

1                   A bill to be entitled  
2           An act relating to the Department of Health; amending  
3           s. 381.4018, F.S.; requiring the Department of Health  
4           to adopt rules to implement a specified federal  
5           program; amending s. 456.013, F.S.; revising health  
6           care practitioner licensure application requirements;  
7           amending s. 458.3312, F.S.; removing a provision  
8           prohibiting a physician from holding himself or  
9           herself out as a board-certified specialist in  
10          dermatology unless the recognizing agency is reviewed  
11          and reauthorized on a specified basis by the Board of  
12          Medicine; amending s. 459.0055, F.S.; revising  
13          licensure requirements for persons seeking licensure  
14          or certification as an osteopathic physician; amending  
15          s. 460.408, F.S.; defining the term "contact classroom  
16          hour"; revising provisions relating to continuing  
17          chiropractic education requirements; repealing s.  
18          460.4166, F.S., relating to registered chiropractic  
19          assistants; amending s. 464.202, F.S.; requiring the  
20          Board of Nursing to adopt by rule disciplinary  
21          procedures and standards of practice for certified  
22          nursing assistants; amending s. 464.203, F.S.;  
23          revising certification requirements for nursing  
24          assistants; amending s. 464.204, F.S.; revising  
25          grounds for board-imposed disciplinary sanctions;

26 | amending s. 466.006, F.S.; revising certain  
27 | requirements for examinations to be completed by  
28 | applicants seeking dental licensure; amending s.  
29 | 466.007, F.S.; revising requirements for examinations  
30 | of dental hygienists; amending s. 466.017, F.S.;  
31 | providing adverse incident reporting requirements;  
32 | defining the term "adverse incident"; providing for  
33 | disciplinary action by the Board of Dentistry;  
34 | authorizing the board to adopt rules; amending s.  
35 | 466.031, F.S.; expanding the definition of the term  
36 | "dental laboratory" to include any person, firm, or  
37 | corporation who performs an onsite consultation during  
38 | dental procedures; amending s. 466.036, F.S.; revising  
39 | inspection frequency of dental laboratories during a  
40 | specified period; amending s. 468.701, F.S.; revising  
41 | the definition of "athletic trainer"; amending s.  
42 | 468.707, F.S.; revising athletic trainer licensure  
43 | requirements; amending s. 468.711, F.S.; revising  
44 | continuing education requirements for the renewal of  
45 | an athletic trainer license; amending s. 468.713,  
46 | F.S.; requiring that an athletic trainer work within a  
47 | specified scope of practice; prohibiting an athletic  
48 | trainer from providing certain services; amending s.  
49 | 468.723, F.S.; revising a definition; amending s.  
50 | 468.803, F.S.; revising orthotic, prosthetic, and

51 pedorthic licensure, registration, and examination  
52 requirements; amending s. 480.033, F.S.; revising a  
53 definition; amending s. 480.041, F.S.; revising  
54 qualifications for licensure as a massage therapist;  
55 specifying that a massage apprentice who was licensed  
56 before a specified date may continue to perform  
57 massage therapy as authorized under his or her  
58 license; authorizing a massage apprentice to apply for  
59 full licensure upon completion of the apprenticeship  
60 under certain conditions; repealing s. 480.042, F.S.,  
61 relating to examinations for licensure as a massage  
62 therapist; amending s. 480.046, F.S.; revising  
63 instances under which disciplinary action may be taken  
64 against massage establishments; prohibiting certain  
65 massage establishments from applying for relicensure;  
66 providing an exception; amending s. 490.003, F.S.;  
67 revising definitions; amending s. 490.005, F.S.;  
68 revising examination requirements for licensure of a  
69 psychologist; amending s. 490.006, F.S.; revising  
70 requirements for licensure by endorsement of certain  
71 psychologists; amending s. 491.0045, F.S.; revising  
72 intern registration requirements; providing an  
73 exception; amending s. 491.005, F.S.; revising the  
74 licensure requirements for clinical social workers,  
75 marriage and family therapists, and mental health

76 | counselors; amending s. 491.006, F.S.; revising  
 77 | requirements for licensure or certification by  
 78 | endorsement for certain professions; amending s.  
 79 | 491.007, F.S.; deleting a provision requiring the  
 80 | Board of Clinical Social Work, Marriage and Family  
 81 | Therapy and Mental Health Counseling to establish a  
 82 | procedure for the biennial renewal of intern  
 83 | registrations; amending s. 491.009, F.S.; revising who  
 84 | may enter an order denying licensure or imposing  
 85 | penalties against an applicant for licensure under  
 86 | certain circumstances; amending ss. 491.0046 and  
 87 | 945.42, F.S.; conforming cross-references; providing  
 88 | an effective date.

89 |

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

91 |

92 | Section 1. Paragraph (f) of subsection (3) of section  
 93 | 381.4018, Florida Statutes, is amended to read:

94 | 381.4018 Physician workforce assessment and development.—

95 | (3) GENERAL FUNCTIONS.—The department shall maximize the  
 96 | use of existing programs under the jurisdiction of the  
 97 | department and other state agencies and coordinate governmental  
 98 | and nongovernmental stakeholders and resources in order to  
 99 | develop a state strategic plan and assess the implementation of  
 100 | such strategic plan. In developing the state strategic plan, the

101 department shall:

102 (f) Develop strategies to maximize federal and state  
 103 programs that provide for the use of incentives to attract  
 104 physicians to this state or retain physicians within the state.  
 105 Such strategies should explore and maximize federal-state  
 106 partnerships that provide incentives for physicians to practice  
 107 in federally designated shortage areas. Strategies shall also  
 108 consider the use of state programs, such as the Medical  
 109 Education Reimbursement and Loan Repayment Program pursuant to  
 110 s. 1009.65, which provide for education loan repayment or loan  
 111 forgiveness and provide monetary incentives for physicians to  
 112 relocate to underserved areas of the state. The department shall  
 113 adopt any rules necessary for the implementation of the Conrad  
 114 30 Waiver Program established under s. 214(1) of the Immigration  
 115 and Nationality Act.

