcontractor if such staff or volunteers provide direct client services to an eligible client who is a minor or an elderly person or who has a disability.
- Annually monitor its subcontractors and specify the sanctions that shall be imposed for noncompliance with the terms of a subcontract.
- Subcontract only with providers that exclusively promote and support childbirth.
- Ensure that informational materials provided to an eligible client by a provider are current and accurate and cite the reference source of any medical statement included in such materials.

This section of statute specifies that services provided pursuant to the section must be provided in a non-coercive manner and may not include religious content.

The Comprehensive Family Planning Act

Section 381.0051, F.S., establishes the Comprehensive Family Planning Act (Act). The Act requires the DOH to implement a comprehensive family planning program which must include, but is not limited to:

- Comprehensive family planning education and counseling programs.
- Prescription for and provision of all medically recognized methods of contraception.
- Medical evaluation, including cytological examination and other appropriate laboratory studies.

- Treatment of physical complications other than pregnancy resulting from the use of contraceptive methods.

The program must provide services at locations and times readily available to the population served and must emphasize service to postpartum mothers. The services are to be available to anyone who desires them on a fee schedule based on the cost of service and the individual's ability to pay.¹⁷ Family planning and related health services are available in all 67 counties through local county health departments or contracted agencies.¹⁸

Minors are able to receive maternal health, contraceptive information, and services of a nonsurgical nature¹⁹ if the services are provided by a physician or by the DOH directly through the program and if the minor:

- Is married;
- Is a parent;
- Is pregnant;
- Has the consent of a parent or legal guardian; or
- May, in the opinion of the physician, suffer probable health hazards if such services are not provided.

Medical Abortion

Medical abortion is a two-step process that does not require surgical intervention. Medical abortions consist of a health care practitioner, usually a physician, providing a patient with mifepristone and misoprostol. The FDA has approved the use of these drugs during the first 70 days of a pregnancy under the following dosing regimen:²⁰

- 200 mg of mifepristone taken by mouth. This blocks progesterone, which is a hormone that is necessary for a pregnancy to continue. Without progesterone, the embryo or fetus detaches from the uterine wall.
- 24 to 48 hours after taking mifepristone: 800 mcg of misoprostol taken buccally (in the cheek pouch), at a location appropriate for the patient. This softens and dilates the cervix and causes uterine contractions that expel the detached embryo or fetus.
- Seven to fourteen days after taking mifepristone: follow-up visit with the health care provider to confirm that the abortion is complete.

Originally, the FDA required practitioners to dispense mifepristone only in clinics, medical offices, and hospitals.²¹ This necessitates an in-person visit to obtain the drugs. This requirement

¹⁷ One such fee schedule, from Martin County Health Department, for 2020/2021 provides for costs between \$28.32 and \$166.59 for most family planning items including annual exams and IUD insertion and removal. This fee schedule is available at <https://martin.floridahealth.gov/about-us/documents/familyplanningfees2021.pdf>, (last visited March 16, 2023).

¹⁸ Family Planning, DOH website, available at <https://www.floridahealth.gov/programs-and-services/womens-health/family-planning/index.html>, (last visited March 16, 2023).

¹⁹ The section specifies that the application of a nonpermanent internal contraceptive device is deemed to be nonsurgical.

²⁰ *Questions and Answers on Mifepristone for Medical Termination of Pregnancy Through Ten Weeks Gestation*, U.S. Food & Drug Administration, available at <https://www.fda.gov/drugs/postmarket-drug-safety-information-patients-and-providers/questions-and-answers-mifepristone-medical-termination-pregnancy-through-ten-weeks-gestation> (last visited March 16, 2023).

²¹ *Id.*

discourages the use of telemedicine, although there is no express federal prohibition against using telemedicine for a medical abortion.

In April 2021, the FDA waived this in-person dispensing requirement for the duration of the COVID-19 federal public health emergency.²² This allowed patients to receive abortion-inducing drugs through the mail or other home delivery services. This increased the probability of prescribers using telemedicine to perform medical abortion in states where not prohibited by state law. On December 16, 2021, the FDA permanently removed the in-person dispensing requirement.²³

Telehealth

Telehealth is a mechanism for delivery of health care services. Health care professionals use telehealth as a platform to provide traditional health care services in a non-traditional manner. These services include, among others, preventative medicine and the treatment of chronic conditions.²⁴ Section 456.74, F.S., enacted in 2019, regulates the use of telehealth by Florida and out-of-state health care providers.

Current law broadly defines telehealth as the use of synchronous or asynchronous telecommunications technology by a telehealth provider to provide health care services, including, but not limited to:²⁵

- Assessment, diagnosis, consultation, treatment, and monitoring of a patient;
- Transfer of medical data;
- Patient and professional health-related education;
- Public health services; and
- Health administration.

A patient receiving telehealth services may be in any location at the time services are rendered and a telehealth provider may be in any location when providing telehealth services to a patient.

Health care services may be provided via telehealth by a Florida-licensed health care practitioner, a practitioner licensed under a multistate health care licensure compact of which Florida is a member,²⁶ or an out-of-state-health care provider who registers with the Department of Health.²⁷

Current law requires telehealth providers to meet the same standard of care required for in-person health care services to patients in this state. This ensures that a patient receives the same standard of care irrespective of the modality used by the health care professional to deliver the services.²⁸

²² Id.

²³ Id.

²⁴ U.S. Department of Health and Human Services, *Report to Congress: E-Health and Telemedicine* (August 12, 2016), available at <https://aspe.hhs.gov/system/files/pdf/206751/TelemedicineE-HealthReport.pdf> (last visited March 16, 2023).

²⁵ S. 456.47(1)(a), F.S.

²⁶ Florida is a member of the Nurse Licensure Compact. *See* s. 464.0095, F.S.

²⁷ S. 456.47(4), F.S.

²⁸ S. 456.47(2), F.S.

III. Effect of Proposed Changes:

Abortion Restrictions

SB 300 amends several sections of the Florida Statutes, and creates one new section of law, relating to abortion.

The bill amends s. 390.0111, F.S., to prohibit a physician from knowingly performing or inducing an abortion after six weeks of gestation.²⁹ The bill maintains current-law exceptions to abortion time frames and applies them to the six-week prohibition, including exceptions for the life and health of the mother, for emergency situations, and for a fetus with a fatal fetal abnormality.

The bill adds one new exception for cases in which the pregnancy is the result of rape or incest and the gestational age of the fetus is not more than 15 weeks. In order to qualify for the exception for rape or incest, at the time a pregnant woman schedules or arrives for her appointment to obtain the abortion, she must provide a copy of a restraining order, police report, medical record, or other court order or documentation providing evidence that she is obtaining the abortion because she is the victim of rape or incest. If the woman is a minor, the bill requires that the physician report the incident of rape or incest to the central abuse hotline as required by s. 39.201, F.S.

The bill specifies that only an allopathic or osteopathic physician may perform or induce an abortion and that a physician may not use telehealth to perform an abortion, including, but not limited to, medical abortions. The bill also amends s. 456.47, F.S., to include the prohibition on the use of telehealth in the established practice standards for telehealth.

The bill prohibits medications intended for use in a medical abortion from being dispensed by anyone other than a physician and from being dispensed through the United States Postal Service or by any other courier or shipping service.

Additionally, the bill creates s. 286.31, F.S., to prohibit any person, educational institution, or governmental entity from using state funds³⁰ for a person to travel to another state to receive services that are intended to support an abortion. The bill defines:

- “Educational institution” to mean any public institutions under the control of a district school board, a charter school, a state university, a developmental research school, a Florida College System institution, the Florida School for the Deaf and the Blind, the Florida Virtual School, private school readiness programs, voluntary prekindergarten programs, private K-12 schools, and private colleges and universities.
- “Governmental entity” to mean the state or any political subdivision thereof, including the executive, legislative, and judicial branches of government; the independent establishments of the state, counties, municipalities, districts, authorities, boards, or commissions; and any agencies that are subject to ch. 286, F.S.

²⁹ “Gestation” is defined in s. 390.

³⁰ As defined in s. 215.31, F.S., “state funds” means revenue, including licenses, fees, imposts, or exactions collected or received under the authority of the laws of the state by each and every state official, office, employee, bureau, division, board, commission, institution, agency, or undertaking of the state or the judicial branch

The bill provides exceptions to this prohibition when the person, governmental entity, or educational institution is required by federal law to expend state funds for such a purpose and for cases of a medical necessity for legitimate emergency medical procedures for termination of the pregnancy to save the pregnant woman's life or to avert a serious risk of imminent substantial and irreversible physical impairment of a major bodily function of the pregnant woman, other than a psychological condition.

