



276508

LEGISLATIVE ACTION

Senate

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House

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

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Paragraph (f) of subsection (3) of section  
381.4018, Florida Statutes, is amended to read:

381.4018 Physician workforce assessment and development.—

(3) GENERAL FUNCTIONS.—The department shall maximize the  
use of existing programs under the jurisdiction of the  
department and other state agencies and coordinate governmental



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11 and nongovernmental stakeholders and resources in order to  
12 develop a state strategic plan and assess the implementation of  
13 such strategic plan. In developing the state strategic plan, the  
14 department shall:

15 (f) Develop strategies to maximize federal and state  
16 programs that provide for the use of incentives to attract  
17 physicians to this state or retain physicians within the state.  
18 Such strategies should explore and maximize federal-state  
19 partnerships that provide incentives for physicians to practice  
20 in federally designated shortage areas. Strategies shall also  
21 consider the use of state programs, such as the Medical  
22 Education Reimbursement and Loan Repayment Program pursuant to  
23 s. 1009.65, which provide for education loan repayment or loan  
24 forgiveness and provide monetary incentives for physicians to  
25 relocate to underserved areas of the state. To further encourage  
26 qualified physicians to relocate to and practice in underserved  
27 areas, the department, following federal requirements, shall  
28 adopt any rules necessary for the implementation of the Conrad  
29 30 Waiver Program established under s. 214(1) of the Immigration  
30 and Nationality Act.

31 Section 2. Paragraph (a) of subsection (1) of section  
32 456.013, Florida Statutes, is amended to read:

33 456.013 Department; general licensing provisions.—

34 (1) (a) Any person desiring to be licensed in a profession  
35 within the jurisdiction of the department shall apply to the  
36 department in writing ~~to take the licensure examination~~. The  
37 application shall be made on a form prepared and furnished by  
38 the department. The application form must be available on the  
39 World Wide Web and the department may accept electronically



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40 submitted applications beginning July 1, 2001. The application  
41 shall require the social security number and date of birth of  
42 the applicant, except as provided in paragraphs (b) and (c). The  
43 form shall be supplemented as needed to reflect any material  
44 change in any circumstance or condition stated in the  
45 application which takes place between the initial filing of the  
46 application and the final grant or denial of the license and  
47 which might affect the decision of the department. If an  
48 application is submitted electronically, the department may  
49 require supplemental materials, including an original signature  
50 of the applicant and verification of credentials, to be  
51 submitted in a nonelectronic format. An incomplete application  
52 shall expire 1 year after initial filing. In order to further  
53 the economic development goals of the state, and notwithstanding  
54 any law to the contrary, the department may enter into an  
55 agreement with the county tax collector for the purpose of  
56 appointing the county tax collector as the department's agent to  
57 accept applications for licenses and applications for renewals  
58 of licenses. The agreement must specify the time within which  
59 the tax collector must forward any applications and accompanying  
60 application fees to the department.

61 Section 3. Paragraphs (a) and (b) of subsection (3) and  
62 paragraph (j) of subsection (4) of section 456.024, Florida  
63 Statutes, are amended to read:

64 456.024 Members of Armed Forces in good standing with  
65 administrative boards or the department; spouses; licensure.—

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

68 1. Serves or has served as a health care practitioner in



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69 the United States Armed Forces, the United States Reserve  
70 Forces, or the National Guard;

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

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

78

79 The department shall develop an application form, and each  
80 board, or the department if there is no board, shall waive the  
81 application fee, licensure fee, and unlicensed activity fee for  
82 such applicants. For purposes of this subsection, "health care  
83 practitioner" means a health care practitioner as defined in s.  
84 456.001 and a person licensed under part III of chapter 401 or  
85 part IV of chapter 468.

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

88 1. Submits a complete application.

89 2. If he or she is a member of the United States Armed  
90 Forces, the United States Reserve Forces, or the National Guard,  
91 submits proof that he or she has received an honorable discharge  
92 within 6 months before, or will receive an honorable discharge  
93 within 6 months after, the date of submission of the  
94 application.

95 3.a. Holds an active, unencumbered license issued by  
96 another state, the District of Columbia, or a possession or  
97 territory of the United States and who has not had disciplinary



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98 action taken against him or her in the 5 years preceding the  
99 date of submission of the application;

100 b. Is a military health care practitioner in a profession  
101 for which licensure in a state or jurisdiction is not required  
102 to practice in the United States Armed Forces, if he or she  
103 submits to the department evidence of military training or  
104 experience substantially equivalent to the requirements for  
105 licensure in this state in that profession and evidence that he  
106 or she has obtained a passing score on the appropriate  
107 examination of a national or regional standards organization if  
108 required for licensure in this state; or

109 c. Is the spouse of a person serving on active duty in the  
110 United States Armed Forces and is a health care practitioner in  
111 a profession, ~~excluding dentistry,~~ for which licensure in  
112 another state or jurisdiction is not required, if he or she  
113 submits to the department evidence of training or experience  
114 substantially equivalent to the requirements for licensure in  
115 this state in that profession and evidence that he or she has  
116 obtained a passing score on the appropriate examination of a  
117 national or regional standards organization if required for  
118 licensure in this state.

119 4. Attests that he or she is not, at the time of submission  
120 of the application, the subject of a disciplinary proceeding in  
121 a jurisdiction in which he or she holds a license or by the  
122 United States Department of Defense for reasons related to the  
123 practice of the profession for which he or she is applying.

124 5. Actively practiced the profession for which he or she is  
125 applying for the 3 years preceding the date of submission of the  
126 application.



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127           6. Submits a set of fingerprints for a background screening  
128 pursuant to s. 456.0135, if required for the profession for  
129 which he or she is applying.

130  
131 The department shall verify information submitted by the  
132 applicant under this subsection using the National Practitioner  
133 Data Bank.

134           (4)

135           ~~(j) An applicant who is issued a temporary professional~~  
136 ~~license to practice as a dentist pursuant to this section must~~  
137 ~~practice under the indirect supervision, as defined in s.~~  
138 ~~466.003, of a dentist licensed pursuant to chapter 466.~~

139           Section 4. Subsection (3) of section 458.309, Florida  
140 Statutes, is amended to read:

141           458.309 Rulemaking authority.—

142           ~~(3) A physician who performs liposuction procedures in~~  
143 ~~which more than 1,000 cubic centimeters of supernatant fat is~~  
144 ~~removed, level 2 procedures lasting more than 5 minutes, and all~~  
145 ~~level 3 surgical procedures in an office setting must register~~  
146 ~~the office with the department unless that office is licensed as~~  
147 ~~a facility under chapter 395. The department shall inspect the~~  
148 ~~physician's office annually unless the office is accredited by a~~  
149 ~~nationally recognized accrediting agency or an accrediting~~  
150 ~~organization subsequently approved by the Board of Medicine. The~~  
151 ~~actual costs for registration and inspection or accreditation~~  
152 ~~shall be paid by the person seeking to register and operate the~~  
153 ~~office setting in which office surgery is performed.~~

154           Section 5. Section 458.3312, Florida Statutes, is amended  
155 to read:



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156           458.3312 Specialties.—A physician licensed under this  
157 chapter may not hold himself or herself out as a board-certified  
158 specialist unless the physician has received formal recognition  
159 as a specialist from a specialty board of the American Board of  
160 Medical Specialties or other recognizing agency that has been  
161 approved by the board. However, a physician may indicate the  
162 services offered and may state that his or her practice is  
163 limited to one or more types of services when this accurately  
164 reflects the scope of practice of the physician. ~~A physician may  
165 not hold himself or herself out as a board-certified specialist  
166 in dermatology unless the recognizing agency, whether authorized  
167 in statute or by rule, is triennially reviewed and reauthorized  
168 by the Board of Medicine.~~

169           Section 6. Paragraph (d) of subsection (7) of section  
170 458.347, Florida Statutes, is amended to read:

171           458.347 Physician assistants.—

172           (7) PHYSICIAN ASSISTANT LICENSURE.—

173           (d)1. Upon employment as a physician assistant, a licensed  
174 physician assistant must notify the department in writing within  
175 30 days after such employment and provide ~~or after any~~  
176 ~~subsequent changes in the supervising physician. The~~  
177 ~~notification must include~~ the full name, Florida medical license  
178 number, specialty, and address of a designated ~~the~~ supervising  
179 physician. Any subsequent changes to this information must be  
180 reported to the department within 30 days after the change.  
181 Assignment of a designated supervising physician does not  
182 preclude a physician assistant from practicing under the  
183 supervision of physicians other than the designated supervising  
184 physician.



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185        2. The designated supervising physician must be a physician  
186 designated by the facility or the practice as the primary  
187 contact and supervising physician for physician assistants in a  
188 practice where physician assistants are supervised by multiple  
189 supervising physicians. The designated supervising physician  
190 shall maintain a list of all approved supervising physicians at  
191 the practice or facility which includes the name of each  
192 supervising physician and his or her area of practice. The list  
193 must be kept current and must be provided to the department in a  
194 timely manner upon written request.

195        Section 7. Paragraph (d) of subsection (7) of section  
196 459.022, Florida Statutes, is amended to read:

197        459.022 Physician assistants.—

198        (7) PHYSICIAN ASSISTANT LICENSURE.—

199        (d)1. Upon employment as a physician assistant, a licensed  
200 physician assistant must notify the department in writing within  
201 30 days after such employment and provide ~~or after any~~  
202 ~~subsequent changes in the supervising physician. The~~  
203 ~~notification must include~~ the full name, Florida medical license  
204 number, specialty, and address of a designated ~~the~~ supervising  
205 physician. Any subsequent changes to this information must be  
206 reported to the department within 30 days after the change.

207 Assignment of a designated supervising physician does not  
208 preclude a physician assistant from practicing under the  
209 supervision of physicians other than the designated supervising  
210 physician.

211        2. The designated supervising physician must be a physician  
212 designated by the facility or the practice as the primary  
213 contact and supervising physician for physician assistants in a





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214 practice where physician assistants are supervised by multiple  
215 supervising physicians. The designated supervising physician  
216 shall maintain a list of all approved supervising physicians at  
217 the practice or facility which includes the name of each  
218 supervising physician and his or her area of practice. The list  
219 must be kept current and must be provided to the department in a  
220 timely manner upon written request.