116 Section 2. Paragraph (a) of subsection (1) of section  
 117 456.013, Florida Statutes, is amended to read:

118 456.013 Department; general licensing provisions.—

119 (1) (a) Any person desiring to be licensed in a profession  
 120 within the jurisdiction of the department shall apply to the  
 121 department in writing ~~to take the licensure examination.~~ The  
 122 application shall be made on a form prepared and furnished by  
 123 the department. The application form must be available on the  
 124 World Wide Web and the department may accept electronically  
 125 submitted applications. The application shall require the social

126 security number and date of birth of the applicant, except as  
127 provided in paragraphs (b) and (c). The form shall be  
128 supplemented as needed to reflect any material change in any  
129 circumstance or condition stated in the application which takes  
130 place between the initial filing of the application and the  
131 final grant or denial of the license and which might affect the  
132 decision of the department. If an application is submitted  
133 electronically, the department may require supplemental  
134 materials, including an original signature of the applicant and  
135 verification of credentials, to be submitted in a nonelectronic  
136 format. An incomplete application shall expire 1 year after  
137 initial filing. In order to further the economic development  
138 goals of the state, and notwithstanding any law to the contrary,  
139 the department may enter into an agreement with the county tax  
140 collector for the purpose of appointing the county tax collector  
141 as the department's agent to accept applications for licenses  
142 and applications for renewals of licenses. The agreement must  
143 specify the time within which the tax collector must forward any  
144 applications and accompanying application fees to the  
145 department.

146 Section 3. Section 458.3312, Florida Statutes, is amended  
147 to read:

148 458.3312 Specialties.—A physician licensed under this  
149 chapter may not hold himself or herself out as a board-certified  
150 specialist unless the physician has received formal recognition

151 as a specialist from a specialty board of the American Board of  
 152 Medical Specialties or other recognizing agency that has been  
 153 approved by the board. However, a physician may indicate the  
 154 services offered and may state that his or her practice is  
 155 limited to one or more types of services when this accurately  
 156 reflects the scope of practice of the physician. ~~A physician may~~  
 157 ~~not hold himself or herself out as a board-certified specialist~~  
 158 ~~in dermatology unless the recognizing agency, whether authorized~~  
 159 ~~in statute or by rule, is triennially reviewed and reauthorized~~  
 160 ~~by the Board of Medicine.~~

161 Section 4. Paragraph (1) of subsection (1) of section  
 162 459.0055, Florida Statutes, is amended to read:

163 459.0055 General licensure requirements.—

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

167 (1) Demonstrate that she or he has successfully completed  
 168 an internship or residency ~~a resident internship~~ of not less  
 169 than 12 months in a program accredited ~~hospital approved~~ for  
 170 this purpose by ~~the Board of Trustees of the American~~  
 171 Osteopathic Association or the Accreditation Council for  
 172 Graduate Medical Education ~~any other internship program approved~~  
 173 ~~by the board upon a showing of good cause by the applicant.~~ This  
 174 requirement may be waived for an applicant who matriculated in a  
 175 college of osteopathic medicine during or before 1948; and

176 Section 5. Subsection (1) of section 460.408, Florida  
177 Statutes, is amended to read:

178 460.408 Continuing chiropractic education.—

179 (1) The board shall require licensees to periodically  
180 demonstrate their professional competence as a condition of  
181 renewal of a license by completing up to 40 contact classroom  
182 hours of continuing education. For purposes of this subsection,  
183 the term "contact classroom hour" means a presentation in which  
184 the persons presenting and the persons attending the course are  
185 present on site. Up to 10 general credit continuing education  
186 hours may be completed online in place of contact classroom  
187 hours, as determined by board rule. Online continuing education  
188 courses must be competency-based and must use the Shareable  
189 Content Object Reference Model standard or more stringent  
190 standards, as determined by the board.

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

196 (b) The board shall approve those courses that build upon  
197 the basic courses required for the practice of chiropractic  
198 medicine, and the board may also approve courses in adjunctive  
199 modalities. Courses that consist of instruction in the use,  
200 application, prescription, recommendation, or administration of

201 a specific company's brand of products or services are not  
202 eligible for approval.

203 Section 6. Section 460.4166, Florida Statutes, is  
204 repealed.

205 Section 7. Section 464.202, Florida Statutes, is amended  
206 to read:

207 464.202 Duties and powers of the board.—The board shall  
208 maintain, or contract with or approve another entity to  
209 maintain, a state registry of certified nursing assistants. The  
210 registry must consist of the name of each certified nursing  
211 assistant in this state; other identifying information defined  
212 by board rule; certification status; the effective date of  
213 certification; other information required by state or federal  
214 law; information regarding any crime or any abuse, neglect, or  
215 exploitation as provided under chapter 435; and any disciplinary  
216 action taken against the certified nursing assistant. The  
217 registry shall be accessible to the public, the  
218 certificateholder, employers, and other state agencies. The  
219 board shall adopt by rule testing procedures for use in  
220 certifying nursing assistants and shall adopt rules regulating  
221 the practice of certified nursing assistants, including  
222 disciplinary procedures and standards of practice, and  
223 specifying the scope of practice authorized and the level of  
224 supervision required for the practice of certified nursing  
225 assistants. The board may contract with or approve another

226 entity or organization to provide the examination services,  
227 including the development and administration of examinations.  
228 The board shall require that the contract provider offer  
229 certified nursing assistant applications via the Internet, and  
230 may require the contract provider to accept certified nursing  
231 assistant applications for processing via the Internet. The  
232 board shall require the contract provider to provide the  
233 preliminary results of the certified nursing examination on the  
234 date the test is administered. The provider shall pay all  
235 reasonable costs and expenses incurred by the board in  
236 evaluating the provider's application and performance during the  
237 delivery of services, including examination services and  
238 procedures for maintaining the certified nursing assistant  
239 registry.