Expansion of the Florida Pregnancy Care Network

SB 300 amends s. 381.986, F.S., to expand the Network.

The bill amends to the definition of "eligible client" to add eligibility for:

- Women who have given birth in the previous 12 months; and
- Parents, or legal guardians, for up to 12 months after the birth of a child or the adoption of a child younger than three years of age.

The bill also amends the definition of "pregnancy support services" to be "pregnancy and parenting support services" and makes the following services available:

- Nonmedical material assistance that improves the pregnancy or parenting situation of families, including, but not limited to, clothing, car seats, cribs, formula, and diapers; and
- Counseling or mentoring, education materials, and classes regarding pregnancy, parenting, adoption, life skills, and employment readiness.

The bill requires the DOH's contract with the Network to require the Network to spend at least 85 percent of contract funds on pregnancy and parenting support services and to exclude network awareness activities from the services that qualify to make up the required 85 percent.³¹

Additionally, by July 1, 2024, and annually thereafter, the bill requires the DOH to report to the Governor and the Legislature on the amount and types of services provided by the network; the expenditures for such services; and the number of, and demographic information for, women, parents, and families served by the network. The bill also requires DOH's contract with the Network to ensure the DOH is provided with all information necessary for the annual report detailed below.

Funding Provisions

In addition to any funds appropriated in the General Appropriations Act, SB 300 appropriates \$5 million in recurring funds from the General Revenue Fund (GR) to the DOH for the purpose of implementing the Family Planning Program, specifically subsections (3), (4), and (6) and s. 381.0051, F.S.

³¹ Current law requires the Network to spend at least 90 percent of funds on pregnancy support services, but also includes network awareness activities in the services that count toward the 90 percent. Effectively this change will limit the amount spent on network awareness activities, which includes a promotional campaign and a website, to 5 percent of the contracted funds.

The bill also appropriates \$25 million in recurring GR funds to the DOH for the purpose of implementing the expanded Florida Pregnancy Care Network.

Clean-Up Provisions

SB 300 repeals s. 390.01112, F.S., which restricts abortion at the point of viability. This section is obsolete and is not used. Additionally, the bill strikes rule language requiring AHCA rules for abortion clinics to not impose an unconstitutional burden on a woman's freedom to decide whether to terminate her pregnancy. If the bill becomes effective due to one of the effective date triggers (detailed below), this provision will no longer be applicable as there will no longer be constitutional restraints on the ability for the Legislature to restrict abortion.

Effective Date

Other than the expansion of the Network and the appropriation provisions, which are effective upon becoming law, SB 300 provides that the bill is effective 30 days after one of the following occurs:

- A decision by the Florida Supreme Court holding that the right to privacy enshrined in s. 23, Article I of the State Constitution does not include a right to abortion;
- A decision by the Florida Supreme Court in *Planned Parenthood v. State*, SC2022-1050, that allows the prohibition on abortions after 15 weeks in s. 390.0111(1), F.S., to remain in effect, including a decision approving, in whole or in part, the First District Court of Appeal's decision under review or a decision discharging jurisdiction;
- An amendment to the State Constitution clarifying that s. 23, Article I of the State Constitution does not include a right to abortion; or
- A decision from the Florida Supreme Court after March 7, 2023, receding, in whole or in part, from *In re T.W.*, 551 So. 2d 1186 (Fla. 1989), *North Fla. Women's Health v. State*, 866 So. 2d 612 (Fla. 2003), or *Gainesville Woman Care, LLC v. State*, 210 So. 3d 1243 (Fla. 2017).

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

Because the provisions of the bill that might be challenged as unconstitutional do not become law unless specified criteria are met which would render such provisions constitutional, there are likely no constitutional issues with SB 300.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 381.96, 390.0111, 390.012, and 456.47.

This bill creates section 286.31 of the Florida Statutes.

This bill repeals section 390.01112 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.



353036

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/20/2023	.	
	.	
	.	
	.	

The Committee on Health Policy (Book) recommended the following:

Senate Amendment

Delete lines 203 - 204
and insert:
~~fetus has not achieved viability under s. 390.01112 and a~~
physician certifies ~~two physicians certify~~ in writing that, in
reasonable medical



481062

LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
03/20/2023	.	
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	.	
	.	

The Committee on Health Policy (Davis) recommended the following:

Senate Amendment (with title amendment)

Between lines 205 and 206
insert:

(d) The pregnancy has not progressed to the third trimester, and a physician certifies in writing that, in reasonable medical judgment, the fetus has a fatal fetal abnormality, and another physician is not available for consultation.



481062

11 ===== T I T L E A M E N D M E N T =====

12 And the title is amended as follows:

13 Delete lines 21 - 24

14 and insert:

15 rather than 15 weeks, with exceptions; providing

16 additional exceptions; requiring physicians to report



555824

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/20/2023	.	
	.	
	.	
	.	

The Committee on Health Policy (Book) recommended the following:

Senate Amendment (with title amendment)

Delete lines 206 - 214
and insert:

(d) The pregnancy is the result of rape, incest, or human trafficking. At the time the woman schedules or arrives for her appointment to obtain the abortion, she must provide a sworn statement affirming that she is obtaining the termination of pregnancy because she is a victim of rape, incest, or human trafficking. If the woman is a minor, the physician must report the incident of rape, incest, or human trafficking to the



555824

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete lines 23 - 25

and insert:

so because she is a victim of rape, incest, or human
trafficking; requiring such woman to provide a sworn
statement affirming specified information at the time
she schedules or arrives for her appointment for the
abortion; requiring physicians to report incidents of
rape, incest, or human trafficking of minors to the
central



701492

LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
03/20/2023	.	
	.	
	.	
	.	

The Committee on Health Policy (Book) recommended the following:

Senate Amendment (with title amendment)

Delete lines 216 - 224
and insert:

(2) PERFORMANCE BY PHYSICIAN REQUIRED. Only a physician may perform or induce a ~~No~~ termination of pregnancy ~~shall be performed at any time except by a physician as defined in s.~~
~~390.011.~~

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:



701492

12 Delete lines 28 - 33
13 and insert:
14 conforming



870594

LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
03/20/2023	.	
	.	
	.	
	.	

The Committee on Health Policy (Davis) recommended the following:

Senate Amendment

Delete lines 279 - 283
and insert:
Appropriations Act, the sum of \$25 million in recurring funds
from the General Revenue Fund is appropriated to the Department
of Health, with \$12,309,905 allocated for the purpose of
implementing s. 381.0051(3), (4), and (6), Florida Statutes, and
\$12,690,095 allocated for the expansion and implementation of s.
383.2163(3) and (4), Florida Statutes.



870594

11

(b) The sum of \$5 million in recurring funds from the



731520

LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
03/20/2023	.	
	.	
	.	
	.	

The Committee on Health Policy (Book) recommended the following:

Senate Amendment

Delete lines 284 - 285
and insert:
General Revenue Fund is appropriated to be allocated equally
between the Department of Children and Families and the
Department of Health for the purposes of implementing ss. 39.905
and 794.055, Florida Statutes, respectively.

By Senator Grall

29-01825E-23

2023300__

1 A bill to be entitled
 2 An act relating to pregnancy and parenting support;
 3 creating s. 286.31, F.S.; defining the terms
 4 "educational institution" and "governmental entity";
 5 prohibiting any person, governmental entity, or
 6 educational institution from expending state funds for
 7 a specified purpose; providing exceptions; amending s.
 8 381.96, F.S.; revising the definitions of the terms
 9 "eligible client" and "pregnancy and parenting support
 10 services"; requiring the Department of Health to
 11 contract for the management and delivery of parenting
 12 support services, in addition to pregnancy support
 13 services; revising the contract requirements to
 14 conform to changes made by the act; requiring the
 15 department to report specified information to the
 16 Governor and the Legislature by a specified date each
 17 year; amending s. 390.0111, F.S.; prohibiting
 18 physicians from knowingly performing or inducing a
 19 termination of pregnancy after the gestational age of
 20 the fetus is determined to be more than 6 weeks,
 21 rather than 15 weeks, with exceptions; providing an
 22 exception if the woman obtaining the abortion is doing
 23 so because she is a victim of rape or incest, subject
 24 to certain conditions; requiring physicians to report
 25 incidents of rape or incest of minors to the central
 26 abuse hotline; prohibiting any person other than a
 27 physician from inducing a termination of pregnancy;
 28 prohibiting physicians from using telehealth to
 29 perform abortions; requiring that medications intended

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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30 for use in a medical abortion be dispensed in person
 31 by a physician; prohibiting the dispensing of such
 32 medication through the United States Postal Service or
 33 any other courier or shipping service; conforming
 34 provisions to changes made by the act; repealing s.
 35 390.01112, F.S., relating to termination of
 36 pregnancies during viability; amending s. 390.012,
 37 F.S.; revising rules the Agency for Health Care
 38 Administration may develop and enforce to regulate
 39 abortion clinics; amending s. 456.47, F.S.;
 40 prohibiting telehealth providers from using telehealth
 41 to provide abortions; providing appropriations;
 42 providing effective dates.