221 Section 8. Subsection (1) of section 460.408, Florida  
222 Statutes, is amended to read:

223 460.408 Continuing chiropractic education.—

224 (1) The board shall require licensees to periodically  
225 demonstrate their professional competence as a condition of  
226 renewal of a license by completing up to 40 contact classroom  
227 hours of continuing education. For purposes of this subsection,  
228 term "contact classroom hour" means a presentation in which the  
229 persons presenting and the persons attending the course are  
230 present on site. Up to 10 general credit continuing education  
231 hours may be completed online in place of contact classroom  
232 hours, as determined by board rule. Online continuing education  
233 courses must be competency based and must use the Sharable  
234 Content Objective Reference Model standard or more stringent  
235 standards, as determined by the board.

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

241 (b) The board shall approve those courses that build upon  
242 the basic courses required for the practice of chiropractic



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243 medicine, and the board may also approve courses in adjunctive  
244 modalities. Courses that consist of instruction in the use,  
245 application, prescription, recommendation, or administration of  
246 a specific company's brand of products or services are not  
247 eligible for approval.

248 Section 9. Section 460.4166, Florida Statutes, is repealed.

249 Section 10. Section 463.006, Florida Statutes, is amended  
250 to read:

251 463.006 Licensure and certification ~~by examination.~~

252 (1) Any person desiring to be a licensed practitioner  
253 pursuant to this chapter shall apply to the department ~~to take~~  
254 ~~the licensure and certification examinations.~~ The department  
255 shall license ~~examine~~ each applicant who the board determines  
256 has:

257 (a) Completed the application forms as required by the  
258 board, remitted an application fee for certification not to  
259 exceed \$250, ~~remitted an examination fee for certification not~~  
260 ~~to exceed \$250,~~ and remitted a ~~an examination~~ fee for licensure  
261 not to exceed \$325, all as set by the board.

262 (b) Submitted proof satisfactory to the department that she  
263 or he:

264 1. Is at least 18 years of age.

265 2. Has graduated from an accredited school or college of  
266 optometry approved by rule of the board.

267 ~~3. Is of good moral character.~~

268 3.4. Has successfully completed at least 110 hours of  
269 transcript-quality coursework and clinical training in general  
270 and ocular pharmacology as determined by the board, at an  
271 institution that:



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272 a. Has facilities for both didactic and clinical  
273 instructions in pharmacology; and

274 b. Is accredited by a regional or professional accrediting  
275 organization that is recognized and approved by the Commission  
276 on Recognition of Postsecondary Accreditation or the United  
277 States Department of Education.

278 ~~4.5.~~ Has completed at least 1 year of supervised experience  
279 in differential diagnosis of eye disease or disorders as part of  
280 the optometric training or in a clinical setting as part of the  
281 optometric experience.

282 5. Has obtained a passing score, as established by rule of  
283 the board, on the licensure examination of the National Board of  
284 Examiners in Optometry or a similar nationally recognized  
285 examination approved by the board.

286 ~~(2) The examination shall consist of the appropriate~~  
287 ~~subjects, including applicable state laws and rules and general~~  
288 ~~and ocular pharmacology with emphasis on the use and side~~  
289 ~~effects of ocular pharmaceutical agents. The board may by rule~~  
290 ~~substitute a national examination as part or all of the~~  
291 ~~examination and may by rule offer a practical examination in~~  
292 ~~addition to the written examination.~~

293 ~~(2)(3)~~ Each applicant who successfully passes the  
294 examination and otherwise meets the requirements of this chapter  
295 is entitled to be licensed as a practitioner and to be certified  
296 to administer and prescribe ocular pharmaceutical agents in the  
297 diagnosis and treatment of ocular conditions.

298 Section 11. Section 463.0061, Florida Statutes, is created  
299 to read:

300 463.0061 Licensure by endorsement; requirements; fees.-



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301       (1) Any person desiring to be a licensed practitioner  
302 pursuant to this chapter shall apply to the department. The  
303 department shall issue a license by endorsement to any applicant  
304 who, upon applying to the department on forms furnished by the  
305 department and remitting a nonrefundable application fee set by  
306 the board not to exceed \$250 and a licensure fee not to exceed  
307 \$325, the board certifies:

308       (a) Has graduated from an accredited school or college of  
309 optometry accredited by a regional or professional accrediting  
310 organization that is recognized and approved by the Commission  
311 on Recognition of Postsecondary Accreditation or the United  
312 States Department of Education.

313       (b) Has obtained an overall passing score, as established  
314 by rule of the board, on the licensure examination of the  
315 National Board of Examiners in Optometry or a similar nationally  
316 recognized examination approved by the board.

317       (c) Has submitted evidence of an active, licensed practice  
318 of optometry in another jurisdiction, for at least 5 of the  
319 immediately preceding 7 years, or evidence of successful  
320 completion of a board-approved clinical competency examination  
321 within the year preceding the filing of an application for  
322 licensure. For purposes of this paragraph, "active licensed  
323 practice of optometry" means the practice of optometry by  
324 optometrists, including those employed by any federal or state  
325 governmental entity in community or public health.

326       (d) Has successfully completed the clinical skills portion  
327 of the examination developed by the National Board of Examiners  
328 in Optometry. In addition to an overall passing score on the  
329 clinical skills portion, an applicant must obtain a score of 75



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330 percent or better on each of the biomicroscopy, binocular  
331 indirect ophthalmoscopy, and dilated biomicroscopy and  
332 noncontact fundus lens evaluation skills individually.

333 (e) Has successfully completed a written examination on  
334 applicable general laws and rules governing the practice of  
335 optometry.

336 (f) Has obtained a passing score on either the Treatment  
337 and Management of Ocular Disease examination in the Patient  
338 Assessment and Management portion of the examination developed  
339 by the National Board of Examiners in Optometry or the stand-  
340 alone Treatment and Management of Ocular Disease examination  
341 developed by the National Board of Examiners in Optometry.

342 (2) The applicant shall submit evidence of completing a  
343 total of at least 30 hours of board-approved continuing  
344 education for the 2 calendar years immediately preceding  
345 application.

346 (3) The department may not issue a license by endorsement  
347 to any applicant who is under investigation in any jurisdiction  
348 for an act or offense which would constitute a violation of this  
349 chapter until such time as the investigation is complete, at  
350 which time the provisions of s. 463.016 shall apply.

351 Furthermore, the department may not issue an unrestricted  
352 license to any individual who has committed any act or offense  
353 in any jurisdiction constituting the basis for disciplining an  
354 optometrist pursuant to s. 463.016. If the board finds that an  
355 individual has committed an act or offense constituting the  
356 basis for disciplining an optometrist pursuant to s. 463.016,  
357 the board may enter an order imposing one or more of the terms  
358 set forth in subsection (4).



359       (4) If the board determines that an applicant for licensure  
360 by endorsement has failed to satisfy the appropriate  
361 requirements in this section, it may enter an order that  
362 requires one or more of the following actions:

363       (a) A refusal to certify to the department an application  
364 for licensure or certification;

365       (b) A certification to the department of an application for  
366 licensure or certification with restrictions on the scope of  
367 practice of the licensee; or

368       (c) A certification to the department of an application for  
369 licensure or certification with a probationary period subject to  
370 conditions specified by the board, including, but not limited  
371 to, requiring the optometrist to submit to treatment, attend  
372 continuing education courses, submit to reexamination, or work  
373 under the supervision of another licensed optometrist.

374       Section 12. Section 464.006, Florida Statutes, is amended  
375 to read:

376       464.006 Rulemaking authority.—The board may ~~has authority~~  
377 ~~to~~ adopt rules pursuant to ss. 120.536(1) and 120.54 to  
378 implement the provisions of this part conferring duties upon it  
379 and establish standards of care.

380       Section 13. Section 464.202, Florida Statutes, is amended  
381 to read:

382       464.202 Duties and powers of the board.—The board shall  
383 maintain, or contract with or approve another entity to  
384 maintain, a state registry of certified nursing assistants. The  
385 registry must consist of the name of each certified nursing  
386 assistant in this state; other identifying information defined  
387 by board rule; certification status; the effective date of



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388 certification; other information required by state or federal  
389 law; information regarding any crime or any abuse, neglect, or  
390 exploitation as provided under chapter 435; and any disciplinary  
391 action taken against the certified nursing assistant. The  
392 registry shall be accessible to the public, the  
393 certificateholder, employers, and other state agencies. The  
394 board shall adopt by rule testing procedures for use in  
395 certifying nursing assistants and shall adopt rules regulating  
396 the practice of certified nursing assistants, including  
397 discipline and establishing standards of care, and specifying  
398 the scope of practice authorized and the level of supervision  
399 required for the practice of certified nursing assistants. The  
400 board may contract with or approve another entity or  
401 organization to provide the examination services, including the  
402 development and administration of examinations. The board shall  
403 require that the contract provider offer certified nursing  
404 assistant applications via the Internet, and may require the  
405 contract provider to accept certified nursing assistant  
406 applications for processing via the Internet. The board shall  
407 require the contract provider to provide the preliminary results  
408 of the certified nursing examination on the date the test is  
409 administered. The provider shall pay all reasonable costs and  
410 expenses incurred by the board in evaluating the provider's  
411 application and performance during the delivery of services,  
412 including examination services and procedures for maintaining  
413 the certified nursing assistant registry.

414 Section 14. Paragraph (c) of subsection (1) of section  
415 464.203, Florida Statutes, is amended to read:

416 464.203 Certified nursing assistants; certification



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417 requirement.-

418 (1) The board shall issue a certificate to practice as a  
419 certified nursing assistant to any person who demonstrates a  
420 minimum competency to read and write and successfully passes the  
421 required background screening pursuant to s. 400.215. If the  
422 person has successfully passed the required background screening  
423 pursuant to s. 400.215 or s. 408.809 within 90 days before  
424 applying for a certificate to practice and the person's  
425 background screening results are not retained in the  
426 clearinghouse created under s. 435.12, the board shall waive the  
427 requirement that the applicant successfully pass an additional  
428 background screening pursuant to s. 400.215. The person must  
429 also meet one of the following requirements:

430 (c) Is currently certified in another state or territory or  
431 the District of Columbia; is listed on that state's certified  
432 nursing assistant registry; and has not been found to have  
433 committed abuse, neglect, or exploitation in that state.