240 Section 8. Paragraph (c) of subsection (1) of section  
241 464.203, Florida Statutes, is amended to read:

242 464.203 Certified nursing assistants; certification  
243 requirement.—

244 (1) The board shall issue a certificate to practice as a  
245 certified nursing assistant to any person who demonstrates a  
246 minimum competency to read and write and successfully passes the  
247 required background screening pursuant to s. 400.215. If the  
248 person has successfully passed the required background screening  
249 pursuant to s. 400.215 or s. 408.809 within 90 days before  
250 applying for a certificate to practice and the person's

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251 background screening results are not retained in the  
252 clearinghouse created under s. 435.12, the board shall waive the  
253 requirement that the applicant successfully pass an additional  
254 background screening pursuant to s. 400.215. The person must  
255 also meet one of the following requirements:

256 (c) Is currently certified in another state, a territory  
257 of the United States, or the District of Columbia; is listed on  
258 that jurisdiction's ~~state's~~ certified nursing assistant  
259 registry; and has not been found to have committed abuse,  
260 neglect, or exploitation in that jurisdiction ~~state~~.

261 Section 9. Subsection (1) of section 464.204, Florida  
262 Statutes, is amended to read:

263 464.204 Denial, suspension, or revocation of  
264 certification; disciplinary actions.—

265 (1) The following acts constitute grounds for which the  
266 board may impose disciplinary sanctions as specified in  
267 subsection (2):

268 (a) Obtaining or attempting to obtain certification or an  
269 exemption, or possessing or attempting to possess certification  
270 or a letter of exemption, by bribery, misrepresentation, deceit,  
271 or through an error of the board.

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

274 Section 10. Paragraph (b) of subsection (3) and subsection  
275 (4) of section 466.006, Florida Statutes, are amended to read:

276 | 466.006 Examination of dentists.—

277 | (3) If an applicant is a graduate of a dental college or  
 278 | school not accredited in accordance with paragraph (2) (b) or of  
 279 | a dental college or school not approved by the board, the  
 280 | applicant is not entitled to take the examinations required in  
 281 | this section to practice dentistry until she or he satisfies one  
 282 | of the following:

283 | (b) Submits proof of having successfully completed at  
 284 | least 2 consecutive academic years at a full-time supplemental  
 285 | general dentistry program accredited by the American Dental  
 286 | Association Commission on Dental Accreditation. This program  
 287 | must provide didactic and clinical education at the level of a  
 288 | D.D.S. or D.M.D. program accredited by the American Dental  
 289 | Association Commission on Dental Accreditation. For purposes of  
 290 | this paragraph, a supplemental general dentistry program does  
 291 | not include an advanced education program in a dental specialty.

292 | (4) Notwithstanding any other provision of law in chapter  
 293 | 456 pertaining to the clinical dental licensure examination or  
 294 | national examinations, to be licensed as a dentist in this  
 295 | state, an applicant must successfully complete both of the  
 296 | following:

297 | (a) A written examination on the laws and rules of the  
 298 | state regulating the practice of dentistry; and

299 | (b)1. A practical or clinical examination, which shall be  
 300 | the American Dental Licensing Examination produced by the

301 American Board of Dental Examiners, Inc., or its successor  
302 entity, if any, that is administered in this state ~~and graded by~~  
303 ~~dentists licensed in this state and employed by the department~~  
304 ~~for just such purpose~~, provided that the board has attained, and  
305 continues to maintain thereafter, representation on the board of  
306 directors of the American Board of Dental Examiners, the  
307 examination development committee of the American Board of  
308 Dental Examiners, and such other committees of the American  
309 Board of Dental Examiners as the board deems appropriate by rule  
310 to assure that the standards established herein are maintained  
311 organizationally. A passing score on the American Dental  
312 Licensing Examination administered in this state ~~and graded by~~  
313 ~~dentists who are licensed in this state~~ is valid for 365 days  
314 after the date the official examination results are published.

315 2.a. As an alternative to the requirements of subparagraph  
316 1., an applicant may submit scores from an American Dental  
317 Licensing Examination previously administered in a jurisdiction  
318 other than this state after October 1, 2011, and such  
319 examination results shall be recognized as valid for the purpose  
320 of licensure in this state. A passing score on the American  
321 Dental Licensing Examination administered out-of-state shall be  
322 the same as the passing score for the American Dental Licensing  
323 Examination administered in this state ~~and graded by dentists~~  
324 ~~who are licensed in this state~~. The examination results are  
325 valid for 365 days after the date the official examination

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

328 b. This subparagraph may not be given retroactive  
329 application.