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

46 Section 1. Section 286.31, Florida Statutes, is created to
 47 read:

48 286.31 Prohibited use of state funds.—

49 (1) As used in this section, the term:

50 (a) "Educational institution" means public institutions
 51 under the control of a district school board, a charter school,
 52 a state university, a developmental research school, a Florida
 53 College System institution, the Florida School for the Deaf and
 54 the Blind, the Florida Virtual School, private school readiness
 55 programs, voluntary prekindergarten programs, private K-12
 56 schools, and private colleges and universities.

57 (b) "Governmental entity" means the state or any political
 58 subdivision thereof, including the executive, legislative, and

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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2023300

judicial branches of government; the independent establishments of the state, counties, municipalities, districts, authorities, boards, or commissions; and any agencies that are subject to chapter 286.

(2) Any person, governmental entity, or educational institution may not expend state funds as defined in s. 215.31 in any manner for a person to travel to another state to receive services that are intended to support an abortion as defined in s. 390.011, unless:

(a) The person, governmental entity, or educational institution is required by federal law to expend state funds for such a purpose; or

(b) There is a medical necessity for legitimate emergency medical procedures for termination of the pregnancy to save the pregnant woman's life or to avert a serious risk of imminent substantial and irreversible physical impairment of a major bodily function of the pregnant woman other than a psychological condition.

Section 2. Effective upon this act becoming a law, section 381.96, Florida Statutes, is amended to read:

381.96 Pregnancy support and wellness services.—

(1) DEFINITIONS.—As used in this section, the term:

(a) "Department" means the Department of Health.

(b) "Eligible client" means any of the following:

1. A pregnant woman or a woman who suspects she is pregnant, and the family of such woman, who voluntarily seeks pregnancy support services and any woman who voluntarily seeks wellness services.

2. A woman who has given birth in the previous 12 months

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and her family.

3. A parent or parents or a legal guardian or legal guardians, and the families of such parents and legal guardians, for up to 12 months after the birth of a child or the adoption of a child younger than 3 years of age.

(c) "Florida Pregnancy Care Network, Inc.," or "network" means the not-for-profit statewide alliance of pregnancy support organizations that provide pregnancy support and wellness services through a comprehensive system of care to women and their families.

(d) "Pregnancy and parenting support services" means services that promote and encourage childbirth, including, but not limited to:

1. Direct client services, such as pregnancy testing, counseling, referral, training, and education for pregnant women and their families. ~~A woman and her family shall continue to be eligible to receive direct client services for up to 12 months after the birth of the child.~~

2. Nonmedical material assistance that improves the pregnancy or parenting situation of families, including, but not limited to, clothing, car seats, cribs, formula, and diapers.

3. Counseling or mentoring, education materials, and classes regarding pregnancy, parenting, adoption, life skills, and employment readiness.

4. Network ~~Program~~ awareness activities, including a promotional campaign to educate the public about the pregnancy support services offered by the network and a website that provides information on the location of providers in the user's area and other available community resources.

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117 5.3- Communication activities, including the operation and
 118 maintenance of a hotline or call center with a single statewide
 119 toll-free number that is available 24 hours a day for an
 120 eligible client to obtain the location and contact information
 121 for a pregnancy center located in the client's area.

122 (e) "Wellness services" means services or activities
 123 intended to maintain and improve health or prevent illness and
 124 injury, including, but not limited to, high blood pressure
 125 screening, anemia testing, thyroid screening, cholesterol
 126 screening, diabetes screening, and assistance with smoking
 127 cessation.

128 (2) DEPARTMENT DUTIES.—The department shall contract with
 129 the network for the management and delivery of pregnancy and
 130 parenting support services and wellness services to eligible
 131 clients.

132 (3) CONTRACT REQUIREMENTS.—The department contract shall
 133 specify the contract deliverables, including financial reports
 134 and other reports due to the department, timeframes for
 135 achieving contractual obligations, and any other requirements
 136 the department determines are necessary, such as staffing and
 137 location requirements. The contract shall require the network
 138 to:

139 (a) Establish, implement, and monitor a comprehensive
 140 system of care through subcontractors to meet the pregnancy and
 141 parenting support and wellness needs of eligible clients.

142 (b) Establish and manage subcontracts with a sufficient
 143 number of providers to ensure the availability of pregnancy and
 144 parenting support services and wellness services for eligible
 145 clients, and maintain and manage the delivery of such services

Page 5 of 11

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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146 throughout the contract period.

147 (c) Spend at least 85 ~~90~~ percent of the contract funds on
 148 pregnancy and parenting support services, excluding services
 149 specified in subparagraph (1)(d)4., and wellness services.

150 (d) Offer wellness services through vouchers or other
 151 appropriate arrangements that allow the purchase of services
 152 from qualified health care providers.

153 (e) Require a background screening under s. 943.0542 for
 154 all paid staff and volunteers of a subcontractor if such staff
 155 or volunteers provide direct client services to an eligible
 156 client who is a minor or an elderly person or who has a
 157 disability.

158 (f) Annually monitor its subcontractors and specify the
 159 sanctions that shall be imposed for noncompliance with the terms
 160 of a subcontract.

161 (g) Subcontract only with providers that exclusively
 162 promote and support childbirth.

163 (h) Ensure that informational materials provided to an
 164 eligible client by a provider are current and accurate and cite
 165 the reference source of any medical statement included in such
 166 materials.

167 (i) Ensure that the department is provided with all
 168 information necessary for the report required under subsection
 169 (5).

170 (4) SERVICES.—Services provided pursuant to this section
 171 must be provided in a noncoercive manner and may not include any
 172 religious content.

173 (5) REPORT.—By July 1, 2024, and each year thereafter, the
 174 department shall report to the Governor, the President of the

Page 6 of 11

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Senate, and the Speaker of the House of Representatives on the amount and types of services provided by the network; the expenditures for such services; and the number of, and demographic information for, women, parents, and families served by the network.

Section 3. Subsections (1), (2), (10), and (13) of section 390.0111, Florida Statutes, are amended to read:

390.0111 Termination of pregnancies.—

(1) TERMINATION AFTER GESTATIONAL AGE OF 6 15 WEEKS; WHEN ALLOWED.—A physician may not knowingly perform or induce a termination of pregnancy if the physician determines the gestational age of the fetus is more than 6 15 weeks unless one of the following conditions is met:

(a) Two physicians certify in writing that, in reasonable medical judgment, the termination of the pregnancy is necessary to save the pregnant woman's life or avert a serious risk of substantial and irreversible physical impairment of a major bodily function of the pregnant woman other than a psychological condition.

(b) The physician certifies in writing that, in reasonable medical judgment, there is a medical necessity for legitimate emergency medical procedures for termination of the pregnancy to save the pregnant woman's life or avert a serious risk of imminent substantial and irreversible physical impairment of a major bodily function of the pregnant woman other than a psychological condition, and another physician is not available for consultation.

(c) The pregnancy has not progressed to the third trimester ~~fetus has not achieved viability under s. 390.01112~~ and two

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physicians certify in writing that, in reasonable medical judgment, the fetus has a fatal fetal abnormality.

(d) The pregnancy is the result of rape or incest and the gestational age of the fetus is not more than 15 weeks as determined by the physician. At the time the woman schedules or arrives for her appointment to obtain the abortion, she must provide a copy of a restraining order, police report, medical record, or other court order or documentation providing evidence that she is obtaining the termination of pregnancy because she is a victim of rape or incest. If the woman is a minor, the physician must report the incident of rape or incest to the central abuse hotline as required by s. 39.201.

(2) IN-PERSON PERFORMANCE BY PHYSICIAN REQUIRED.—Only a physician may perform or induce a ~~No~~ termination of pregnancy ~~shall be performed at any time except by a physician as defined in s. 390.011.~~ A physician may not use telehealth as defined in s. 456.47 to perform an abortion, including, but not limited to, medical abortions. Any medications intended for use in a medical abortion must be dispensed in person by a physician and may not be dispensed through the United States Postal Service or by any other courier or shipping service.