434 Section 15. Subsection (1) of section 464.204, Florida  
435 Statutes, is amended to read:

436 464.204 Denial, suspension, or revocation of certification;  
437 disciplinary actions.-

438 (1) The following acts constitute grounds for which the  
439 board may impose disciplinary sanctions as specified in  
440 subsection (2):

441 (a) Obtaining or attempting to obtain certification or an  
442 exemption, or possessing or attempting to possess certification  
443 or a letter of exemption, by bribery, misrepresentation, deceit,  
444 or through an error of the board.

445 (b) ~~Intentionally~~ Violating any provision of this chapter,





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446 chapter 456, or the rules adopted by the board.

447 Section 16. Subsection (7) is added to section 465.019,  
448 Florida Statutes, to read:

449 465.019 Institutional pharmacies; permits.—

450 (7) An institutional pharmacy must pass an onsite  
451 inspection by the department as a prerequisite to the issuance  
452 of an initial permit or a permit for a change of location. The  
453 inspection must be completed within 90 days before the issuance  
454 of the permit.

455 Section 17. Section 465.0193, Florida Statutes, is amended  
456 to read:

457 465.0193 Nuclear pharmacy permits.—Any person desiring a  
458 permit to operate a nuclear pharmacy shall apply to the  
459 department. If the board certifies that the application complies  
460 with applicable law, the department shall issue the permit. No  
461 permit shall be issued unless a duly licensed and qualified  
462 nuclear pharmacist is designated as being responsible for  
463 activities described in s. 465.0126. A nuclear pharmacy must  
464 pass an onsite inspection by the department as a prerequisite to  
465 the issuance of an initial permit or a permit for a change of  
466 location. The inspection must be completed within 90 days before  
467 the issuance of the permit. The permittee shall notify the  
468 department within 10 days of any change of the licensed  
469 pharmacist responsible for the compounding and dispensing of  
470 nuclear pharmaceuticals.

471 Section 18. Section 465.0195, Florida Statutes, is created  
472 to read:

473 465.0195 Pharmacy or outsourcing facility; sterile  
474 compounding permit.—Before a pharmacy or outsourcing facility



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475 located in this state dispenses, creates, delivers, ships, or  
476 mails, in any manner, a compounded sterile product, the pharmacy  
477 or outsourcing facility must hold a sterile compounding permit.

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

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

485 (3) A pharmacy or outsourcing facility must pass an onsite  
486 inspection by the department as a prerequisite to the issuance  
487 of an initial permit or a permit for a change of location. The  
488 inspection must be completed within 90 days before the issuance  
489 of the permit. The board may adopt by rule standards for  
490 conducting an onsite inspection for issuance of a sterile  
491 compounding permit.

492 (4) A permit may not be issued unless a licensed pharmacist  
493 is designated to undertake the professional supervision of the  
494 compounding and dispensing of all drugs dispensed by the  
495 permittee.

496 (5) A permittee must notify the department within 10 days  
497 after any change of the licensed pharmacist under subsection  
498 (4). Each permittee that employs or otherwise uses registered  
499 pharmacy technicians shall have a written policy and procedures  
500 manual specifying those duties, tasks, and functions that a  
501 registered pharmacy technician is authorized to perform.

502 (6) The board may adopt by rule standards of practice for  
503 sterile compounding. In adopting such rules, the board shall



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504 give due consideration to the standards and requirements  
505 provided in chapter 797 of the United States Pharmacopeia, or  
506 other professionally accepted standards deemed authoritative by  
507 the board. In adopting such rules for an outsourcing facility,  
508 the board shall consider the standards and requirements of  
509 current good manufacturing practices as set forth by federal law  
510 and any other professionally accepted standards deemed  
511 authoritative by the board.

512 (7) All provisions relating to pharmacy permits found in  
513 ss. 465.022 and 465.023 apply to permits issued pursuant to this  
514 section.

515 Section 19. Section 465.0196, Florida Statutes, is amended  
516 to read:

517 465.0196 Special pharmacy permits.—Any person desiring a  
518 permit to operate a special pharmacy shall apply to the  
519 department for a special pharmacy permit. If the board certifies  
520 that the application complies with the applicable laws and rules  
521 of the board governing the practice of the profession of  
522 pharmacy, the department shall issue the permit. A special  
523 pharmacy must pass an onsite inspection by the department as a  
524 prerequisite to the issuance of an initial permit or a permit  
525 for a change of location. The inspection must be completed  
526 within 90 days before the issuance of the permit. A permit may  
527 not be issued unless a licensed pharmacist is designated to  
528 undertake the professional supervision of the compounding and  
529 dispensing of all drugs dispensed by the pharmacy. The licensed  
530 pharmacist shall be responsible for maintaining all drug records  
531 and for providing for the security of the area in the facility  
532 in which the compounding, storing, and dispensing of medicinal



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533 drugs occurs. The permittee shall notify the department within  
534 10 days after any change of the licensed pharmacist responsible  
535 for such duties. Each permittee that employs or otherwise uses  
536 registered pharmacy technicians shall have a written policy and  
537 procedures manual specifying those duties, tasks, and functions  
538 that a registered pharmacy technician is allowed to perform.

539 Section 20. Subsection (2) of section 465.0197, Florida  
540 Statutes, is amended to read:

541 465.0197 Internet pharmacy permits.—

542 (2) An Internet pharmacy must obtain a permit under this  
543 section to sell medicinal drugs to persons in this state. An  
544 Internet pharmacy must pass an onsite inspection by the  
545 department as a prerequisite to the issuance of an initial  
546 permit or a permit for a change of location. The inspection must  
547 be completed within 90 days before the issuance of the permit.

548 Section 21. Subsection (4) of section 466.006, Florida  
549 Statutes, is amended to read:

550 466.006 Examination of dentists.—

551 (4) Notwithstanding any other provision of law in chapter  
552 456 pertaining to the clinical dental licensure examination or  
553 national examinations, to be licensed as a dentist in this  
554 state, an applicant must successfully complete the following:

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

557 (b)1. A practical or clinical examination, which shall be  
558 the American Dental Licensing Examination produced by the  
559 American Board of Dental Examiners, Inc., or its successor  
560 entity, if any, that is administered in this state ~~and graded by~~  
561 ~~dentists licensed in this state and employed by the department~~



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562 ~~for just such purpose~~, provided that the board has attained, and  
563 continues to maintain thereafter, representation on the board of  
564 directors of the American Board of Dental Examiners, the  
565 examination development committee of the American Board of  
566 Dental Examiners, and such other committees of the American  
567 Board of Dental Examiners as the board deems appropriate by rule  
568 to assure that the standards established herein are maintained  
569 organizationally. A passing score on the American Dental  
570 Licensing Examination administered in this state ~~and graded by~~  
571 ~~dentists who are licensed in this state~~ is valid for 365 days  
572 after the date the official examination results are published.

573       2.a. As an alternative to the requirements of subparagraph  
574 1., an applicant may submit scores from an American Dental  
575 Licensing Examination previously administered in a jurisdiction  
576 other than this state after October 1, 2011, and such  
577 examination results shall be recognized as valid for the purpose  
578 of licensure in this state. A passing score on the American  
579 Dental Licensing Examination administered out-of-state shall be  
580 the same as the passing score for the American Dental Licensing  
581 Examination administered in this state ~~and graded by dentists~~  
582 ~~who are licensed in this state~~. The examination results are  
583 valid for 365 days after the date the official examination  
584 results are published. The applicant must have completed the  
585 examination after October 1, 2011.

586       b. This subparagraph may not be given retroactive  
587 application.

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



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

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

597 (II) This sub-subparagraph may not be given retroactive  
598 application;

599 b. The applicant graduated from a dental school accredited  
600 by the American Dental Association Commission on Dental  
601 Accreditation or its successor entity, if any, or any other  
602 dental accrediting organization recognized by the United States  
603 Department of Education. Provided, however, if the applicant did  
604 not graduate from such a dental school, the applicant may submit  
605 proof of having successfully completed a full-time supplemental  
606 general dentistry program accredited by the American Dental  
607 Association Commission on Dental Accreditation of at least 2  
608 consecutive academic years at such accredited sponsoring  
609 institution. Such program must provide didactic and clinical  
610 education at the level of a D.D.S. or D.M.D. program accredited  
611 by the American Dental Association Commission on Dental  
612 Accreditation;

613 c. The applicant currently possesses a valid and active  
614 dental license in good standing, with no restriction, which has  
615 never been revoked, suspended, restricted, or otherwise  
616 disciplined, from another state or territory of the United  
617 States, the District of Columbia, or the Commonwealth of Puerto  
618 Rico;

619 d. The applicant submits proof that he or she has never



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620 been reported to the National Practitioner Data Bank, the  
621 Healthcare Integrity and Protection Data Bank, or the American  
622 Association of Dental Boards Clearinghouse. This sub-  
623 subparagraph does not apply if the applicant successfully  
624 appealed to have his or her name removed from the data banks of  
625 these agencies;

626 e.(I) In the 5 years immediately preceding the date of  
627 application for licensure in this state, the applicant must  
628 submit proof of having been consecutively engaged in the full-  
629 time practice of dentistry in another state or territory of the  
630 United States, the District of Columbia, or the Commonwealth of  
631 Puerto Rico, or, if the applicant has been licensed in another  
632 state or territory of the United States, the District of  
633 Columbia, or the Commonwealth of Puerto Rico for less than 5  
634 years, the applicant must submit proof of having been engaged in  
635 the full-time practice of dentistry since the date of his or her  
636 initial licensure.

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

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

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

648 (C) Full-time practice as a student at a postgraduate



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649 dental education program approved by the board or accredited by  
650 the American Dental Association Commission on Dental  
651 Accreditation.

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

656 (A) Admissible as evidence in an administrative proceeding;

657 (B) Submitted in writing;

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

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

664 (E) Specifically found by the board to be both credible and  
665 admissible.