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

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

339 (II) This sub-subparagraph may not be given retroactive  
340 application;

341 b. The applicant graduated from a dental school accredited  
342 by the American Dental Association Commission on Dental  
343 Accreditation or its successor entity, if any, or any other  
344 dental accrediting organization recognized by the United States  
345 Department of Education. Provided, however, if the applicant did  
346 not graduate from such a dental school, the applicant may submit  
347 proof of having successfully completed a full-time supplemental  
348 general dentistry program accredited by the American Dental  
349 Association Commission on Dental Accreditation of at least 2  
350 consecutive academic years at such accredited sponsoring

351 institution. Such program must provide didactic and clinical  
352 education at the level of a D.D.S. or D.M.D. program accredited  
353 by the American Dental Association Commission on Dental  
354 Accreditation. For purposes of this sub-subparagraph, a  
355 supplemental general dentistry program does not include an  
356 advanced education program in a dental specialty;

357 c. The applicant currently possesses a valid and active  
358 dental license in good standing, with no restriction, which has  
359 never been revoked, suspended, restricted, or otherwise  
360 disciplined, from another state or territory of the United  
361 States, the District of Columbia, or the Commonwealth of Puerto  
362 Rico;

363 d. The applicant submits proof that he or she has never  
364 been reported to the National Practitioner Data Bank, the  
365 Healthcare Integrity and Protection Data Bank, or the American  
366 Association of Dental Boards Clearinghouse. This sub-  
367 subparagraph does not apply if the applicant successfully  
368 appealed to have his or her name removed from the data banks of  
369 these agencies;

370 e.(I) In the 5 years immediately preceding the date of  
371 application for licensure in this state, the applicant must  
372 submit proof of having been consecutively engaged in the full-  
373 time practice of dentistry in another state or territory of the  
374 United States, the District of Columbia, or the Commonwealth of  
375 Puerto Rico, or, if the applicant has been licensed in another

376 state or territory of the United States, the District of  
377 Columbia, or the Commonwealth of Puerto Rico for less than 5  
378 years, the applicant must submit proof of having been engaged in  
379 the full-time practice of dentistry since the date of his or her  
380 initial licensure.

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

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

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

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

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

400 (A) Admissible as evidence in an administrative

401 proceeding;

402 (B) Submitted in writing;

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

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

409 (E) Specifically found by the board to be both credible  
410 and admissible.

411 (IV) An affidavit of only the applicant is not acceptable  
412 proof of full-time practice unless it is further attested to by  
413 someone unrelated to the applicant who has personal knowledge of  
414 the applicant's practice. If the board deems it necessary to  
415 assess credibility or accuracy, the board may require the  
416 applicant or the applicant's witnesses to appear before the  
417 board and give oral testimony under oath;

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

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

426 h. The applicant must successfully pass a written  
 427 examination on the laws and rules of this state regulating the  
 428 practice of dentistry and must successfully pass the computer-  
 429 based diagnostic skills examination; and

430 i. The applicant must submit documentation that he or she  
 431 has successfully completed the applicable examination  
 432 administered by the Joint Commission on National Dental  
 433 Examinations or its successor organization ~~National Board of~~  
 434 ~~Dental Examiners dental examination.~~

435 Section 11. Paragraph (b) of subsection (4) and paragraph  
 436 (a) of subsection (6) of section 466.007, Florida Statutes, are  
 437 amended to read:

438 466.007 Examination of dental hygienists.-

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

442 (b) A practical or clinical examination approved by the  
 443 board. The examination shall be the Dental Hygiene Examination  
 444 produced by the American Board of Dental Examiners, Inc. (ADEX)  
 445 or its successor entity, if any, if the board finds that the  
 446 successor entity's clinical examination meets or exceeds the  
 447 provisions of this section. The board shall approve the ADEX  
 448 Dental Hygiene Examination if the board has attained and  
 449 continues to maintain representation on the ADEX House of  
 450 Representatives, the ADEX Dental Hygiene Examination Development

451 Committee, and such other ADEX Dental Hygiene committees as the  
452 board deems appropriate through rulemaking to ensure that the  
453 standards established in this section are maintained  
454 organizationally. The ADEX Dental Hygiene Examination or the  
455 examination produced by its successor entity is a comprehensive  
456 examination in which an applicant must demonstrate skills within  
457 the dental hygiene scope of practice on a live patient and any  
458 other components that the board deems necessary for the  
459 applicant to successfully demonstrate competency for the purpose  
460 of licensure. ~~The ADEX Dental Hygiene Examination or the~~  
461 ~~examination by the successor entity administered in this state~~  
462 ~~shall be graded by dentists and dental hygienists licensed in~~  
463 ~~this state who are employed by the department for this purpose.~~

464 (6) (a) A passing score on the ADEX Dental Hygiene  
465 Examination administered out of state shall be considered the  
466 same as a passing score for the ADEX Dental Hygiene Examination  
467 administered in this state ~~and graded by licensed dentists and~~  
468 ~~dental hygienists.~~

469 Section 12. Subsections (9) through (15) are added to  
470 section 466.017, Florida Statutes, to read:

471 466.017 Prescription of drugs; anesthesia.—

472 (9) Any adverse incident that occurs in an office  
473 maintained by a dentist must be reported to the department. The  
474 required notification to the department must be submitted in  
475 writing, by certified mail, and postmarked within 48 hours after

476 the incident occurs.

477 (10) A dentist practicing in this state must notify the  
478 board in writing, by certified mail, within 48 hours after any  
479 adverse incident that occurs in the dentist's outpatient  
480 facility. A complete written report must be filed with the board  
481 within 30 days after the incident occurs.