(10) PENALTIES FOR VIOLATION.—Except as provided in subsections (3), (7), and (12):

(a) Any person who willfully performs, or actively participates in, a termination of pregnancy in violation of the requirements of this section ~~or s. 390.01112~~ commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) Any person who performs, or actively participates in, a

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233 termination of pregnancy in violation of this section ~~or s.~~
 234 ~~390.01112~~ which results in the death of the woman commits a
 235 felony of the second degree, punishable as provided in s.
 236 775.082, s. 775.083, or s. 775.084.

237 (13) FAILURE TO COMPLY.—Failure to comply with the
 238 requirements of this section ~~or s. 390.01112~~ constitutes grounds
 239 for disciplinary action under each respective practice act and
 240 under s. 456.072.

241 Section 4. Section 390.01112, Florida Statutes, is
 242 repealed.

243 Section 5. Subsection (1) of section 390.012, Florida
 244 Statutes, is amended to read:

245 390.012 Powers of agency; rules; disposal of fetal
 246 remains.—

247 (1) The agency may develop and enforce rules pursuant to
 248 ss. 390.011-390.018 and part II of chapter 408 for the health,
 249 care, and treatment of persons in abortion clinics and for the
 250 safe operation of such clinics.

251 ~~(a) The rules must shall be reasonably related to the~~
 252 ~~preservation of maternal health of the clients and must-~~

253 ~~(b) The rules shall be in accordance with s. 797.03 and may~~
 254 ~~not impose an unconstitutional burden on a woman's freedom to~~
 255 ~~decide whether to terminate her pregnancy.~~

256 ~~(c) The rules shall provide for:~~

257 (a)1- The performance of pregnancy termination procedures
 258 only by a licensed physician.

259 (b)2- The making, protection, and preservation of patient
 260 records, which must shall be treated as medical records under
 261 chapter 458. When performing a license inspection of a clinic,

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262 the agency shall inspect at least 50 percent of patient records
 263 generated since the clinic's last license inspection.

264 (c)3- Annual inspections by the agency of all clinics
 265 licensed under this chapter to ensure that such clinics are in
 266 compliance with this chapter and agency rules.

267 (d)4- The prompt investigation of credible allegations of
 268 abortions being performed at a clinic that is not licensed to
 269 perform such procedures.

270 Section 6. Paragraph (f) is added to subsection (2) of
 271 section 456.47, Florida Statutes, to read:

272 456.47 Use of telehealth to provide services.—

273 (2) PRACTICE STANDARDS.—

274 (f) A telehealth provider may not use telehealth to perform
 275 an abortion, including, but not limited to, medical abortions as
 276 defined in s. 390.011.

277 Section 7. (1) For the 2023-2024 fiscal year:

278 (a) In addition to any funds appropriated in the General
 279 Appropriations Act, the sum of \$5 million in recurring funds
 280 from the General Revenue Fund is appropriated to the Department
 281 of Health for the purpose of implementing s. 381.0051(3), (4),
 282 and (6), Florida Statutes.

283 (b) The sum of \$25 million in recurring funds from the
 284 General Revenue Fund is appropriated to the Department of Health
 285 for the purpose of implementing s. 381.96, Florida Statutes.

286 (2) This section takes effect upon this act becoming a law.

287 Section 8. Except as otherwise expressly provided in this
 288 act and except for this section, which shall take effect upon
 289 this act becoming a law, this act shall take effect 30 days
 290 after any of the following occurs: a decision by the Florida

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291 Supreme Court holding that the right to privacy enshrined in s.
292 23, Article I of the State Constitution does not include a right
293 to abortion; a decision by the Florida Supreme Court in *Planned*
294 *Parenthood v. State*, SC2022-1050, that allows the prohibition on
295 abortions after 15 weeks in s. 390.011(1), Florida Statutes, to
296 remain in effect, including a decision approving, in whole or in
297 part, the First District Court of Appeal's decision under review
298 or a decision discharging jurisdiction; an amendment to the
299 State Constitution clarifying that s. 23, Article I of the State
300 Constitution does not include a right to abortion; or a decision
301 from the Florida Supreme Court after March 7, 2023, receding, in
302 whole or in part, from *In re T.W.*, 551 So. 2d 1186 (Fla. 1989),
303 *North Fla. Women's Health v. State*, 866 So. 2d 612 (Fla. 2003),
304 or *Gainesville Woman Care, LLC v. State*, 210 So. 3d 1243 (Fla.
305 2017).

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SB 300

Bill Number or Topic

481062

Amendment Barcode (if applicable)

March 20, 2023

Meeting Date

Health Policy

Committee

Name

Susan Aertker

Phone

904-262-5134

Address

10178 Foxcroft Rd W

Email

SusaninFlorida@gmail

Street

JAX FL 32257

City

State

Zip

Reset Form

Speaking:

☒

For

☐

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

the amendment only

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:I oppose SB 300 but support
the Amendment

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](https://www.flsenate.gov/2020-2022-Joint-Rules.pdf)

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The Florida Senate

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Meeting Date

SB 300

Bill Number or Topic

481062

Amendment Barcode (if applicable)

Committee

Name ELIZA G BRUSCATO MD

Phone

Address

Street

City

State

Zip

Email

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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SB 300
Bill Number or Topic
480162
Amendment Barcode (if applicable)

3/20/2023
Meeting Date
Health Policy
Committee

Name MIRIAM GURNIK Phone

Address Street Email

City State Zip

Speaking: ☒ For ☐ Against ☐ Information OR Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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Health Policy

Committee

300

Bill Number or Topic

481062

Amendment Barcode (if applicable)

Name

Adeyinka Ayo-oke

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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SB 300

Bill Number or Topic

481062

Amendment Barcode (if applicable)

Name

Andrea Dolinich

Phone

Address

Street

Email

City

State

Zip

Speaking

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒ I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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Committee

SB 300

Bill Number or Topic

481062

Amendment Barcode (if applicable)

Name

LINZY GUMP

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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SB ~~400~~ 300

Bill Number or Topic

481062

Amendment Barcode (if applicable)

Committee

Name

Amy Bennett

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:



In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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3/20

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SB ~~300~~ 300

Bill Number or Topic

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Amendment Barcode (if applicable)

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Committee

Name STANISLAW MURSIENSKI MD Phone _____

Address _____ Email _____
Street

City _____ State _____ Zip _____

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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Meeting Date

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Committee

SB 300

Bill Number or Topic

481062

Amendment Barcode (if applicable)

Name

Rebekah Bongato-Merren

Phone

Address

Street

Email

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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Committee

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Bill Number or Topic

481062

Amendment Barcode (if applicable)

Name Brittany Perry

Phone

Address

Street

Email

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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Committee

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Bill Number or Topic

481062

Amendment Barcode (if applicable)

Name

Tejumola Apata MD

Phone

Address

Street

Email

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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Committee

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Bill Number or Topic

481062

Amendment Barcode (if applicable)

Name

Eryn Wanyonyi MD

Phone

Address

6440 W Newberry Rd Suite 508

Email

Street

Gainesville

City

FL

State

32605

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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Amendment Barcode (if applicable)

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Committee

Health Policy

Name

Melissa Schechter, MD

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☒

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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Health Policy

Committee

SB 300

Bill Number or Topic

481062

Amendment Barcode (if applicable)

Name Rin Alajaji

Phone

Address 201 E Park Ave

Street

32301

City

State

Zip

Email

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Equality Florida

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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Committee

SB 300

Bill Number or Topic

481062

Amendment Barcode (if applicable)

Name Aurelie (ow-ray-lee) Colon

Phone 9548818595

Address _____
Street

Email aurelie@latinainstitute.org

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing: National Latina
Institute for Reproductive
Justice FL

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1, [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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481062

Amendment Barcode (if applicable)

Name

Sujatha Prabakaran

Phone

Address

Street

Email

City

State

Zip

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.☐ I am a registered lobbyist,
representing:☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

March 20, 2023

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Senate Bill 300

Bill Number or Topic

481062

Amendment Barcode (if applicable)

Name Andrew Shirvell

Phone 850-404-3414

Address P.O. Box 12152

Street

Email andrew@Floridavoice
FortheUnborn.com

Tallahassee FL 32317

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☒ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Voice For the
Unborn, Inc.

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

3/20/23

APPEARANCE RECORD

SB 300

Meeting Date

Bill Number or Topic

Health Policy

Deliver both copies of this form to
Senate professional staff conducting the meeting

481062

Committee

Amendment Barcode (if applicable)

Name

ANNA KRAMER MD

Phone

Address

6440 W Newberry Rd

Email

Street

Gainesville FL

City

State

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1, [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

3/20/23

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

Health

Amendment Barcode (if applicable)

Committee

Name

Rendie Denker

Phone

Address

552 E. Georgia St.

Email

Street

Tallahassee, FL 32303

City

State

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

March 20, 2023

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Senate Bill 300

Bill Number or Topic

555824

Amendment Barcode (if applicable)

Name Andrew Shirvell

Phone 850-404-3414

Address P.O. Box 12152

Street

Email andrew@Floridavoice
Fortheunborn.com

Tallahassee FL 32317

City

State

Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☒ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Voice For the
Unborn, Inc.