666 (IV) An affidavit of only the applicant is not acceptable  
667 proof of full-time practice unless it is further attested to by  
668 someone unrelated to the applicant who has personal knowledge of  
669 the applicant's practice. If the board deems it necessary to  
670 assess credibility or accuracy, the board may require the  
671 applicant or the applicant's witnesses to appear before the  
672 board and give oral testimony under oath;

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

677 g. The applicant must prove that he or she has never been





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678 convicted of, or pled nolo contendere to, regardless of  
679 adjudication, any felony or misdemeanor related to the practice  
680 of a health care profession in any jurisdiction;

681 h. The applicant must successfully pass a written  
682 examination on the laws and rules of this state regulating the  
683 practice of dentistry and must successfully pass the computer-  
684 based diagnostic skills examination; and

685 i. The applicant must submit documentation that he or she  
686 has successfully completed the National Board of Dental  
687 Examiners dental examination.

688 Section 22. Paragraph (b) of subsection (4) and paragraph  
689 (a) of subsection (6) of section 466.007, Florida Statutes, are  
690 amended to read:

691 466.007 Examination of dental hygienists.—

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

695 (b) A practical or clinical examination approved by the  
696 board. The examination shall be the Dental Hygiene Examination  
697 produced by the American Board of Dental Examiners, Inc. (ADEX)  
698 or its successor entity, if any, if the board finds that the  
699 successor entity's clinical examination meets or exceeds the  
700 provisions of this section. The board shall approve the ADEX  
701 Dental Hygiene Examination if the board has attained and  
702 continues to maintain representation on the ADEX House of  
703 Representatives, the ADEX Dental Hygiene Examination Development  
704 Committee, and such other ADEX Dental Hygiene committees as the  
705 board deems appropriate through rulemaking to ensure that the  
706 standards established in this section are maintained



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707 organizationally. The ADEX Dental Hygiene Examination or the  
708 examination produced by its successor entity is a comprehensive  
709 examination in which an applicant must demonstrate skills within  
710 the dental hygiene scope of practice on a live patient and any  
711 other components that the board deems necessary for the  
712 applicant to successfully demonstrate competency for the purpose  
713 of licensure. ~~The ADEX Dental Hygiene Examination or the~~  
714 ~~examination by the successor entity administered in this state~~  
715 ~~shall be graded by dentists and dental hygienists licensed in~~  
716 ~~this state who are employed by the department for this purpose.~~

717 (6) (a) A passing score on the ADEX Dental Hygiene  
718 Examination administered out of state shall be considered the  
719 same as a passing score for the ADEX Dental Hygiene Examination  
720 administered in this state ~~and graded by licensed dentists and~~  
721 ~~dental hygienists.~~

722 Section 23. Subsections (9) through (15) are added to  
723 section 466.017, Florida Statutes, to read:

724 466.017 Prescription of drugs; anesthesia.-

725 (9) Any adverse incident that occurs in an office  
726 maintained by a dentist must be reported to the department. The  
727 required notification to the department must be submitted in  
728 writing by certified mail and postmarked within 48 hours after  
729 the incident occurs.

730 (10) A dentist practicing in this state must notify the  
731 board in writing by certified mail within 48 hours of any  
732 mortality or other adverse incident that occurs in the dentist's  
733 outpatient facility. A complete written report must be filed  
734 with the board within 30 days after the mortality or other  
735 adverse incident.



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736       (11) For purposes of notification to the department  
737 pursuant to this section, the term "adverse incident" means any  
738 mortality that occurs during or as the result of a dental  
739 procedure, or an incident that results in a temporary or  
740 permanent physical or mental injury that requires  
741 hospitalization or emergency room treatment of a dental patient  
742 which occurred during or as a direct result of the use of  
743 anesthesia, deep sedation, moderate sedation, pediatric moderate  
744 sedation, oral sedation, minimal sedation(anxiolysis), nitrous  
745 oxide, or local anesthesia.

746       (12) Any certified registered dental hygienist  
747 administering local anesthesia must notify the board, in writing  
748 by registered mail within 48 hours of any adverse incident that  
749 was related to or the result of the administration of local  
750 anesthesia. A complete written report must be filed with the  
751 board within 30 days after the mortality or other adverse  
752 incident.

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

757       (14) The department shall review each incident and  
758 determine whether it involved conduct by a health care  
759 professional subject to disciplinary action, in which case s.  
760 456.073 applies. Disciplinary action, if any, shall be taken by  
761 the board under which the health care professional is licensed.

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

763       Section 24. Subsection (1) of section 466.031, Florida  
764 Statutes, is amended to read:



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765 466.031 "Dental laboratory" defined.—The term "dental  
766 laboratory" as used in this chapter:

767 (1) Includes any person, firm, or corporation who performs  
768 for a fee of any kind, gratuitously, or otherwise, directly or  
769 through an agent or employee, by any means or method, or who in  
770 any way supplies or manufactures artificial substitutes for the  
771 natural teeth, or who furnishes, supplies, constructs, or  
772 reproduces or repairs any prosthetic denture, bridge, or  
773 appliance to be worn in the human mouth, or who provides onsite  
774 consultation during dental procedures, or who in any way holds  
775 itself out as a dental laboratory.

776 Section 25. Section 466.036, Florida Statutes, is amended  
777 to read:

778 466.036 Information; periodic inspections; equipment and  
779 supplies.—The department may require from the applicant for a  
780 registration certificate to operate a dental laboratory any  
781 information necessary to carry out the purpose of this chapter,  
782 including proof that the applicant has the equipment and  
783 supplies necessary to operate as determined by rule of the  
784 department, and shall require periodic inspection of all dental  
785 laboratories operating in this state at least once each biennial  
786 registration period. Such inspections shall include, but not be  
787 limited to, inspection of sanitary conditions, equipment,  
788 supplies, and facilities on the premises. The department shall  
789 specify dental equipment and supplies that are not permitted in  
790 a registered dental laboratory.

791 Section 26. Subsection (1) of section 468.701, Florida  
792 Statutes, is amended to read:

793 468.701 Definitions.—As used in this part, the term:



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794 (1) "Athletic trainer" means a person licensed under this  
795 part who has met the requirements under this part, including  
796 education requirements as set forth by the Commission on  
797 Accreditation of Athletic Training Education or its successor  
798 and necessary credentials from the Board of Certification. An  
799 athletic trainer must work within his or her scope of practice  
800 as established in the rules adopted by the board under s.

801 468.705. An individual who is licensed as an athletic trainer  
802 may not otherwise provide, offer to provide, or represent that  
803 he or she is qualified to provide any care or services beyond  
804 his or her scope of practice, or that he or she lacks the  
805 education, training, or experience to provide, or that he or she  
806 is otherwise prohibited by law from providing.

807 Section 27. Section 468.707, Florida Statutes, is amended  
808 to read:

809 468.707 Licensure requirements.—Any person desiring to be  
810 licensed as an athletic trainer shall apply to the department on  
811 a form approved by the department. An applicant shall also  
812 provide records or other evidence, as determined by the board,  
813 to prove he or she has met the requirements of this section. The  
814 department shall license each applicant who:

815 (1) Has completed the application form and remitted the  
816 required fees.

817 (2) ~~For a person who applies on or after July 1, 2016,~~ Has  
818 submitted to background screening pursuant to s. 456.0135. The  
819 board may require a background screening for an applicant whose  
820 license has expired or who is undergoing disciplinary action.

821 (3) (a) Has obtained a baccalaureate or higher degree from a  
822 college or university professional athletic training degree



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823 program accredited by the Commission on Accreditation of  
824 Athletic Training Education or its successor recognized and  
825 approved by the United States Department of Education or the  
826 Commission on Recognition of Postsecondary Accreditation,  
827 approved by the board, or recognized by the Board of  
828 Certification, and has passed the national examination to be  
829 certified by the Board of Certification; or-

830 (b)(4) Has obtained, at a minimum, a bachelor's degree and  
831 has completed the Board of Certification internship requirements  
832 and if graduated before 2004, has a current certification from  
833 the Board of Certification.

834 (4)(5) Has current certification in both cardiopulmonary  
835 resuscitation and the use of an automated external defibrillator  
836 set forth in the continuing education requirements as determined  
837 by the board pursuant to s. 468.711.

838 (5)(6) Has completed any other requirements as determined  
839 by the department and approved by the board.

840 Section 28. Subsection (3) of section 468.711, Florida  
841 Statutes, is amended to read:

842 468.711 Renewal of license; continuing education.—

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

847 Section 29. Subsection (2) of section 468.723, Florida  
848 Statutes, is amended to read:

849 468.723 Exemptions.—This part does not prevent or restrict:

850 (2) An athletic training student acting under the direct  
851 supervision of a licensed athletic trainer. For purposes of this



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852 subsection, "direct supervision" means the physical presence of  
853 an athletic trainer so that the athletic trainer is immediately  
854 available to the athletic training student and able to intervene  
855 on behalf of the athletic training student. The supervision must  
856 be in accordance with rules adopted by the board ~~the standards~~  
857 ~~set forth by the Commission on Accreditation of Athletic~~  
858 ~~Training Education or its successor.~~

859 Section 30. Subsections (1), (3), and (4) of section  
860 468.803, Florida Statutes, are amended to read:

861 468.803 License, registration, and examination  
862 requirements.-

863 (1) The department shall issue a license to practice  
864 orthotics, prosthetics, or pedorthics, or a registration for a  
865 resident to practice orthotics or prosthetics, to qualified  
866 applicants. Licenses shall be granted independently in  
867 orthotics, prosthetics, or pedorthics, but a person may be  
868 licensed in more than one such discipline, and a prosthetist-  
869 orthotist license may be granted to persons meeting the  
870 requirements for both a prosthetist and an orthotist license.  
871 Registrations shall be granted independently in orthotics or  
872 prosthetics, and a person may be registered in both fields at  
873 the same time or jointly in orthotics and prosthetics as a dual  
874 registration.

