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LEGISLATIVE ACTION

Senate

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House

Floor: 2/WD/2R

04/23/2015 10:49 AM

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Senator Garcia moved the following:

**Senate Amendment (with title amendment)**

Before line 11

insert:

Section 1. Present subsections (1) through (10) of section 395.0191, Florida Statutes, are redesignated as subsections (2) through (11), respectively, and new subsections (1) and (12) are added to that section, to read:

395.0191 Staff membership and clinical privileges.—

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

(a) "Certified surgical assistant" means a surgical



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12 assistant who maintains a valid and active certification under  
13 one of the following designations: certified surgical first  
14 assistant, from the National Board of Surgical Technology and  
15 Surgical Assisting; certified surgical assistant, from the  
16 National Surgical Assistant Association; surgical assistant-  
17 certified, from the American Board of Surgical Assistants.

18 (b) "Certified surgical technologist" means a surgical  
19 technologist who maintains a valid and active certification as a  
20 certified surgical technologist from the National Board of  
21 Surgical Technology and Surgical Assisting.

22 (c) "Surgeon" means a health care practitioner as defined  
23 in s. 456.001 whose scope of practice includes performing  
24 surgery and who is listed as the primary surgeon in the  
25 operative record.

26 (d) "Surgical assistant" means a person who provides aid in  
27 exposure, hemostasis, closures, and other intraoperative  
28 technical functions and who assists the surgeon in performing a  
29 safe operation with optimal results for the patient.

30 (e) "Surgical technologist" means a person whose duties  
31 include, but are not limited to, maintaining sterility during a  
32 surgical procedure, handling and ensuring the availability of  
33 necessary equipment and supplies, and maintaining visibility of  
34 the operative site to ensure that the operating room environment  
35 is safe, that proper equipment is available, and that the  
36 operative procedure is conducted efficiently.

37 (12) At least 50 percent of the surgical assistants and 50  
38 percent of the surgical technologists that a facility employs or  
39 with whom it contracts must be certified surgical assistants and  
40 certified surgical technologists, respectively. The requirements



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41 of this subsection do not apply to the following:

42 (a) A person who has completed an appropriate training  
43 program for surgical technology in any branch of the Armed  
44 Forces or reserve component of the Armed Forces.

45 (b) A person who was employed or contracted to perform the  
46 duties of a surgical technologist or surgical assistant at any  
47 time before July 1, 2015.

48 (c) A health care practitioner as defined in s. 456.001 or  
49 a student if the duties performed by the practitioner or the  
50 student are within the scope of the practitioner's or the  
51 student's training and practice.

52 (d) A person enrolled in a surgical technology or surgical  
53 assisting training program accredited by the Commission on  
54 Accreditation of Allied Health Education Programs, the  
55 Accrediting Bureau of Health Education Schools, or another  
56 accrediting body recognized by the United States Department of  
57 Education on July 1, 2015. A person may practice as a surgical  
58 technologist or a surgical assistant for 2 years after  
59 completion of such a training program before he or she is  
60 required to obtain a certification under this subsection.

61  
62 ===== T I T L E A M E N D M E N T =====

63 And the title is amended as follows:

64 Delete line 2

65 and insert:

66 An act relating to the regulation of health care  
67 facilities and services; amending s. 395.0191, F.S.;

68 defining terms; requiring a certain percent of  
69 surgical assistants or surgical technologists employed



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or contracting with a hospital to be certified;  
providing exceptions to certification requirement;  
amending s.