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

88 306

Bill Number or Topic

55284

Amendment Barcode (if applicable)

3/20/2023

Meeting Date

Health Policy

Committee

Name

MIRIAM GURWITZ

Phone

Address

Street

Email

City

State

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

3/20/23

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

SBP300

Bill Number or Topic

SSS 824

Amendment Barcode (if applicable)

Name

Jennifer Drift

DRIFT

Phone

(850) 297-2000

Executive Director

Address

1820 E. PARK AVE

Email

jdrift@flsen.gov

Street

Tallahassee

FL

32301

City

State

Zip

Speaking:

☒ For☐ Against☐ Information**OR**

Waive Speaking:

☐ In Support☐ Against**PLEASE CHECK ONE OF THE FOLLOWING:**I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Florida Council Against Sexual Abuse

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

3/20/23

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

555824

Amendment Barcode (if applicable)

Health Policy

Committee

Name

Jessica Willson

Phone

Address

Street

Email

City

State

Zip

32244

Speaking:



Amendment only, oppose bill

For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

3/20/23

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

S/B 360

Bill Number or Topic

555824

Amendment Barcode (if applicable)

Name

Harrison Lundy

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB300

Bill Number or Topic

555824

Amendment Barcode (if applicable)

3/20 Meeting Date

Health Policy

Committee

Name

Lauren Johnson

Phone

813.698.1170

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

03/20/23

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB300

Bill Number or Topic

555824

Amendment Barcode (if applicable)

Name ELIZA G BRUSCATO MD

Phone _____

Address _____ Email _____

Street

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

03/20/23

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

555824

Amendment Barcode (if applicable)

Name

Andrea Johnson

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

03/20/23

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

Health Policy

Committee

555824

Amendment Barcode (if applicable)

Name Adeyinka Ayo-Oke Phone _____

Address _____ Email _____

Street

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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Senate professional staff conducting the meeting

3/20/23

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

555 824

Amendment Barcode (if applicable)

Name

Amy Bennett

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/30

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

555824

Amendment Barcode (if applicable)

Name

STANISLAW MASCHENSKI

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

SB 300

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

555824

Committee

Amendment Barcode (if applicable)

Name

Rebekah Bongato-Merren

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB ~~300~~ 300
Bill Number or Topic
555824
Amendment Barcode (if applicable)

~~3/30~~ 3/20/23
Meeting Date
Health Policy
Committee

Name Brittany Perry Phone _____
Address _____
Street _____
City _____ State _____ Zip _____

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

- ☒ I am appearing without compensation or sponsorship.
- ☐ I am a registered lobbyist, representing:
- ☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

03/20/23

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

555824

Amendment Barcode (if applicable)

Name

Tejumela Apata MD

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/20/23

Meeting Date

Health Policy

Committee

SB300

Bill Number or Topic

555824

Amendment Barcode (if applicable)

Name Melissa Schechter, MD

Phone _____

Address _____ Email _____

Street

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☒ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

03/20/23

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

555824

Amendment Barcode (if applicable)

Name Eryn Wanyonyi MD Phone _____

Address 6440 W Newberry Road Suite 808 Email _____
Street

Gainesville FL 32605
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/20/23
Meeting Date
Health Policy
Committee

SB 300
Bill Number or Topic
555824
Amendment Barcode (if applicable)

Name Rin Alajaji Phone _____

Address 201 E Park Ave Email _____
Street

32301
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Equality Florida

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1, [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

8/20/23

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

SSS824

Amendment Barcode (if applicable)

Name Aurelie (ow-ray-lee) Colon

Phone 9548818595

Address

Street

Email aurelie@latinainstitute.org

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☒ I am a registered lobbyist, representing: National Latina Institute for Reproductive Justice FL

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1, [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

MARCH 20, 2023

Meeting Date

Health Policy

Committee

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting →

SB 300

Bill Number or Topic

701492

Amendment Barcode (if applicable)

Name Susan Fertker

Phone 904-262-5124

Address 10178 Foxcroft Rd W

Street

Email suscinflorida@gmail.com

JAX

FL

32257

City

State

Zip

Reset Form

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

→ Amendment only. I oppose the bill.

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

3/20/2023
Meeting Date
Health Policy
Committee

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300
Bill Number or Topic
701492
Amendment Barcode (if applicable)

Name MIRIAM GUKWICH Phone _____

Address _____ Email _____
Street

City _____ State _____ Zip _____

Speaking: ☒ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/20/23

Meeting Date

Health Policy

Committee

SB300

Bill Number or Topic

701492

Amendment Barcode (if applicable)

Name

Aurelie (ow-ray-lee) Colon

Phone

9548818595

Address

Street

Email

aurelie@latinainstitute.org

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:

National Latina
Institute for Reproductive
Justice FL

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

March 20, 2023

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Senate Bill 300

Bill Number or Topic

701492

Amendment Barcode (if applicable)

Name Andrew Shirvell

Phone 850-404-3414

Address P.O. Box 12152

Street

Email andrew@Floridavoice
fortheunborn.com

Tallahassee FL 32317

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☒ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Voice For the
Unborn, Inc

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

APPEARANCE RECORD

SB 300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

870594

Amendment Barcode (if applicable)

Meeting Date

3-20-23
Health Policy

Committee

Name

Susan Aertker

Phone

904-262-5124

Address

10178 Foxcroft Rd W

Email

susaninfloride@gmail

Street

JAX

State

FL

Zip

32257

City

Amendment only. I oppose the bill

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

Reset Form

PLEASE CHECK ONE OF THE FOLLOWING:I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance so
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

March 20, 2023

APPEARANCE RECORD

Senate Bill 300

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

870594

Amendment Barcode (if applicable)

Name Andrew Shirvell

Phone 850-404-3414

Address P.O. Box 12152

Email andrew@Floridavoice
Fortheunborn.com

Street

Tallahassee FL 32317

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☒

I am a registered lobbyist,
representing:

Florida Voice For the
Unborn, Inc.

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

3/20/23

Meeting Date

Health Policy

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

870594

Amendment Barcode (if applicable)

Name

Aurelle Cow-Ray-Lee Colon

Phone

9548818595

Address

Street

Email

aurelle@latinalatinstitute.org

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☒

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☒

I am a registered lobbyist,
representing:

National Latina
Institute for Representative
Justice PL

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

Meeting Date

3-20-23

Health Policy

Committee

731520

Amendment Barcode (if applicable)

Name

Susan Fertker

Phone

904-262-5124

Address

10178 Foxcroft Rd W

Email

susaninFlorida@gmail.com

Street

JAY. FL.

32257

City

State

Zip

Reset Form

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

Amendment only. I oppose the bill

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance so
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](https://www.flsenate.gov/2020-2022-Joint-Rules.pdf)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/20/2023
Meeting Date
Health Policy
Committee

SB 3000
Bill Number or Topic
731520
Amendment Barcode (if applicable)

Name Jennife L. Drift, Executive Director Phone (850) 297-2000

Address 1020 E. PARK AVE, ST 100 Email jdrift@fcasv.org
Street
Tallahassee FL 32301
City State Zip

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Florida Council Against Sexual
Violence

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

March 20, 2023

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Senate Bill 300

Bill Number or Topic

731520

Amendment Barcode (if applicable)

Name Andrew Shirvell

Phone 850-404-3414

Address P.O. Box 12152

Street

Email andrew@FloridaVoice
Fortheunborn.com

Tallahassee FL 32317

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☒ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Voice For the Unborn, Inc.

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/20/23

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

731520

Amendment Barcode (if applicable)

Name

Rin Alajaji

Phone

Address

201 E Park Ave

Email

Street

City

State

32301

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☒

I am a registered lobbyist,
representing:

Equality Florida

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/20/23

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

73150

Amendment Barcode (if applicable)

Name Aurelie (ow-ray-lee) Colon

Phone 9548818595

Address

Street

Email aurelie@latinainstitute.org

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing: National Latina
Institute for Reproductive
Justice FL

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

March 20, 2023

Meeting Date

Health Policy

Committee

Senate Bill 300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Andrew Shirvell

Phone 850-404-3414

Address P.O. Box 12152

Street

Email andrew@Floridavoice
Fortheunborn.com

Tallahassee FL 32317

City

State

Zip

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Voice For the
Unborn, Inc.