875 (3) A person seeking to attain the required orthotics or  
876 prosthetics experience in this state must be approved by the  
877 board and registered as a resident by the department. Although a  
878 registration may be held in both practice fields, for  
879 independent registrations, the board shall not approve a second  
880 registration until at least 1 year after the issuance of the



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881 first registration. Notwithstanding subsection (2), an applicant  
882 for independent registrations who has been approved by the board  
883 and registered by the department in one practice field may apply  
884 for registration in the second practice field without an  
885 additional state or national criminal history check during the  
886 period in which the first registration is valid. Each  
887 independent registration or dual registration is valid for 2  
888 years from the date of issuance unless otherwise revoked by the  
889 department upon recommendation of the board. The board shall set  
890 a registration fee not to exceed \$500 to be paid by the  
891 applicant. A registration may be renewed once by the department  
892 upon recommendation of the board for a period no longer than 1  
893 year, as such renewal is defined by the board by rule. The  
894 registration renewal fee shall not exceed one-half the current  
895 registration fee. To be considered by the board for approval of  
896 registration as a resident, the applicant must have:

897 (a) A Bachelor of Science or higher-level postgraduate  
898 degree in Orthotics and Prosthetics from a regionally accredited  
899 college or university recognized by the Commission on  
900 Accreditation of Allied Health Education Programs or, at a  
901 minimum, a bachelor's degree from a regionally accredited  
902 college or university and a certificate in orthotics from a  
903 program recognized by the Commission on Accreditation of Allied  
904 Health Education Programs, or its equivalent, as determined by  
905 the board; ~~or~~

906 (b) A Bachelor of Science or higher-level postgraduate  
907 degree in Orthotics and Prosthetics from a regionally accredited  
908 college or university recognized by the Commission on  
909 Accreditation of Allied Health Education Programs or, at a





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910 minimum, a bachelor's degree from a regionally accredited  
911 college or university and a certificate in prosthetics from a  
912 program recognized by the Commission on Accreditation of Allied  
913 Health Education Programs, or its equivalent, as determined by  
914 the board; or

915 (c) A Bachelor of Science or higher-level postgraduate  
916 degree in Orthotics and Prosthetics from a regionally accredited  
917 college or university recognized by the Commission on  
918 Accreditation of Allied Health Education Programs or, at a  
919 minimum, a bachelor's degree from a regionally accredited  
920 college or university and a dual certificate in both orthotics  
921 and prosthetics from a program recognized by the Commission on  
922 Accreditation of Allied Health Education Programs, or its  
923 equivalent, as determined by the board.

924 (4) The department may develop and administer a state  
925 examination for an orthotist or a prosthetist license, or the  
926 board may approve the existing examination of a national  
927 standards organization. The examination must be predicated on a  
928 minimum of a baccalaureate-level education and formalized  
929 specialized training in the appropriate field. Each examination  
930 must demonstrate a minimum level of competence in basic  
931 scientific knowledge, written problem solving, and practical  
932 clinical patient management. The board shall require an  
933 examination fee not to exceed the actual cost to the board in  
934 developing, administering, and approving the examination, which  
935 fee must be paid by the applicant. To be considered by the board  
936 for examination, the applicant must have:

- 937 (a) For an examination in orthotics:  
938 1. A Bachelor of Science or higher-level postgraduate



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939 degree in Orthotics and Prosthetics from a regionally accredited  
940 college or university recognized by the Commission on  
941 Accreditation of Allied Health Education Programs or, at a  
942 minimum, a bachelor's degree from a regionally accredited  
943 college or university and a certificate in orthotics from a  
944 program recognized by the Commission on Accreditation of Allied  
945 Health Education Programs, or its equivalent, as determined by  
946 the board; and

947 2. An approved orthotics internship of 1 year of qualified  
948 experience, as determined by the board, or an orthotic residency  
949 program or a dual residency program recognized by the board.

950 (b) For an examination in prosthetics:

951 1. A Bachelor of Science or higher-level postgraduate  
952 degree in Orthotics and Prosthetics from a regionally accredited  
953 college or university recognized by the Commission on  
954 Accreditation of Allied Health Education Programs or, at a  
955 minimum, a bachelor's degree from a regionally accredited  
956 college or university and a certificate in prosthetics from a  
957 program recognized by the Commission on Accreditation of Allied  
958 Health Education Programs, or its equivalent, as determined by  
959 the board; and

960 2. An approved prosthetics internship of 1 year of  
961 qualified experience, as determined by the board, or a  
962 prosthetic residency program or dual residency program  
963 recognized by the board.

964 Section 31. Subsection (5) of section 480.033, Florida  
965 Statutes, is amended to read:

966 480.033 Definitions.—As used in this act:

967 (5) "Apprentice" means a person approved by the board to



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968 study colonic irrigation ~~massage~~ under the instruction of a  
969 licensed massage therapist practicing colonic irrigation.

970 Section 32. Subsections (1) and (2) of section 480.041,  
971 Florida Statutes, are amended, and subsection (8) is added to  
972 that section, to read:

973 480.041 Massage therapists; qualifications; licensure;  
974 endorsement.—

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

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

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

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

984 (2) Every person desiring to be examined for licensure as a  
985 massage therapist shall apply to the department in writing upon  
986 forms prepared and furnished by the department. Such applicants  
987 shall be subject to the provisions of s. 480.046(1). ~~Applicants~~  
988 ~~may take an examination administered by the department only upon~~  
989 ~~meeting the requirements of this section as determined by the~~  
990 ~~board.~~

991 (8) A person issued a license as a massage apprentice  
992 before July 1, 2018, may continue that apprenticeship and  
993 perform massage therapy as authorized under that license until  
994 its expiration. Upon completion of the apprenticeship, before  
995 July 1, 2021, a massage apprentice may apply to the board for  
996 full licensure and be granted a license if all other applicable



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997 licensure requirements are met.

998 Section 33. Section 480.042, Florida Statutes, is repealed.

999 Section 34. Subsection (3) of section 480.046, Florida  
1000 Statutes, is amended, and subsection (5) is added to that  
1001 section, to read:

1002 480.046 Grounds for disciplinary action by the board.—

1003 (3) The board may ~~shall have the power to~~ revoke or suspend  
1004 the license of a massage establishment licensed under this act,  
1005 or ~~to~~ deny subsequent licensure of such an establishment, if the  
1006 establishment is owned by an individual or entity who has had a  
1007 prior establishment license revoked, in any either of the  
1008 following cases:

1009 (a) Upon proof that a license has been obtained by fraud or  
1010 misrepresentation.

1011 (b) Upon proof that the holder of a license is guilty of  
1012 fraud or deceit or of gross negligence, incompetency, or  
1013 misconduct in the operation of the establishment so licensed.

1014 (c) Upon proof that the owner of the massage establishment  
1015 or any individual or individuals providing massage therapy  
1016 services within the establishment, in the aggregate or  
1017 individually, have had three convictions of, or pleas of guilty  
1018 or nolo contendere to, or dismissals of a criminal action after  
1019 a successful completion of a pretrial intervention, diversion,  
1020 or substance abuse program for any misdemeanor or felony,  
1021 regardless of adjudication, a crime in any jurisdiction related  
1022 to prostitution and related acts as defined in s. 796.07, which  
1023 occurred at or within the establishment.

1024 (5) An establishment may not apply for relicensure if  
1025 disciplined under this section unless there is a change in



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1026 ownership.

1027 Section 35. Subsection (3) of section 490.003, Florida  
1028 Statutes, is amended to read:

1029 490.003 Definitions.—As used in this chapter:

1030 ~~(3)(a) Prior to July 1, 1999, "doctoral-level psychological~~  
1031 ~~education" and "doctoral degree in psychology" mean a Psy.D., an~~  
1032 ~~Ed.D. in psychology, or a Ph.D. in psychology from:~~

1033 ~~1. An educational institution which, at the time the~~  
1034 ~~applicant was enrolled and graduated, had institutional~~  
1035 ~~accreditation from an agency recognized and approved by the~~  
1036 ~~United States Department of Education or was recognized as a~~  
1037 ~~member in good standing with the Association of Universities and~~  
1038 ~~Colleges of Canada; and~~

1039 ~~2. A psychology program within that educational institution~~  
1040 ~~which, at the time the applicant was enrolled and graduated, had~~  
1041 ~~programmatic accreditation from an accrediting agency recognized~~  
1042 ~~and approved by the United States Department of Education or was~~  
1043 ~~comparable to such programs.~~

1044 ~~(b) Effective July 1, 1999, "doctoral-level psychological~~  
1045 ~~education" and "doctoral degree in psychology" mean a Psy.D., an~~  
1046 ~~Ed.D. in psychology, or a Ph.D. in psychology from:~~

1047 ~~(a)1. An educational institution that ~~which~~, at the time~~  
1048 ~~the applicant was enrolled and graduated, had institutional~~  
1049 ~~accreditation from an agency recognized and approved by the~~  
1050 ~~United States Department of Education or was recognized as a~~  
1051 ~~member in good standing with the Association of Universities and~~  
1052 ~~Colleges of Canada; and~~

1053 ~~(b)2. A psychology program within that educational~~  
1054 ~~institution which, at the time the applicant was enrolled and~~



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1055 graduated, had programmatic accreditation from the American  
1056 Psychological Association ~~an agency recognized and approved by~~  
1057 ~~the United States Department of Education.~~

1058 Section 36. Paragraph (b) of subsection (1) and paragraph  
1059 (b) of subsection (2) of section 490.005, Florida Statutes, are  
1060 amended to read:

1061 490.005 Licensure by examination.—

1062 (1) Any person desiring to be licensed as a psychologist  
1063 shall apply to the department to take the licensure examination.  
1064 The department shall license each applicant who the board  
1065 certifies has:

1066 (b) Submitted proof satisfactory to the board that the  
1067 applicant has:

1068 1. Received doctoral-level psychological education, as  
1069 defined in s. 490.003(3); or

1070 2. Received the equivalent of a doctoral-level  
1071 psychological education, as defined in s. 490.003(3), from a  
1072 program at a school or university located outside the United  
1073 States of America ~~and Canada~~, which was officially recognized by  
1074 the government of the country in which it is located as an  
1075 institution or program to train students to practice  
1076 professional psychology. The burden of establishing that the  
1077 requirements of this provision have been met shall be upon the  
1078 applicant;