482 (11) For purposes of notification to the department  
483 pursuant to this section, the term "adverse incident" means any  
484 mortality that occurs during or as the result of a dental  
485 procedure, or any incident that results in a temporary or  
486 permanent physical or mental injury; that requires  
487 hospitalization or emergency room treatment of a dental patient;  
488 or that occurs during or as a direct result of the use of  
489 general anesthesia, deep sedation, moderate sedation, pediatric  
490 moderate sedation, oral sedation, minimal sedation (anxiolysis),  
491 nitrous oxide, or local anesthesia.

492 (12) A certified registered dental hygienist administering  
493 local anesthesia must notify the board in writing, by registered  
494 mail, within 48 hours after any adverse incident that was  
495 related to or the result of the administration of local  
496 anesthesia. A complete written report must be filed with the  
497 board within 30 days after the adverse incident occurs.

498 (13) A failure by the dentist or dental hygienist to  
499 timely and completely comply with all the reporting requirements  
500 in this section is the basis for disciplinary action by the

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501 board pursuant to s. 466.028(1).

502 (14) The department shall review each adverse incident and  
503 determine whether it involved conduct by a health care  
504 professional subject to disciplinary action, in which case s.  
505 456.073 applies. Disciplinary action, if any, shall be taken by  
506 the board under which the health care professional is licensed.

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

508 Section 13. Section 466.031, Florida Statutes, is amended  
509 to read:

510 466.031 "Dental laboratory" defined. ~~The term~~ As used in  
511 this chapter, the term "dental laboratory" as used in this  
512 chapter:

513 ~~(1)~~ includes any person, firm, or corporation that ~~who~~  
514 performs for a fee of any kind, gratuitously, or otherwise,  
515 directly or through an agent or an employee, by any means or  
516 method, or ~~who in any way~~ supplies or manufactures artificial  
517 substitutes for the natural teeth; ~~or who~~ furnishes, supplies,  
518 constructs, or reproduces or repairs any prosthetic denture,  
519 bridge, or appliance to be worn in the human mouth; or provides  
520 onsite consultation during dental procedures, or ~~who~~ in any way  
521 represents ~~holds~~ itself ~~out~~ as a dental laboratory.

522 ~~(2)~~ The term does not include a ~~Excludes any~~ dental  
523 laboratory technician who constructs or repairs dental  
524 prosthetic appliances in the office of a licensed dentist for  
525 such dentist only and under her or his supervision and work

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526 order.

527 Section 14. Section 466.036, Florida Statutes, is amended  
528 to read:

529 466.036 Information; periodic inspections; equipment and  
530 supplies.—The department may require from the applicant for a  
531 registration certificate to operate a dental laboratory any  
532 information necessary to carry out the purpose of this chapter,  
533 including proof that the applicant has the equipment and  
534 supplies necessary to operate as determined by rule of the  
535 department, and shall require periodic inspection of all dental  
536 laboratories operating in this state at least once each biennial  
537 registration period. Such inspections shall include, but not be  
538 limited to, inspection of sanitary conditions, equipment,  
539 supplies, and facilities on the premises. The department shall  
540 specify dental equipment and supplies that are not permitted in  
541 a registered dental laboratory.

542 Section 15. Subsection (1) of section 468.701, Florida  
543 Statutes, is amended to read:

544 468.701 Definitions.—As used in this part, the term:

545 (1) "Athletic trainer" means a person licensed under this  
546 part who has met the requirements of ~~under~~ this part, including  
547 the education requirements established ~~as set forth~~ by the  
548 Commission on Accreditation of Athletic Training Education or  
549 its successor organization and necessary credentials from the  
550 Board of Certification. ~~An individual who is licensed as an~~

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551 ~~athletic trainer may not provide, offer to provide, or represent~~  
552 ~~that he or she is qualified to provide any care or services that~~  
553 ~~he or she lacks the education, training, or experience to~~  
554 ~~provide, or that he or she is otherwise prohibited by law from~~  
555 ~~providing.~~

556 Section 16. Section 468.707, Florida Statutes, is amended  
557 to read:

558 468.707 Licensure requirements.—Any person desiring to be  
559 licensed as an athletic trainer shall apply to the department on  
560 a form approved by the department. An applicant shall also  
561 provide records or other evidence, as determined by the board,  
562 to prove he or she has met the requirements of this section. The  
563 department shall license each applicant who:

564 (1) Has completed the application form and remitted the  
565 required fees.

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

570 (3) (a) Has obtained, at a minimum, a baccalaureate or  
571 higher degree from a college or university professional athletic  
572 training degree program accredited by the Commission on  
573 Accreditation of Athletic Training Education or its successor  
574 organization recognized and approved by the United States  
575 Department of Education or the Commission on Recognition of

576 Postsecondary Accreditation, approved by the board, or  
 577 recognized by the Board of Certification, and has passed the  
 578 national examination to be certified by the Board of  
 579 Certification; or-

580 (b)(4) Has obtained, at a minimum, a baccalaureate degree,  
 581 has completed the Board of Certification internship  
 582 requirements, and ~~If graduated before 2004,~~ has a current  
 583 certification from the Board of Certification.

584 (4)(5) Has current certification in both cardiopulmonary  
 585 resuscitation and the use of an automated external defibrillator  
 586 set forth in the continuing education requirements as determined  
 587 by the board pursuant to s. 468.711.

588 (5)(6) Has completed any other requirements as determined  
 589 by the department and approved by the board.