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

3/20/23

Meeting Date

Health Policy

Committee

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300
Pregnancy and Parenting Support

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Teresa Miller

Phone

8138423073

Address

3608 W Corona St

Street

Email

embracelife911@gmail.com

Tampa

City

FL

State

33629

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

3/21/23
Meeting Date

The Florida Senate
APPEARANCE RECORD

SB 300
Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee _____
Name Ed Susan Whitfield Phone _____
Address 25 N. Market St. Email _____
Street _____
City Jax State FL Zip 32216

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

- ☒ I am appearing without compensation or sponsorship.
- ☐ I am a registered lobbyist, representing:
- ☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

APPEARANCE RECORD3/20/2023

Meeting Date

SB-300

Bill Number or Topic

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Anthony Verdugo

Phone

786-44-6431

Address

Christicent Family Coalition Florida

Email

Street

PO. Box 650216, Miami FL, 33265.

City

State

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

3/20/23

Meeting Date

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Spencer Doster

Phone

850-443-0109

Address

1543 San Luis rd

Email

Spencerdoster333@gmail.com

Street

Tallahassee

City

FL

State

32304

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

3/20/2023

Meeting Date

SB 300

Bill Number or Topic

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Tiffany Mancusi

Phone

Address

Street

Email

City

State

Zip

Speaking: ☐ For ☒ Against ☐ Information**OR**Waive Speaking: ☐ In Support ☒ Against**PLEASE CHECK ONE OF THE FOLLOWING:**I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

3/20/2023

APPEARANCE RECORD

SB 300

Meeting Date

Health Policy

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Aspen Schenker

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐ For☒ Against☐ Information

OR

Waive Speaking:

☐ In Support☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

03/20/2023

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

Amendment Barcode (if applicable)

Name Trenece RobertsonPhone 3375924589Address 316 Ausely Rd

Street

Email trenecerob@gmail.comTallahassee

City

FL

State

32304

Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against**PLEASE CHECK ONE OF THE FOLLOWING:**☒ I am appearing without
compensation or sponsorship.☐ I am a registered lobbyist,
representing:☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

03/20/23

Meeting Date

SB 300

Bill Number or Topic

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Shelby Hartwell

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

63120123

APPEARANCE RECORD

SB 300

Meeting Date

Health Policy

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

ANNA VARECAMOV

Phone

Address

6440 W. Newberry Rd

Email

Street

Gainesville

State

FL

Zip

32605

City

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

3/30/23

Meeting Date

SB 300

Bill Number or Topic

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Sujatha Prabhakaran

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

03/20/23

APPEARANCE RECORD

SB 300

Meeting Date

Bill Number or Topic

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Karen Harris, MD, MPH

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

March 20, 2023

SB300

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Health Policy

Committee

Amendment Barcode (if applicable)

Name

Elizabeth Bercaw

Phone

786-546-2880

Address

631 E Minnesota Ave

Email

ebercaw@yahoo.com

Street

Deland

FL

32724

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

03/20/23

The Florida Senate

APPEARANCE RECORD

SB 300

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Andrea Dolmish

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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This form is part of the public record for this meeting.

S-001 (08/10/2021)

3/20/23

Meeting Date

Health Policy

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

Amendment Barcode (if applicable)

Name

I. CORI BAILL, MD

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

03/20/23
Meeting Date

The Florida Senate
APPEARANCE RECORD

SB 300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee
Name Laura Brenzel

Phone

Address

Street

Email

City

State

Zip

32301

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/20/2023

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

Amendment Barcode (if applicable)

Name Dr. Carolynn Zonia

Phone 850-714-3793

Address 620 Flatwoods Forest Loop

Email zoniacarolynn@gmail.com

Street

Santa Rosa Beach FL

32459

City

State

Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

Amendment Barcode (if applicable)

3/20/2023

Meeting Date

Health Policy

Committee

Name MIRIAM GURNIAK

Phone

Address

Street

Email

City

State

Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

3/20/23

Meeting Date

The Florida Senate

APPEARANCE RECORD

SB 300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee

Name

Traci Lipton

Phone

941 993 9543

Amendment Barcode (if applicable)

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

SB 300

Meeting Date

Senate

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Samantha Book

Phone

305.794.7788

Address

101 NW 108th Way

Email

Samantha-Book@yahoo.com

Street

Plantation FL

State

33324

Zip

Speaking:

☐

For



Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

03/28/23

Meeting Date

Health policy

Committee

SB 300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Rain Johnson

Phone

863 388 0729

Address

Street

Email

give me that + enos@gmail.com

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Sb300

Meeting Date

Health policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Amanda Langworthy

Phone

Address

Street

Sarasota, FL

City

State

Zip

Email

Speaking:

☐ For

☒ Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

SB 300

Bill Number or Topic

3-20-23

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Marion Banzhaf

Phone 850 284 7041

Address 44-6 Carlton Ave

Email

Street

Lenox Village

City

State

32323

Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

5-001 (08/10/2021)

APPEARANCE RECORD

SB370

Meeting Date

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐ For

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

SB300

3/20/23

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Health Policy

Committee

Amendment Barcode (if applicable)

Name Shannon Keever

Phone 941-580-1589

Address 702 46th St. E.

Street

Email Shannon.WVSWFL.COM

Bradenton, FL 34208

City

State

Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.☐ I am a registered lobbyist,
representing:☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

5B300

Bill Number or Topic

Meeting Date

Deliver both copies of this form to

Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name

Laura Rodriguez

Phone

305 335 0606

Address

8010 Noremac Ave

Email

lortycatthebeach@gmail.com

Street

Miami Beach, FL 33141

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without compensation or sponsorship.

☐

I am a registered lobbyist, representing:

☐

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

State Policy Advocate, National

Council of Jewish Women

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

Meeting Date

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐ For

☒ Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB300

Bill Number or Topic

3-20-23

Meeting Date

Health Policy

Committee

Amendment Barcode (if applicable)

Name

Susan Fertker

Phone

904-262-5124

Address

10178 Foxcroft Rd W

Email

susaninFlorida@gmail.com

Street

JAX FL 32257

City

State

Zip

Reset Form

Speaking:

☐ For

☒ Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

300

Meeting Date

Bill Number or Topic

Deliver both copies of this form to

Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/20

Meeting Date

300

Bill Number or Topic

Health Policy

Committee

Amendment Barcode (if applicable)

Name Elizabeth Hattal

Phone 321-261-6001

Address 1704 W Call St.
Street

Email lizhattal@outlook.com

Tallahassee
City

FL
State

32304
Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

3/20/23

Meeting Date

Health Policy

Committee

SB300

Bill Number or Topic

Amendment Barcode (if applicable)

Deliver both copies of this form to
Senate professional staff conducting the meeting

Name Kelly Mamelson, MD

Phone _____

Address _____
Street

Email _____

City _____ State _____ Zip _____

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

3-20-23

The Florida Senate
APPEARANCE RECORD

300

Meeting Date

Health Policy

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Daniel Schultz

Phone

850-629-0282

Address

330 Mercedes Ave

Email

DanielSchultz4869@gmail.com

Street

Panama City

FL

32401

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

3/20/23

Meeting Date

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

300

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

PAT POSNER

Phone

Address

PO Box 68

Email

Street

TLH

FL

32302

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

03/20/23

Meeting Date

SB 300

Bill Number or Topic

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Rebekah Bongato-Merren

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐ For

Against

☐ Information

OR

Waive Speaking:

☐ In Support☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

3/20/23

The Florida Senate

APPEARANCE RECORD

SB 300

Meeting Date

Deliver both copies of this form to

Bill Number or Topic

Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without compensation or sponsorship.