1079 ~~3. Received and submitted to the board, prior to July 1,~~  
1080 ~~1999, certification of an augmented doctoral-level psychological~~  
1081 ~~education from the program director of a doctoral-level~~  
1082 ~~psychology program accredited by a programmatic agency~~  
1083 ~~recognized and approved by the United States Department of~~



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1084 ~~Education; or~~

1085 ~~4. Received and submitted to the board, prior to August 31,~~  
1086 ~~2001, certification of a doctoral-level program that at the time~~  
1087 ~~the applicant was enrolled and graduated maintained a standard~~  
1088 ~~of education and training comparable to the standard of training~~  
1089 ~~of programs accredited by a programmatic agency recognized and~~  
1090 ~~approved by the United States Department of Education. Such~~  
1091 ~~certification of comparability shall be provided by the program~~  
1092 ~~director of a doctoral-level psychology program accredited by a~~  
1093 ~~programmatic agency recognized and approved by the United States~~  
1094 ~~Department of Education.~~

1095 (2) Any person desiring to be licensed as a school  
1096 psychologist shall apply to the department to take the licensure  
1097 examination. The department shall license each applicant who the  
1098 department certifies has:

1099 (b) Submitted satisfactory proof to the department that the  
1100 applicant:

1101 1. Has received a doctorate, specialist, or equivalent  
1102 degree from a program primarily psychological in nature and has  
1103 completed 60 semester hours or 90 quarter hours of graduate  
1104 study, in areas related to school psychology as defined by rule  
1105 of the department, from a college or university which at the  
1106 time the applicant was enrolled and graduated was accredited by  
1107 an accrediting agency recognized and approved by the Council for  
1108 Higher Education Accreditation, its successor, Commission on  
1109 Recognition of Postsecondary Accreditation or an institution  
1110 which is publicly recognized as a member in good standing with  
1111 the Association of Universities and Colleges of Canada.

1112 2. Has had a minimum of 3 years of experience in school



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1113 psychology, 2 years of which must be supervised by an individual  
1114 who is a licensed school psychologist or who has otherwise  
1115 qualified as a school psychologist supervisor, by education and  
1116 experience, as set forth by rule of the department. A doctoral  
1117 internship may be applied toward the supervision requirement.

1118 3. Has passed an examination provided by the department.

1119 Section 37. Subsection (1) of section 490.006, Florida  
1120 Statutes, is amended to read:

1121 490.006 Licensure by endorsement.—

1122 (1) The department shall license a person as a psychologist  
1123 or school psychologist who, upon applying to the department and  
1124 remitting the appropriate fee, demonstrates to the department  
1125 or, in the case of psychologists, to the board that the  
1126 applicant:

1127 ~~(a) Holds a valid license or certificate in another state~~  
1128 ~~to practice psychology or school psychology, as applicable,~~  
1129 ~~provided that, when the applicant secured such license or~~  
1130 ~~certificate, the requirements were substantially equivalent to~~  
1131 ~~or more stringent than those set forth in this chapter at that~~  
1132 ~~time; and, if no Florida law existed at that time, then the~~  
1133 ~~requirements in the other state must have been substantially~~  
1134 ~~equivalent to or more stringent than those set forth in this~~  
1135 ~~chapter at the present time;~~

1136 (a) ~~(b)~~ Is a diplomate in good standing with the American  
1137 Board of Professional Psychology, Inc.; or

1138 (b) ~~(c)~~ Possesses a doctoral degree in psychology as  
1139 described in s. 490.003 and has at least 10 ~~20~~ years of  
1140 experience as a licensed psychologist in any jurisdiction or  
1141 territory of the United States within 25 years preceding the





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1142 date of application.

1143 Section 38. Subsection (6) of section 491.0045, Florida  
1144 Statutes, as amended by chapter 2016-80 and chapter 2016-241,  
1145 Laws of Florida, is amended to read:

1146 491.0045 Intern registration; requirements.-

1147 (6) A registration issued on or before March 31, 2017,  
1148 expires March 31, 2022, and may not be renewed or reissued. Any  
1149 registration issued after March 31, 2017, expires 60 months  
1150 after the date it is issued. The board may make a one-time  
1151 exception from the requirements of this section in emergency or  
1152 hardship cases, as defined by board rule, if ~~A subsequent intern~~  
1153 ~~registration may not be issued unless~~ the candidate has passed  
1154 the theory and practice examination described in s.  
1155 491.005(1) (d), (3) (d), and (4) (d).

1156 Section 39. Subsections (3) and (4) of section 491.005,  
1157 Florida Statutes, are amended to read:

1158 491.005 Licensure by examination.-

1159 (3) MARRIAGE AND FAMILY THERAPY.-Upon verification of  
1160 documentation and payment of a fee not to exceed \$200, as set by  
1161 board rule, plus the actual cost ~~to the department~~ for the  
1162 purchase of the examination from the Association of Marital and  
1163 Family Therapy Regulatory Board, or similar national  
1164 organization, the department shall issue a license as a marriage  
1165 and family therapist to an applicant who the board certifies:

1166 (a) Has submitted an application and paid the appropriate  
1167 fee.

1168 (b)1. Has a minimum of a master's degree with major  
1169 emphasis in marriage and family therapy from a program  
1170 accredited by the Commission on Accreditation for Marriage and



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1171 Family Therapy Education or from a Florida university program  
1172 accredited by the Council for Accreditation of Counseling and  
1173 Related Educational Programs, or a closely related field, and  
1174 has completed graduate courses approved by the Board of Clinical  
1175 Social Work, Marriage and Family Therapy, and Mental Health  
1176 Counseling. has completed all of the following requirements:

1177       a. ~~Thirty six semester hours or 48 quarter hours of~~  
1178 ~~graduate coursework, which must include a minimum of 3 semester~~  
1179 ~~hours or 4 quarter hours of graduate-level course credits in~~  
1180 ~~each of the following nine areas: dynamics of marriage and~~  
1181 ~~family systems; marriage therapy and counseling theory and~~  
1182 ~~techniques; family therapy and counseling theory and techniques;~~  
1183 ~~individual human development theories throughout the life cycle;~~  
1184 ~~personality theory or general counseling theory and techniques;~~  
1185 ~~psychopathology; human sexuality theory and counseling~~  
1186 ~~techniques; psychosocial theory; and substance abuse theory and~~  
1187 ~~counseling techniques. Courses in research, evaluation,~~  
1188 ~~appraisal, assessment, or testing theories and procedures;~~  
1189 ~~thesis or dissertation work; or practicums, internships, or~~  
1190 ~~fieldwork may not be applied toward this requirement.~~

1191       b. ~~A minimum of one graduate-level course of 3 semester~~  
1192 ~~hours or 4 quarter hours in legal, ethical, and professional~~  
1193 ~~standards issues in the practice of marriage and family therapy~~  
1194 ~~or a course determined by the board to be equivalent.~~

1195       c. ~~A minimum of one graduate-level course of 3 semester~~  
1196 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~  
1197 ~~and testing for individual or interpersonal disorder or~~  
1198 ~~dysfunction; and a minimum of one 3 semester-hour or 4 quarter-~~  
1199 ~~hour graduate-level course in behavioral research which focuses~~



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1200 ~~on the interpretation and application of research data as it~~  
1201 ~~applies to clinical practice. Credit for thesis or dissertation~~  
1202 ~~work, practicums, internships, or fieldwork may not be applied~~  
1203 ~~toward this requirement.~~

1204 ~~d. A minimum of one supervised clinical practicum,~~  
1205 ~~internship, or field experience in a marriage and family~~  
1206 ~~counseling setting, during which the student provided 180 direct~~  
1207 ~~client contact hours of marriage and family therapy services~~  
1208 ~~under the supervision of an individual who met the requirements~~  
1209 ~~for supervision under paragraph (c). This requirement may be met~~  
1210 ~~by a supervised practice experience which took place outside the~~  
1211 ~~academic arena, but which is certified as equivalent to a~~  
1212 ~~graduate-level practicum or internship program which required a~~  
1213 ~~minimum of 180 direct client contact hours of marriage and~~  
1214 ~~family therapy services currently offered within an academic~~  
1215 ~~program of a college or university accredited by an accrediting~~  
1216 ~~agency approved by the United States Department of Education, or~~  
1217 ~~an institution which is publicly recognized as a member in good~~  
1218 ~~standing with the Association of Universities and Colleges of~~  
1219 ~~Canada or a training institution accredited by the Commission on~~  
1220 ~~Accreditation for Marriage and Family Therapy Education~~  
1221 ~~recognized by the United States Department of Education.~~  
1222 ~~Certification shall be required from an official of such~~  
1223 ~~college, university, or training institution.~~

1224 2. If the course title which appears on the applicant's  
1225 transcript does not clearly identify the content of the  
1226 coursework, the applicant shall be required to provide  
1227 additional documentation, including, but not limited to, a  
1228 syllabus or catalog description published for the course.



1229  
1230 The required master's degree must have been received in an  
1231 institution of higher education which at the time the applicant  
1232 graduated was: fully accredited by a regional accrediting body  
1233 recognized by the Commission on Recognition of Postsecondary  
1234 Accreditation; publicly recognized as a member in good standing  
1235 with the Association of Universities and Colleges of Canada; or  
1236 an institution of higher education located outside the United  
1237 States and Canada, which at the time the applicant was enrolled  
1238 and at the time the applicant graduated maintained a standard of  
1239 training substantially equivalent to the standards of training  
1240 of those institutions in the United States which are accredited  
1241 by a regional accrediting body recognized by the Commission on  
1242 Recognition of Postsecondary Accreditation. Such foreign  
1243 education and training must have been received in an institution  
1244 or program of higher education officially recognized by the  
1245 government of the country in which it is located as an  
1246 institution or program to train students to practice as  
1247 professional marriage and family therapists or psychotherapists.  
1248 The burden of establishing that the requirements of this  
1249 provision have been met shall be upon the applicant, and the  
1250 board shall require documentation, such as, but not limited to,  
1251 an evaluation by a foreign equivalency determination service, as  
1252 evidence that the applicant's graduate degree program and  
1253 education were equivalent to an accredited program in this  
1254 country. An applicant with a master's degree from a program  
1255 which did not emphasize marriage and family therapy may complete  
1256 the coursework requirement in a training institution fully  
1257 accredited by the Commission on Accreditation for Marriage and



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1258 Family Therapy Education recognized by the United States  
1259 Department of Education.