590 Section 17. Subsection (3) of section 468.711, Florida  
 591 Statutes, is amended to read:

592 468.711 Renewal of license; continuing education.-

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

597 Section 18. Section 468.713, Florida Statutes, is amended  
 598 to read:

599 468.713 Responsibilities of athletic trainers.-

600 (1) An athletic trainer shall practice under the direction

601 of a physician licensed under chapter 458, chapter 459, chapter  
602 460, or otherwise authorized by Florida law to practice  
603 medicine. The physician shall communicate his or her direction  
604 through oral or written prescriptions or protocols as deemed  
605 appropriate by the physician for the provision of services and  
606 care by the athletic trainer. An athletic trainer shall provide  
607 service or care in the manner dictated by the physician.

608 (2) An athletic trainer must work within his or her  
609 allowable scope of practice as specified in board rule under s.  
610 468.705. An athletic trainer may not provide, offer to provide,  
611 or represent that he or she is qualified to provide any care or  
612 services that he or she lacks the education, training, or  
613 experience to provide, or that he or she is otherwise prohibited  
614 by law from providing.

615 Section 19. Section 468.723, Florida Statutes, is amended  
616 to read:

617 468.723 Exemptions.—This part does not prohibit ~~prevent~~ or  
618 restrict:

619 (1) A person licensed in this state under another chapter  
620 from engaging in the practice for which he or she is licensed  
621 and acting within the scope of such practice.

622 (2) An athletic training student acting under the direct  
623 supervision of a licensed athletic trainer. For purposes of this  
624 subsection, "direct supervision" means the physical presence of  
625 an athletic trainer so that the athletic trainer is immediately

626 available to the athletic training student and able to intervene  
627 on behalf of the athletic training student. The supervision must  
628 comply with board rule ~~in accordance with the standards set~~  
629 ~~forth by the Commission on Accreditation of Athletic Training~~  
630 ~~Education or its successor.~~

631 (3) A person from administering standard first aid  
632 treatment to another person.

633 (4) A person authorized to practice athletic training in  
634 another state when such person is employed by or a volunteer for  
635 an out-of-state secondary or postsecondary educational  
636 institution, or a recreational, competitive, or professional  
637 organization that is temporarily present in this state.

638 (5) A person providing personal training instruction for  
639 exercise, aerobics, or weightlifting, if the person does not  
640 represent himself or herself as an athletic trainer or as able  
641 to provide "athletic trainer" services and if any recognition or  
642 treatment of injuries is limited to the provision of first aid.

643 (6) Third-party payors from reimbursing employers of  
644 athletic trainers for covered services rendered by a licensed  
645 athletic trainer.

646 Section 20. Subsections (1), (3), and (4) of section  
647 468.803, Florida Statutes, are amended to read:

648 468.803 License, registration, and examination  
649 requirements.—

650 (1) The department shall issue a license to practice

651 orthotics, prosthetics, or pedorthics, or a registration for a  
652 resident to practice orthotics or prosthetics, to qualified  
653 applicants. Licenses shall be granted independently in  
654 orthotics, prosthetics, or pedorthics, but a person may be  
655 licensed in more than one such discipline, and a prosthetist-  
656 orthotist license may be granted to persons meeting the  
657 requirements for both a prosthetist and an orthotist license.  
658 Registrations shall be granted independently in orthotics or  
659 prosthetics, and a person may be registered in both fields at  
660 the same time or jointly in orthotics and prosthetics as a dual  
661 registration.

662 (3) A person seeking to attain the ~~required~~ orthotics or  
663 prosthetics experience required for licensure in this state must  
664 be approved by the board and registered as a resident by the  
665 department. Although a registration may be held in both practice  
666 fields, for independent registrations the board shall not  
667 approve a second registration for ~~until~~ at least 1 year after  
668 the issuance of the first registration. Notwithstanding  
669 subsection (2), a person ~~an applicant~~ who has been approved by  
670 the board and registered by the department in one practice field  
671 may apply for registration in the second practice field without  
672 an additional state or national criminal history check during  
673 the period in which the first registration is valid. Each  
674 independent registration or dual registration is valid for 2  
675 years from the date of issuance unless otherwise revoked by the

676 department upon recommendation of the board. The board shall set  
 677 a registration fee not to exceed \$500 to be paid by the  
 678 applicant. A registration may be renewed once by the department  
 679 upon recommendation of the board for a period no longer than 1  
 680 year, as such renewal is defined by the board by rule. The  
 681 registration renewal fee shall not exceed one-half the current  
 682 registration fee. To be considered by the board for approval of  
 683 registration as a resident, the applicant must have one of the  
 684 following:

685 (a) A Bachelor of Science or higher-level postgraduate  
 686 degree in Orthotics and Prosthetics from a regionally accredited  
 687 college or university recognized by the Commission on  
 688 Accreditation of Allied Health Education Programs. ~~or~~

689 (b) At a minimum, a bachelor's degree from a regionally  
 690 accredited college or university and a certificate in orthotics  
 691 or prosthetics from a program recognized by the Commission on  
 692 Accreditation of Allied Health Education Programs, or its  
 693 equivalent, as determined by the board. ~~or~~

694 (c) At a minimum, a bachelor's degree from a regionally  
 695 accredited college or university and a dual certificate in both  
 696 orthotics and prosthetics from programs recognized by the  
 697 Commission on Accreditation of Allied Health Education Programs,  
 698 or its equivalent, as determined by the board.