☐

I am a registered lobbyist, representing:

☐

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

March 20, 2023

APPEARANCE RECORD

SB300

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Talia Kimelman

Phone

8505662187

Address

831 Washington Street

Email

TK.films.02@gmail.com

Street

Tallahassee

FL

32303

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

300

Meeting Date

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name ^{Committee} Madeline Kopka

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

3-20-23

APPEARANCE RECORD

300

Meeting Date

Health Policy

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Shari Compton

Phone

954-591-5491

Address

2716 Bardswood

Email

shari-compton@yahoo.com

Street

Tallahassee, FL 32305

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

3/20/23

The Florida Senate

APPEARANCE RECORD

SB 300

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Health Policy

Committee

Amendment Barcode (if applicable)

Name

Brittany Perry

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/20/23

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Rin Alajaji

Phone

Address

201 E Park Ave

Email

Street

City

State

32301

Zip

Speaking:

☐ For



Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:

Equality Florida



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

3/20/23

Meeting Date

Healthpower

Committee

Amendment Barcode (if applicable)

Name Aurelie (ow-ray-lee) Colon

Phone 954 881 8595

Address

Street

Email

aurelie@latmainstitute.org

City

State

Zip

Speaking:

☐ For



☒ Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:

National Latina
Institute for Reproductive
Justice FL



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

SB 300

Meeting Date

Bill Number or Topic

Senate Health Policy

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name

Katrina Furth

Phone

585-406-4203

Address

2800 Shirlington Road, Suite 1200

Email

katrina.furth@gmail.com

Street

Arlington

City

VA

State

22206

Zip

Speaking:

☐

For

☐

Against

☒

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☐I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☒I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Charlotte Lozier Institute

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

3/20/23

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

Amendment Barcode (if applicable)

Name KARA GROSS

Phone 786-363-4436

Address 4343 W. Flagler Rd

Street

Email KGROSS@ACLUFL.ORG

Miami FL 33134

City

State

Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.☒ I am a registered lobbyist,
representing:

ACLU of FLORIDA

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

3/20/23

Meeting Date

HEALTH POLICY

Committee

SB700

Bill Number or Topic

Amendment Barcode (if applicable)

Name ELIZA G. BRUSCATO MD

Phone NA

Address

Street

Email NA

City

State

Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

3/20/23

APPEARANCE RECORD

SB 300

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Health Policy

Committee

Amendment Barcode (if applicable)

Name

Rachel Astles

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐ For

Against

☐ Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

March 19, 2023

The Florida Senate
APPEARANCE RECORD

SK 300

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Fan Markut

Phone

850-443-2474

Address

201 East forke ave 744

Email

lord.markut@gmail

Street

Tallahassee

FL

32301
32301

City

State

Zip

Speaking:

☐ For

☒ Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



☒ I am appearing without
compensation or sponsorship.



☐ I am a registered lobbyist,
representing:



☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

20 March 2023

Meeting Date

SB 300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name Dr. James Olcese

Phone 850-321-5915

Address 3032 CORRIE DR
Street

Email jamesolcese@yahoo.com

Tallahassee FL 32309
City State ZipSpeaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.☐ I am a registered lobbyist,
representing:☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

March 20, 2023

Meeting Date

Health Policy

Committee

SB-300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Belinda Herking

Phone (352) 262-2955

Address 4730 NW 13th Ave.
Street

Email bsh2grace@aol.com

Gainesville, Fl. 32605
City State Zip

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD3/20/23

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Dakota McCoy

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

SB-300

3-20-23

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Amendment Barcode (if applicable)

Name

DR. Diane Gowski, MD

Phone

727-480-7574

Address

1383 Temple St

Email

dianetg@aol.com

Street

Clearwater

FL

33756

City

State

Zip

Speaking:

☒ For

☐ Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



☒ I am appearing without
compensation or sponsorship.



☐ I am a registered lobbyist,
representing:

Florida Catholic Medical Association
(president)



☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

SB300

3/20/23

Meeting Date

Bill Number or Topic

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Ryan Kennedy

Phone

239-677-5733

Address

9745 Roundstone Cir.

Email

ryan@gofLCA.org

Street

Fort Myers

City

FL

State

33967

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:Florida Citizens
AllianceI am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

3/20/23

Meeting Date

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

Amendment Barcode (if applicable)

Name Aaron DiPietro

Phone 904-608-4471

Address 4853 S. Orange Ave

Street

Email aaron.d@flfamily.org

Orlando

City

FL

State

32806

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:Florida Family Policy
CouncilI am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

3-20-2023

Meeting Date

380

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name

Noelle Rivers

Phone

971-300-5749

Address

4207 Looking Glass Pl.

Email

noelle.rivers@outlook.com

Street

Sanford

FL

32771

City

State

Zip

Speaking:

☐ For

☒ Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

3/20/2023

Meeting Date

The Florida Senate
APPEARANCE RECORD

SB 300

Bill Number or Topic

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Julie meadows-keefe

Phone 850 322-1655

Address _____
Street

Email _____

City

State

Zip

Speaking:

☐ For



☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 300

Bill Number or Topic

Meeting Date

3/20/23

Committee

Health Policy

Amendment Barcode (if applicable)

Name

Julian McPherson

Phone

407-488-6889

Address

1106 W Call St.

Email

Julmc7777@gmail.com

Street

Tallahassee

City

Florida

State

32304

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

3/20/23

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Jessica Willson

Phone

Address

Street

Email

City

State

Zip

32244

Speaking:

☐ For

Against

☐ Information**OR**

Waive Speaking:

☐ In Support☐ Against**PLEASE CHECK ONE OF THE FOLLOWING:**I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

SB300

3/20/23

Meeting Date

Health Policy

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Cynthia Murphy

Phone

Address

Email

Street

Tallahassee, FL

32303

City

State

Zip

Speaking:

☐ For

Against

☐ Information

OR

Waive Speaking:

☐ In Support☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

SB 300

Bill Number or Topic

Amendment Barcode (if applicable)

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐ For☒ Against☐ Information**OR**

Waive Speaking:

☐ In Support☐ Against**PLEASE CHECK ONE OF THE FOLLOWING:**I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

3-20-23

300

Meeting Date

Bill Number or Topic

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Meghann Hovey

Phone

850-420-7310

Address

Street

Email

City

State

Zip

Speaking:

☐ For☒ Against☐ Information

OR

Waive Speaking:

☐ In Support☒ Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
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S-001 (08/10/2021)

APPEARANCE RECORD

3/20/23

Meeting Date

SB 300

Bill Number or Topic

Health Policy

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Lauren Kelly-Manders

Phone

Address

Street

Email

Tallahassee

FL

City

State

Zip

Speaking:

☐ For☒ Against☐ Information**OR**

Waive Speaking:

☐ In Support☐ Against**PLEASE CHECK ONE OF THE FOLLOWING:**I am appearing without
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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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Senate professional staff conducting the meeting

3/20/2023

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

Amendment Barcode (if applicable)

Name Yenibel Vilorio

Phone 786-419-6049

Address P.O. Box 260230

Street

Email yenibel@stateinnovation.org

Madison

City

WI

State

53726

Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

State Innovation Exchange Action

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

APPEARANCE RECORD4-20-2023

Meeting Date

SB 300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meetingHEALTH

Committee

Amendment Barcode (if applicable)

Name MARGARET BALDWINPhone 850-510-0123Address 603 BEARD ST.
StreetEmail meg.baldwin
0521e
gmail.
comTALLAHASSEE FL 32303
City State ZipSpeaking: ☐ For ☒ Against ☐ Information**OR**Waive Speaking: ☐ In Support ☐ Against**PLEASE CHECK ONE OF THE FOLLOWING:**☒ I am appearing without
compensation or sponsorship.☐ I am a registered lobbyist,
representing:☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

March 20, 2023

Meeting Date

Senate health policy

Committee

SB-300

Bill Number or Topic

Amendment Barcode (if applicable)

Name Kalia Smith

Phone 904-803-3915

Address 11631 Mandarin RD

Street

Email KaliaLiliana@icloud.com

Jacksonville

City

Florida

State

32223

Zip

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

March 20, 2023

Meeting Date

Senate Health Policy

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB300

Bill Number or Topic

Amendment Barcode (if applicable)

Name Dr. Kathi Aultman

Phone 904-616-5232

Address 1469 Winfred Dr. East

Street

Email kathiaultman@gmail.com

Orange Park

City

FL

State

32073

Zip

Speaking: ☐ For ☐ Against ☒ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☒ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Charlotte Lozier Institute

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD

3/20/2023

Meeting Date

Health Policy

Committee

SB 300

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Vanessa Villaverde

Phone

954-479-1262

Address

10929 mainsail drive

Street

Email

vievillaverde@gmail.com

Cooper City

City

FL

State

33026

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:☒I am appearing without
compensation or sponsorship.☐I am a registered lobbyist,
representing:☐I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

03/20/23

Meeting Date

Health Policy

Committee

300

Bill Number or Topic

Amendment Barcode (if applicable)

Name Christie ArnoldPhone 407-312-5374Address 201 W Park Ave

Street

Email carnold@flaccb.orgTallahassee

City

FL

State

32301

Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing: FL

Conference of
Catholic Bishops



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)



The Florida Senate

Committee Agenda Request

To: Senator Colleen Burton, Chair
Committee on Health Policy

Subject: Committee Agenda Request

Date: March 10, 2023

I respectfully request that **Senate Bill #300**, relating to Pregnancy and Parenting Support, be placed on the:

- ☒ committee agenda at your earliest possible convenience.
- ☐ next committee agenda.

A handwritten signature in blue ink that reads "Erin K. Grall".