1260 (c) Has had at least 2 years of clinical experience during  
1261 which 50 percent of the applicant's clients were receiving  
1262 marriage and family therapy services, which must be at the post-  
1263 master's level under the supervision of a licensed marriage and  
1264 family therapist with at least 5 years of experience, or the  
1265 equivalent, who is a qualified supervisor as determined by the  
1266 board. An individual who intends to practice in Florida to  
1267 satisfy the clinical experience requirements must register  
1268 pursuant to s. 491.0045 before commencing practice. If a  
1269 graduate has a master's degree with a major emphasis in marriage  
1270 and family therapy or a closely related field that did not  
1271 include all the coursework required under subparagraph (b)1.  
1272 ~~sub-subparagraphs (b)1.a.-c.~~, credit for the post-master's level  
1273 clinical experience shall not commence until the applicant has  
1274 completed a minimum of 10 of the courses required under  
1275 subparagraph (b)1. ~~sub-subparagraphs (b)1.a.-c.~~, as determined  
1276 by the board, and at least 6 semester hours or 9 quarter hours  
1277 of the course credits must have been completed in the area of  
1278 marriage and family systems, theories, or techniques. Within the  
1279 2 ~~3~~ years of required experience, the applicant shall provide  
1280 direct individual, group, or family therapy and counseling, to  
1281 include the following categories of cases: unmarried dyads,  
1282 married couples, separating and divorcing couples, and family  
1283 groups including children. A doctoral internship may be applied  
1284 toward the clinical experience requirement. A licensed mental  
1285 health professional must be on the premises when clinical  
1286 services are provided by a registered intern in a private



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1287 practice setting.

1288 (d) Has passed a theory and practice examination provided  
1289 by the department for this purpose.

1290 (e) Has demonstrated, in a manner designated by rule of the  
1291 board, knowledge of the laws and rules governing the practice of  
1292 clinical social work, marriage and family therapy, and mental  
1293 health counseling.

1294 (f) For the purposes of dual licensure, the department  
1295 shall license as a marriage and family therapist any person who  
1296 meets the requirements of s. 491.0057. Fees for dual licensure  
1297 shall not exceed those stated in this subsection.

1298 (4) MENTAL HEALTH COUNSELING.—Upon verification of  
1299 documentation and payment of a fee not to exceed \$200, as set by  
1300 board rule, plus the actual per applicant cost to the department  
1301 for purchase of the examination from the National Board for  
1302 Certified Counselors or its successor ~~Professional Examination~~  
1303 ~~Service for the National Academy of Certified Clinical Mental~~  
1304 ~~Health Counselors or a similar national organization~~, the  
1305 department shall issue a license as a mental health counselor to  
1306 an applicant who the board certifies:

1307 (a) Has submitted an application and paid the appropriate  
1308 fee.

1309 (b)1. Has a minimum of an earned master's degree from a  
1310 mental health counseling program accredited by the Council for  
1311 the Accreditation of Counseling and Related Educational Programs  
1312 that consists of at least 60 semester hours or 80 quarter hours  
1313 of clinical and didactic instruction, including a course in  
1314 human sexuality and a course in substance abuse. If the master's  
1315 degree is earned from a program related to the practice of



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1316 mental health counseling that is not accredited by the Council  
1317 for the Accreditation of Counseling and Related Educational  
1318 Programs, then the coursework and practicum, internship, or  
1319 fieldwork must consist of at least 60 semester hours or 80  
1320 quarter hours and meet the following requirements:

1321 a. Thirty-three semester hours or 44 quarter hours of  
1322 graduate coursework, which must include a minimum of 3 semester  
1323 hours or 4 quarter hours of graduate-level coursework in each of  
1324 the following 11 content areas: counseling theories and  
1325 practice; human growth and development; diagnosis and treatment  
1326 of psychopathology; human sexuality; group theories and  
1327 practice; individual evaluation and assessment; career and  
1328 lifestyle assessment; research and program evaluation; social  
1329 and cultural foundations; ~~counseling in community settings; and~~  
1330 substance abuse; and legal, ethical, and professional standards  
1331 issues in the practice of mental health counseling. Courses in  
1332 research, thesis or dissertation work, practicums, internships,  
1333 or fieldwork may not be applied toward this requirement.

1334 b. A minimum of 3 semester hours or 4 quarter hours of  
1335 graduate-level coursework addressing diagnostic processes,  
1336 including differential diagnosis and the use of the current  
1337 diagnostic tools, such as the current edition of the American  
1338 Psychiatric Association's Diagnostic and Statistical Manual of  
1339 Mental Disorders. The graduate program must have emphasized the  
1340 common core curricular experience ~~in legal, ethical, and~~  
1341 ~~professional standards issues in the practice of mental health~~  
1342 ~~counseling, which includes goals, objectives, and practices of~~  
1343 ~~professional counseling organizations, codes of ethics, legal~~  
1344 ~~considerations, standards of preparation, certifications and~~



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1345 ~~licensing, and the role identity and professional obligations of~~  
1346 ~~mental health counselors. Courses in research, thesis or~~  
1347 ~~dissertation work, practicums, internships, or fieldwork may not~~  
1348 ~~be applied toward this requirement.~~

1349 c. The equivalent, as determined by the board, of at least  
1350 700 ~~1,000~~ hours of university-sponsored supervised clinical  
1351 practicum, internship, or field experience that includes at  
1352 least 280 hours of direct client services, as required in the  
1353 accrediting standards of the Council for Accreditation of  
1354 Counseling and Related Educational Programs for mental health  
1355 counseling programs. This experience may not be used to satisfy  
1356 the post-master's clinical experience requirement.

1357 2. If the course title which appears on the applicant's  
1358 transcript does not clearly identify the content of the  
1359 coursework, the applicant shall be required to provide  
1360 additional documentation, including, but not limited to, a  
1361 syllabus or catalog description published for the course.

1362  
1363 Education and training in mental health counseling must have  
1364 been received in an institution of higher education which at the  
1365 time the applicant graduated was: fully accredited by a regional  
1366 accrediting body recognized by the Council for Higher Education  
1367 or its successor ~~Commission on Recognition of Postsecondary~~  
1368 ~~Accreditation~~; publicly recognized as a member in good standing  
1369 with the Association of Universities and Colleges of Canada; or  
1370 an institution of higher education located outside the United  
1371 States and Canada, which at the time the applicant was enrolled  
1372 and at the time the applicant graduated maintained a standard of  
1373 training substantially equivalent to the standards of training





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1374 of those institutions in the United States which are accredited  
1375 by a regional accrediting body recognized by the Council for  
1376 Higher Education or its successor Commission on Recognition of  
1377 Postsecondary Accreditation. Such foreign education and training  
1378 must have been received in an institution or program of higher  
1379 education officially recognized by the government of the country  
1380 in which it is located as an institution or program to train  
1381 students to practice as mental health counselors. The burden of  
1382 establishing that the requirements of this provision have been  
1383 met shall be upon the applicant, and the board shall require  
1384 documentation, such as, but not limited to, an evaluation by a  
1385 foreign equivalency determination service, as evidence that the  
1386 applicant's graduate degree program and education were  
1387 equivalent to an accredited program in this country. Beginning  
1388 July 1, 2024, an applicant must have a master's degree that is  
1389 accredited by the Council for Accreditation of Counseling and  
1390 Related Educational Programs which consists of at least 60  
1391 semester hours or 80 quarter hours to apply for licensure under  
1392 this paragraph.

1393 (c) Has had at least 2 years of clinical experience in  
1394 mental health counseling, which must be at the post-master's  
1395 level under the supervision of a licensed mental health  
1396 counselor or the equivalent who is a qualified supervisor as  
1397 determined by the board. An individual who intends to practice  
1398 in Florida to satisfy the clinical experience requirements must  
1399 register pursuant to s. 491.0045 before commencing practice. If  
1400 a graduate has a master's degree with a major related to the  
1401 practice of mental health counseling that did not include all  
1402 the coursework required under sub-subparagraphs (b)1.a.-b.,



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1403 credit for the post-master's level clinical experience shall not  
1404 commence until the applicant has completed a minimum of seven of  
1405 the courses required under sub-subparagraphs (b)1.a.-b., as  
1406 determined by the board, one of which must be a course in  
1407 psychopathology or abnormal psychology. A doctoral internship  
1408 may be applied toward the clinical experience requirement. A  
1409 licensed mental health professional must be on the premises when  
1410 clinical services are provided by a registered intern in a  
1411 private practice setting.

1412 (d) Has passed a theory and practice examination provided  
1413 by the department for this purpose.

1414 (e) Has demonstrated, in a manner designated by rule of the  
1415 board, knowledge of the laws and rules governing the practice of  
1416 clinical social work, marriage and family therapy, and mental  
1417 health counseling.

1418 Section 40. Paragraph (b) of subsection (1) of section  
1419 491.006, Florida Statutes, is amended to read:

1420 491.006 Licensure or certification by endorsement.—

1421 (1) The department shall license or grant a certificate to  
1422 a person in a profession regulated by this chapter who, upon  
1423 applying to the department and remitting the appropriate fee,  
1424 demonstrates to the board that he or she:

1425 (b)1. Holds an active valid license to practice and has  
1426 actively practiced the profession for which licensure is applied  
1427 in another state for 3 of the last 5 years immediately preceding  
1428 licensure.

1429 ~~2. Meets the education requirements of this chapter for the~~  
1430 ~~profession for which licensure is applied.~~

1431 ~~2.3-~~ Has passed a substantially equivalent licensing



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1432 examination in another state or has passed the licensure  
1433 examination in this state in the profession for which the  
1434 applicant seeks licensure.

1435 ~~3.4.~~ Holds a license in good standing, is not under  
1436 investigation for an act that would constitute a violation of  
1437 this chapter, and has not been found to have committed any act  
1438 that would constitute a violation of this chapter. The fees paid  
1439 by any applicant for certification as a master social worker  
1440 under this section are nonrefundable.

