

By the Committee on Health Policy; and Senator Sobel

588-03638-15

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1 A bill to be entitled
2 An act relating to hair restoration or transplant;
3 amending ss. 458.331 and 459.015, F.S.; authorizing
4 the Board of Medicine, the Board of Osteopathic
5 Medicine, and the Department of Health to deny a
6 license to or to discipline a physician for improperly
7 delegating certain tasks; amending ss. 458.347,
8 459.022, and 464.012, F.S.; authorizing a physician to
9 delegate to a physician assistant and an advanced
10 registered nurse practitioner certain tasks; creating
11 ss. 458.352 and 459.027, F.S.; requiring a physician
12 to document the licensure, education, training, and
13 experience of an individual when the physician
14 delegates certain tasks; requiring a health care
15 practitioner who provides specified services to inform
16 a patient of the identity and training status of all
17 individuals involved in the patient's care; providing
18 an effective date.

19
20 Be It Enacted by the Legislature of the State of Florida:

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22 Section 1. Paragraph (tt) is added to subsection (1) of
23 section 458.331, Florida Statutes, to read:

24 458.331 Grounds for disciplinary action; action by the
25 board and department.—

26 (1) The following acts constitute grounds for denial of a
27 license or disciplinary action, as specified in s. 456.072(2):

28 (tt) Delegating a procedure specified in s. 458.352(1) to a
29 person other than a physician assistant licensed under this

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30 chapter or chapter 459 or an advanced registered nurse
31 practitioner certified under chapter 464.

32 Section 2. Paragraph (h) is added to subsection (4) of
33 section 458.347, Florida Statutes, to read:

34 458.347 Physician assistants.—

35 (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

36 (h) A supervisory physician may delegate to a licensed
37 physician assistant the authority to conduct a procedure
38 specified in s. 458.352(1).

39 Section 3. Section 458.352, Florida Statutes, is created to
40 read:

41 458.352 Delegation of hair restoration or transplant
42 services.—

43 (1) If a physician delegates an incisional or excisional
44 aspect of a follicular unit transplant, a follicular unit
45 extraction, a scalp reduction surgery, a scalp flap surgery, or
46 a scalp expansion surgery to a physician assistant, licensed
47 under this chapter or chapter 459, or to an advanced registered
48 nurse practitioner, certified under chapter 464, the delegating
49 physician must document the licensure, education, training, and
50 experience of the individual to whom he or she is delegating the
51 procedure.

52 (2) A health care practitioner who provides a service
53 specified in subsection (1) must inform a patient who is
54 receiving such services of the identity and training status of
55 all individuals involved in the patient's care.

56 Section 4. Paragraph (vv) is added to subsection (1) of
57 section 459.015, Florida Statutes, to read:

58 459.015 Grounds for disciplinary action; action by the

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59 board and department.—

60 (1) The following acts constitute grounds for denial of a
61 license or disciplinary action, as specified in s. 456.072(2):

62 (vv) Delegating a procedure specified in s. 459.027(1) to a
63 person other than a physician assistant licensed under this
64 chapter or chapter 458 or an advanced registered nurse
65 practitioner certified under chapter 464.

66 Section 5. Paragraph (g) is added to subsection (4) of
67 section 459.022, Florida Statutes, to read:

68 459.022 Physician assistants.—

69 (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

70 (g) A supervisory physician may delegate to a licensed
71 physician assistant the authority to conduct a procedure
72 specified in s. 459.027(1).

73 Section 6. Section 459.027, Florida Statutes, is created to
74 read:

75 459.027 Delegation of hair restoration or transplant
76 services.—

77 (1) If a physician, licensed under this chapter or chapter
78 458, delegates an incisional or excisional aspect of a
79 follicular unit transplant, a follicular unit extraction, a
80 scalp reduction surgery, a scalp flap surgery, or a scalp
81 expansion surgery to a physician assistant, licensed under this
82 chapter or chapter 458, or to an advanced registered nurse
83 practitioner, certified under chapter 464, the delegating
84 physician must document the licensure, education, training, and
85 experience of the individual to whom he or she is delegating the
86 procedure.

87 (2) A health care practitioner who provides a service

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88 specified in subsection (1) must inform a patient who is
89 receiving such services of the identity and training status of
90 all individuals involved in the patient's care.

91 Section 7. Paragraph (c) of subsection (4) of section
92 464.012, Florida Statutes, is amended to read:

93 464.012 Certification of advanced registered nurse
94 practitioners; fees.—

95 (4) In addition to the general functions specified in
96 subsection (3), an advanced registered nurse practitioner may
97 perform the following acts within his or her specialty:

98 (c) The nurse practitioner may perform any or all of the
99 following acts within the framework of established protocol:

- 100 1. Manage selected medical problems.
- 101 2. Order physical and occupational therapy.
- 102 3. Initiate, monitor, or alter therapies for certain
103 uncomplicated acute illnesses.
- 104 4. Monitor and manage patients with stable chronic
105 diseases.
- 106 5. Establish behavioral problems and diagnosis and make
107 treatment recommendations.
- 108 6. Conduct a procedure that includes the incisional or
109 excisional aspect of a follicular unit transplant, a follicular
110 unit extraction, a scalp reduction surgery, a scalp flap
111 surgery, or a scalp expansion surgery if a physician licensed
112 under chapter 458 or chapter 459 delegates such procedure.

113 Section 8. This act shall take effect July 1, 2015.