Senator Erin Grall
Florida Senate, District 29

CourtSmart Tag Report

Room: KB 412

Case No.: -

Type:

Caption: Senate Health Policy Committee

Judge:

Started: 3/20/2023 3:31:19 PM

Ends: 3/20/2023 6:55:13 PM

Length: 03:23:55

3:31:17 PM Chair Brodeur calls meeting to order
3:31:27 PM Roll call, a quorum is present
3:32:00 PM Chair Brodeur calls meeting to order
3:32:12 PM Take up tab 4 SB 568 Assault or Battery on Hospital
3:32:36 PM Chair Brodeur recognizes Senator Rodriguez to explain bill
3:32:57 PM Public Appearance by Jason Rodriguez of BayCare Health System
3:33:08 PM Public Appearance by Matthew Holiday of NCH Healthcare System
3:33:13 PM Public Appearance by Lindy Kennedy of Safety Net Hospital Alliance
3:33:20 PM Public Appearance by Barney Bishop of Fla Smart Justice
3:33:24 PM Public Appearance by Dave Mica Jr of Florida Hospital Association
3:33:34 PM Public Appearance by Erin Ballas of The Florida Nurses Association
3:33:45 PM Public Appearance by Dr. Dan Podbersky of Nemours Children Hospital
3:36:59 PM Public Appearance by Nicholas Grant of Lee Health
3:37:50 PM Public Appearance by Allison Kinney of HCA
3:37:59 PM Chair Brodeur recognizes Senator Rodriguez to close
3:38:05 PM Roll Call SB 568
3:38:10 PM Vote recorded
3:38:48 PM Take up Tab 3 SB 768 Referral of Patients by Health Care Providers
3:39:25 PM Chair Brodeur recognizes Senator Martin to explain bill
3:39:34 PM Question by Senator Davis
3:41:08 PM Answer by Senator Martin
3:41:36 PM Public Appearance by James Eaton of Millennium Physician Group
3:41:41 PM Chair Brodeur recognizes Senator Martin to close
3:41:57 PM Roll Call SB 768
3:42:05 PM Vote recorded
3:42:30 PM Take up Tab 2 SB 704 Substance Abuse Prevention
3:42:52 PM Chair Brodeur recognizes Senator Boyd to explain bill
3:42:57 PM Public Appearance by Helen S
3:43:36 PM Public Appearance by Lauren Johnson
3:43:48 PM Public Appearance by Harrison Lundy
3:45:46 PM Public Appearance by Shannon Keever
3:47:18 PM Public Appearance by Amanda Langworthy
3:48:13 PM Public Appearance by Dr. Nancy Lawther of Florida PTA
3:48:14 PM Public Appearance by Barney Bishop of Fla Smart Justice
3:48:17 PM Chair Brodeur recognizes Senator Boyd to close
3:48:25 PM Public Appearance by Libby Guzzo of The Office of the Atty General
3:48:45 PM Chair Brodeur recognizes Senator Boyd to close on bill
3:48:50 PM Roll Call SB 704
3:49:30 PM Vote recorded
3:49:33 PM Take up Tab 5 SB 914 Suicide Prevention
3:49:51 PM Chair Brodeur recognizes Senator Harrell to explain bill
3:52:23 PM Public Appearance by Lauren Johnson
3:52:24 PM Public Appearance by Harrison Lundy
3:52:40 PM Public Appearance by Shannon Keever
3:53:57 PM Public Appearance by Amanda Langworthy
3:54:32 PM Public Appearance by Dr. Nancy Lawther
3:54:52 PM Public Appearance by Barney Bishop of Fla Smart Justice
3:54:53 PM Public Appearance by Ray Colburn of Florida Fire Chiefs' Association
3:54:58 PM Public Appearance by Robby Holroyd of Florida Mental Health Advocacy Coalition
3:55:05 PM Chair Brodeur recognizes Senator Harrell to close
3:55:19 PM Roll Call SB 914
3:55:49 PM Vote recorded

3:56:16 PM Take up Tab 1 SB 652 Dentistry
3:56:22 PM Chair Brodeur recognizes Senator Yarborough to explain bill
3:57:25 PM Take up amendment barcode 164086
3:57:50 PM Amendment action recorded, back on bill
3:58:27 PM Public Appearance by Joanne Hart of Florida Dental Association
3:58:31 PM Chair Brodeur recognizes Senator Yarborough to close on bill
3:58:40 PM Roll Call SB 652
3:58:53 PM Vote Recorded
3:59:25 PM Recess
3:59:27 PM Recording Paused
4:05:06 PM Recording Resumed
4:05:10 PM Chair Brodeur calls meeting back to order
4:05:20 PM Take up Tab 6 SB 300 Pregnancy and Parenting Support
4:05:29 PM Chair Brodeur recognizes Senator Grall to explain bill
4:10:20 PM Take up amendment barcode 481062
4:11:20 PM Chair Brodeur recognizes Senator Davis to explain amendment
4:12:25 PM Public Appearances
4:18:26 PM Comment by Senator Book
4:19:27 PM Comment by Senator Grall
4:20:28 PM Chair Brodeur recognizes Senator Davis to close
4:22:06 PM Action on amendment recorded
4:23:06 PM Take up amendment barcode 555824
4:23:12 PM Public Appearances
4:26:44 PM Comment by Senator Grall
4:28:18 PM Chair Brodeur recognizes Senator Book to close
4:29:18 PM Action on amendment recorded
4:29:35 PM Take up amendment barcode 701492
4:29:47 PM Chair Brodeur recognizes Senator Book to explain amendment
4:30:10 PM Public Appearances
4:32:50 PM Comment by Senator Grall
4:33:13 PM Amendment action recorded
4:34:12 PM Take up amendment barcode 870594
4:35:17 PM Public Appearances
4:36:19 PM Comment by Senator Grall
4:37:20 PM Chair Brodeur recognizes Senator Davis to close
4:39:33 PM Action on amendment recorded
4:40:33 PM Take up amendment barcode 731520
4:42:15 PM Chair Brodeur recognizes Senator Book to explain amendment
4:42:43 PM Public Appearances
4:43:46 PM Comment by Senator Grall
4:44:15 PM Chair Brodeur recognizes Senator Book to close
4:45:15 PM Action on amendment recorded
4:46:13 PM Back on bill
4:46:16 PM Question by Senator Osgood
4:47:23 PM Answer by Senator Grall
4:48:24 PM Question by Senator Osgood
4:49:33 PM Question by Senator Book
4:50:32 PM Answer by Senator Grall
4:50:54 PM Question by Senator Book
4:50:58 PM Answer by Senator Grall
4:51:55 PM Question by Senator Book
4:52:01 PM Answer by Senator Grall
4:53:29 PM Question by Senator Book
4:53:33 PM Answer by Senator Grall
4:54:32 PM Question by Senator Book
4:55:33 PM Answer by Senator Grall
4:56:25 PM Question by Senator Book
4:57:36 PM Answer by Senator Grall
4:57:40 PM Question by Senator Book
4:57:46 PM Answer by Senator Grall
4:59:40 PM Question by Senator Book
4:59:48 PM Answer by Senator Grall

4:59:53 PM	Question by Senator Book
4:59:58 PM	Answer by Senator Grall
5:00:24 PM	Question by Senator Book
5:00:31 PM	Answer by Senator Grall
5:02:47 PM	Question by Senator Davis
5:02:57 PM	Answer by Senator Grall
5:03:12 PM	Question by Senator Davis
5:04:06 PM	Answer by Senator Grall
5:05:15 PM	Question by Senator Davis
5:05:21 PM	Answer by Senator Davis
5:10:14 PM	Public Appearances
6:34:28 PM	Debate
6:47:40 PM	Chair Burton recognizes Senator Grall to close on bill
6:53:20 PM	Roll Call SB 300
6:53:25 PM	Vote recorded
6:54:03 PM	Senator Brodeur moves
6:55:01 PM	Meeting adjourned



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Children, Families, and Elder Affairs, *Chair*
Appropriations Committee on Health and
Human Services, *Vice Chair*
Appropriations Committee on Agriculture, Environment,
and General Government
Education Postsecondary
Ethics and Elections
Fiscal Policy
Health Policy
Rules

SENATOR ILEANA GARCIA

36th District

March 19, 2023

Chair Burton,

I am writing to respectfully request an absence excusal from the Committee on Health Policy scheduled for Monday, March 20th at 3:30 PM. Senator Harrell will be presenting SB 914: Suicide Prevention on my behalf.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Ileana Garcia", is written over a faint, larger signature.

Senator Ileana Garcia
District 36

REPLY TO:

- ☐ 2828 Coral Way, Suite 208, Miami, Florida 33145 (305) 442-6841
- ☐ 322 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5036

Senate's Website: www.flsenate.gov

KATHLEEN PASSIDOMO
President of the Senate

DENNIS BAXLEY
President Pro Tempore