1441 Section 41. Subsection (3) of section 491.007, Florida  
1442 Statutes, is amended to read:

1443 491.007 Renewal of license, registration, or certificate.—

1444 ~~(3) The board or department shall prescribe by rule a~~  
1445 ~~method for the biennial renewal of an intern registration at a~~  
1446 ~~fee set by rule, not to exceed \$100.~~

1447 Section 42. Subsection (2) of section 491.009, Florida  
1448 Statutes, is amended to read:

1449 491.009 Discipline.—

1450 (2) The board ~~department~~, or, in the case of certified  
1451 master social workers ~~psychologists~~, the department ~~board~~, may  
1452 enter an order denying licensure or imposing any of the  
1453 penalties in s. 456.072(2) against any applicant for licensure  
1454 or licensee who is found guilty of violating any provision of  
1455 subsection (1) of this section or who is found guilty of  
1456 violating any provision of s. 456.072(1).

1457 Section 43. Subsection (3) of section 463.0057, Florida  
1458 Statutes, is amended to read:

1459 463.0057 Optometric faculty certificate.—

1460 (3) The holder of a faculty certificate may engage in the



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1461 practice of optometry as permitted by this section but may not  
1462 administer or prescribe topical ocular pharmaceutical agents  
1463 unless the certificateholder has satisfied the requirements of  
1464 s. 463.006(1)(b)3. and 4. ~~s. 463.006(1)(b)4. and 5.~~ If a  
1465 certificateholder wishes to administer or prescribe oral ocular  
1466 pharmaceutical agents, the certificateholder must also satisfy  
1467 the requirements of s. 463.0055(1)(b).

1468 Section 44. Paragraph (c) of subsection (2) of section  
1469 491.0046, Florida Statutes, is amended to read:

1470 491.0046 Provisional license; requirements.-

1471 (2) The department shall issue a provisional clinical  
1472 social worker license, provisional marriage and family therapist  
1473 license, or provisional mental health counselor license to each  
1474 applicant who the board certifies has:

1475 (c) Has met the following minimum coursework requirements:

1476 1. For clinical social work, a minimum of 15 semester hours  
1477 or 22 quarter hours of the coursework required by s.

1478 491.005(1)(b)2.b.

1479 2. For marriage and family therapy, 10 of the courses  
1480 required by s. 491.005(3)(b)1. ~~s. 491.005(3)(b)1.a.-c.~~, as  
1481 determined by the board, and at least 6 semester hours or 9  
1482 quarter hours of the course credits must have been completed in  
1483 the area of marriage and family systems, theories, or  
1484 techniques.

1485 3. For mental health counseling, a minimum of seven of the  
1486 courses required under s. 491.005(4)(b)1.a.-c.

1487 Section 45. Subsection (11) of section 945.42, Florida  
1488 Statutes, is amended to read:

1489 945.42 Definitions; ss. 945.40-945.49.-As used in ss.



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1490 945.40-945.49, the following terms shall have the meanings  
1491 ascribed to them, unless the context shall clearly indicate  
1492 otherwise:

1493 (11) "Psychological professional" means a behavioral  
1494 practitioner who has an approved doctoral degree in psychology  
1495 as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by  
1496 the department or who is licensed as a psychologist pursuant to  
1497 chapter 490.

1498 Section 46. This act shall take effect July 1, 2018.

1499  
1500 ===== T I T L E A M E N D M E N T =====

1501 And the title is amended as follows:

1502 Delete everything before the enacting clause  
1503 and insert:

1504 A bill to be entitled  
1505 An act relating to the Department of Health; amending  
1506 s. 381.4018, F.S.; requiring the department to adopt  
1507 any rules necessary to implement a specified federal  
1508 program to further encourage qualified physicians to  
1509 relocate to and practice in underserved areas;  
1510 amending s. 456.013, F.S.; revising health care  
1511 practitioner licensure application requirements;  
1512 amending s. 456.024, F.S.; revising health care  
1513 practitioner licensure eligibility for certain members  
1514 of the armed forces and their spouses to include  
1515 licensed dentists; removing a provision requiring a  
1516 certain applicant issued a temporary professional  
1517 license to practice as a dentist to practice under  
1518 supervision; amending s. 458.309, F.S.; deleting a



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1519 provision requiring certain physicians to register an  
1520 office with the department; removing departmental  
1521 responsibilities; amending s. 458.3312, F.S.; removing  
1522 a provision prohibiting a physician from holding  
1523 himself or herself out as a board-certified specialist  
1524 in dermatology unless the recognizing agency is  
1525 reviewed and reauthorized on a specified basis by the  
1526 Board of Medicine; amending ss. 458.347 and 459.022,  
1527 F.S.; revising provisions requiring employed physician  
1528 assistants to provide and report certain information  
1529 to the department; revising requirements relating to  
1530 designated supervising physicians; amending s.  
1531 460.408, F.S.; defining the term "contact classroom  
1532 hour"; revising provisions relating to continuing  
1533 chiropractic education requirements; repealing s.  
1534 460.4166, F.S., relating to registered chiropractic  
1535 assistants; amending s. 463.006, F.S.; revising  
1536 examination requirements for the licensure and  
1537 certification of optometrists; creating s. 463.0061,  
1538 F.S.; authorizing licensure of optometrists by  
1539 endorsement and providing requirements therefor;  
1540 defining the term "active licensed practice of  
1541 optometry"; amending s. 464.006, F.S.; authorizing the  
1542 Board of Nursing to establish certain standards of  
1543 care; amending s. 464.202, F.S.; requiring the board  
1544 to adopt by rule discipline and standards of care for  
1545 certified nursing assistants; amending s. 464.203,  
1546 F.S.; revising certification requirements for nursing  
1547 assistants; amending s. 464.204, F.S.; revising



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1548 grounds for board-imposed disciplinary sanctions;  
1549 amending s. 465.019, F.S.; requiring an institutional  
1550 pharmacy to pass an onsite inspection by the  
1551 department within a specified time before the issuance  
1552 of an initial permit or a permit for change of  
1553 location; amending s. 465.0193, F.S.; requiring a  
1554 nuclear pharmacy to pass an onsite inspection by the  
1555 department within a specified time before issuance of  
1556 an initial permit or a permit for change of location;  
1557 creating s. 465.0195, F.S.; requiring certain  
1558 pharmacies and outsourcing facilities located in this  
1559 state to obtain a permit in order to create, ship,  
1560 mail, deliver, or dispense compounded sterile  
1561 products; providing application requirements;  
1562 providing inspection requirements; providing permit  
1563 requirements; authorizing the Board of Pharmacy to  
1564 adopt certain rules; providing applicability; amending  
1565 s. 465.0196, F.S.; requiring a special pharmacy to  
1566 pass an onsite inspection by the department within a  
1567 specified time before the issuance of an initial  
1568 permit or a permit for change of location; amending s.  
1569 465.0197, F.S.; requiring an Internet pharmacy to pass  
1570 an onsite inspection by the department within a  
1571 specified time before the issuance of an initial  
1572 permit or a permit for change of location; amending s.  
1573 466.006, F.S.; revising certain requirements for  
1574 examinations to be completed by applicants seeking  
1575 dental licensure; amending s. 466.007, F.S.; revising  
1576 requirements for examinations of dental hygienists;



1577 amending s. 466.017, F.S.; providing adverse incident  
1578 reporting requirements; defining the term "adverse  
1579 incident"; providing for disciplinary action by the  
1580 Board of Dentistry; authorizing the board to adopt  
1581 rules; amending s. 466.031, F.S.; expanding the  
1582 definition of the term "dental laboratory" to include  
1583 any person who performs an onsite consultation during  
1584 dental procedures; amending s. 466.036, F.S.;  
1585 requiring the periodic inspection of dental  
1586 laboratories at least once during a specified period;  
1587 amending s. 468.701, F.S.; revising a definition;  
1588 amending s. 468.707, F.S.; revising athletic trainer  
1589 licensure requirements; amending s. 468.711, F.S.;  
1590 revising requirements for the renewal of a license  
1591 relating to continuing education; amending s. 468.723,  
1592 F.S.; revising a definition; amending s. 468.803,  
1593 F.S.; revising orthotic, prosthetic, and pedorthic  
1594 licensure, registration, and examination requirements;  
1595 amending s. 480.033, F.S.; revising a definition;  
1596 amending s. 480.041, F.S.; revising qualifications for  
1597 licensure as a massage therapist; specifying that a  
1598 massage apprentice who was licensed before a specified  
1599 date may continue to perform massage therapy as  
1600 authorized under his or her license; authorizing a  
1601 massage apprentice to apply for full licensure upon  
1602 completion of the apprenticeship under certain  
1603 conditions; repealing s. 480.042, F.S., relating to  
1604 examinations; amending s. 480.046, F.S.; revising  
1605 instances under which disciplinary action may be taken





1606 against massage establishments; prohibiting a certain  
1607 disciplined massage establishment from applying for  
1608 relicensure; providing an exception; amending s.  
1609 490.003, F.S.; revising definitions; amending s.  
1610 490.005, F.S.; revising examination requirements for  
1611 licensure of a psychologist; amending s. 490.006,  
1612 F.S.; revising requirements for licensure by  
1613 endorsement of certain psychologists; amending s.  
1614 491.0045, F.S.; providing an exemption for intern  
1615 registration requirements under certain circumstances;  
1616 amending s. 491.005, F.S.; revising education  
1617 requirements for the licensure of marriage and family  
1618 therapists; revising examination requirements for the  
1619 licensure of mental health counselors; amending s.  
1620 491.006, F.S.; revising requirements for licensure or  
1621 certification by endorsement for certain professions;  
1622 amending s. 491.007, F.S.; removing a biennial intern  
1623 registration fee; amending s. 491.009, F.S.;  
1624 authorizing the Board of Clinical Social Work,  
1625 Marriage and Family Therapy, and Mental Health  
1626 Counseling, or the department under certain  
1627 circumstances, to enter an order denying licensure or  
1628 imposing penalties against an applicant for licensure  
1629 under certain circumstances; providing penalties;  
1630 amending ss. 463.0057, 491.0046, and 945.42, F.S.;  
1631 conforming provisions to changes made by the act;  
1632 providing an effective date.