699 ~~(b) A Bachelor of Science or higher-level postgraduate~~  
 700 ~~degree in Orthotics and Prosthetics from a regionally accredited~~

701 ~~college or university recognized by the Commission on~~  
702 ~~Accreditation of Allied Health Education Programs or, at a~~  
703 ~~minimum, a bachelor's degree from a regionally accredited~~  
704 ~~college or university and a certificate in prosthetics from a~~  
705 ~~program recognized by the Commission on Accreditation of Allied~~  
706 ~~Health Education Programs, or its equivalent, as determined by~~  
707 ~~the board.~~

708 (4) The department may develop and administer a state  
709 examination for an orthotist or a prosthetist license, or the  
710 board may approve the existing examination of a national  
711 standards organization. The examination must be predicated on a  
712 minimum of a baccalaureate-level education and formalized  
713 specialized training in the appropriate field. Each examination  
714 must demonstrate a minimum level of competence in basic  
715 scientific knowledge, written problem solving, and practical  
716 clinical patient management. The board shall require an  
717 examination fee not to exceed the actual cost to the board in  
718 developing, administering, and approving the examination, which  
719 fee must be paid by the applicant. To be considered by the board  
720 for examination, the applicant must have:

721 (a) For an examination in orthotics:

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

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726 | minimum, a bachelor's degree from a regionally accredited  
727 | college or university and a certificate in orthotics from a  
728 | program recognized by the Commission on Accreditation of Allied  
729 | Health Education Programs, or its equivalent, as determined by  
730 | the board; and

731 |         2. An approved orthotics internship of 1 year of qualified  
732 | experience, as determined by the board, or an orthotic residency  
733 | or dual residency program recognized by the board.

734 |         (b) For an examination in prosthetics:

735 |             1. A Bachelor of Science or higher-level postgraduate  
736 | degree in Orthotics and Prosthetics from a regionally accredited  
737 | college or university recognized by the Commission on  
738 | Accreditation of Allied Health Education Programs or, at a  
739 | minimum, a bachelor's degree from a regionally accredited  
740 | college or university and a certificate in prosthetics from a  
741 | program recognized by the Commission on Accreditation of Allied  
742 | Health Education Programs, or its equivalent, as determined by  
743 | the board; and

744 |             2. An approved prosthetics internship of 1 year of  
745 | qualified experience, as determined by the board, or a  
746 | prosthetic residency or dual residency program recognized by the  
747 | board.

748 |         Section 21. Subsection (5) of section 480.033, Florida  
749 | Statutes, is amended to read:

750 |             480.033 Definitions.—As used in this act:

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

754 Section 22. Subsections (1) and (2) of section 480.041,  
 755 Florida Statutes, are amended, and subsection (8) is added to  
 756 that section, to read:

757 480.041 Massage therapists; qualifications; licensure;  
 758 endorsement.—

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

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

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

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

768 (2) Every person desiring to be examined for licensure as  
 769 a massage therapist shall apply to the department in writing  
 770 upon forms prepared and furnished by the department. Such  
 771 applicants shall be subject to the provisions of s. 480.046(1).  
 772 ~~Applicants may take an examination administered by the~~  
 773 ~~department only upon meeting the requirements of this section as~~  
 774 ~~determined by the board.~~

775 (8) A person issued a license as a massage apprentice

776 before July 1, 2019, may continue that apprenticeship and  
777 perform massage therapy as permitted under that license until it  
778 expires. Upon completion of the apprenticeship, which must occur  
779 before July 1, 2022, a massage apprentice may apply to the board  
780 for full licensure and be granted a license if all other  
781 applicable licensure requirements are met.

782 Section 23. Section 480.042, Florida Statutes, is  
783 repealed.

784 Section 24. Subsection (3) of section 480.046, Florida  
785 Statutes, is amended, and subsection (5) is added to that  
786 section, to read:

787 480.046 Grounds for disciplinary action by the board.—

788 (3) The board may ~~shall have the power to~~ revoke or  
789 suspend the license of a massage establishment licensed under  
790 this act, or ~~to~~ deny subsequent licensure of such an  
791 establishment, if the establishment is owned by an individual or  
792 entity that owned another establishment whose license was  
793 revoked, upon a showing of proof that in either of the following  
794 eases:

795 (a) The current ~~Upon proof that a~~ license has been  
796 obtained by fraud or misrepresentation.

797 (b) ~~Upon proof that~~ The holder of the a license is guilty  
798 of fraud or deceit or of gross negligence, incompetency, or  
799 misconduct in the operation of the currently licensed  
800 establishment ~~so licensed~~.

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801        (c) The owner of the massage establishment or any  
802 individual or individuals providing massage therapy services  
803 within the establishment, in the aggregate or individually, have  
804 had three convictions of, or pleas of guilty or nolo contendere  
805 to, or dismissals of a criminal action after a successful  
806 completion of a pretrial intervention, diversion, or substance  
807 abuse program for any misdemeanor or felony, regardless of  
808 adjudication, a crime in any jurisdiction related to  
809 prostitution and related acts as defined in s. 796.07, which  
810 occurred at or within the establishment.

811        (5) An establishment that has been the subject of  
812 disciplinary action under this section may not apply for  
813 relicensure unless there is a change in ownership.

814        Section 25. Subsection (3) of section 490.003, Florida  
815 Statutes, is amended to read:

816        490.003 Definitions.—As used in this chapter:

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

821        ~~1. An educational institution which, at the time the~~  
822 ~~applicant was enrolled and graduated, had institutional~~  
823 ~~accreditation from an agency recognized and approved by the~~  
824 ~~United States Department of Education or was recognized as a~~  
825 ~~member in good standing with the Association of Universities and~~

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826 ~~Colleges of Canada; and~~

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

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

835 ~~1. a psychology program within~~ an educational institution  
836 ~~that which,~~ at the time the applicant was enrolled and  
837 graduated, had institutional accreditation from an agency  
838 recognized and approved by the United States Department of  
839 Education or was recognized as a member in good standing with  
840 ~~the Association of Universities and Colleges of Canada. The~~  
841 psychology program must have had; and

842 ~~2. A psychology program within that educational~~  
843 ~~institution which,~~ at the time the applicant was enrolled and  
844 graduated, ~~had~~ programmatic accreditation from the American  
845 Psychological Association ~~an agency recognized and approved by~~  
846 ~~the United States Department of Education.~~

847 Section 26. Paragraph (b) of subsection (1) and paragraph  
848 (b) of subsection (2) of section 490.005, Florida Statutes, are  
849 amended to read:

850 490.005 Licensure by examination.—

851 (1) Any person desiring to be licensed as a psychologist  
852 shall apply to the department to take the licensure examination.  
853 The department shall license each applicant who the board  
854 certifies has:

855 (b) Submitted proof satisfactory to the board that the  
856 applicant has:

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

859 2. Received the equivalent of a doctoral-level  
860 psychological education, as defined in s. 490.003(3), from a  
861 program at a school or university located outside the United  
862 States of America ~~and Canada~~, which was officially recognized by  
863 the government of the country in which it is located as an  
864 institution or program to train students to practice  
865 professional psychology. The applicant has the burden of  
866 establishing that the requirements of this provision have been  
867 met ~~shall be upon the applicant.~~

868 ~~3. Received and submitted to the board, prior to July 1,~~  
869 ~~1999, certification of an augmented doctoral-level psychological~~  
870 ~~education from the program director of a doctoral-level~~  
871 ~~psychology program accredited by a programmatic agency~~  
872 ~~recognized and approved by the United States Department of~~  
873 ~~Education; or~~

874 ~~4. Received and submitted to the board, prior to August~~  
875 ~~31, 2001, certification of a doctoral-level program that at the~~

876 ~~time the applicant was enrolled and graduated maintained a~~  
877 ~~standard of education and training comparable to the standard of~~  
878 ~~training of programs accredited by a programmatic agency~~  
879 ~~recognized and approved by the United States Department of~~  
880 ~~Education. Such certification of comparability shall be provided~~  
881 ~~by the program director of a doctoral-level psychology program~~  
882 ~~accredited by a programmatic agency recognized and approved by~~  
883 ~~the United States Department of Education.~~

884 (2) Any person desiring to be licensed as a school  
885 psychologist shall apply to the department to take the licensure  
886 examination. The department shall license each applicant who the  
887 department certifies has:

888 (b) Submitted satisfactory proof to the department that  
889 the applicant:

890 1. Has received a doctorate, specialist, or equivalent  
891 degree from a program primarily psychological in nature and has  
892 completed 60 semester hours or 90 quarter hours of graduate  
893 study, in areas related to school psychology as defined by rule  
894 of the department, from a college or university which at the  
895 time the applicant was enrolled and graduated was accredited by  
896 an accrediting agency recognized and approved by the Council for  
897 Higher Education Accreditation or its successor organization  
898 ~~Commission on Recognition of Postsecondary Accreditation~~ or from  
899 an institution that ~~which~~ is publicly recognized as a member in  
900 good standing with the ~~Association of Universities and Colleges~~

901 ~~of~~ Canada.

902         2. Has had a minimum of 3 years of experience in school  
 903 psychology, 2 years of which must be supervised by an individual  
 904 who is a licensed school psychologist or who has otherwise  
 905 qualified as a school psychologist supervisor, by education and  
 906 experience, as set forth by rule of the department. A doctoral  
 907 internship may be applied toward the supervision requirement.

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

909         Section 27. Subsection (1) of section 490.006, Florida  
 910 Statutes, is amended to read:

911         490.006 Licensure by endorsement.—

912         (1) The department shall license a person as a  
 913 psychologist or school psychologist who, upon applying to the  
 914 department and remitting the appropriate fee, demonstrates to  
 915 the department or, in the case of psychologists, to the board  
 916 that the applicant:

917         ~~(a) Holds a valid license or certificate in another state~~  
 918 ~~to practice psychology or school psychology, as applicable,~~  
 919 ~~provided that, when the applicant secured such license or~~  
 920 ~~certificate, the requirements were substantially equivalent to~~  
 921 ~~or more stringent than those set forth in this chapter at that~~  
 922 ~~time; and, if no Florida law existed at that time, then the~~  
 923 ~~requirements in the other state must have been substantially~~  
 924 ~~equivalent to or more stringent than those set forth in this~~  
 925 ~~chapter at the present time;~~

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

928            ~~(b)-(c)~~ Possesses a doctoral degree in psychology ~~as~~  
 929 ~~described in s. 490.003~~ and has at least 10 ~~20~~ years of  
 930 experience as a licensed psychologist in any jurisdiction or  
 931 territory of the United States within the 25 years preceding the  
 932 date of application.

933            Section 28. Subsection (6) of section 491.0045, Florida  
 934 Statutes, are amended to read:

935            491.0045 Intern registration; requirements.—

936            (6) A registration issued on or before March 31, 2017,  
 937 expires March 31, 2022, and may not be renewed or reissued. Any  
 938 registration issued after March 31, 2017, expires 60 months  
 939 after the date it is issued. The board may make a one-time  
 940 exception from the requirements of this subsection in emergency  
 941 or hardship cases, as defined by board rule, if ~~A subsequent~~  
 942 ~~intern registration may not be issued unless~~ the candidate has  
 943 passed the theory and practice examination described in s.  
 944 491.005(1)(d), (3)(d), and (4)(d).

945            Section 29. Subsections (3) and (4) of section 491.005,  
 946 Florida Statutes, are amended to read:

947            491.005 Licensure by examination.—

948            (3) MARRIAGE AND FAMILY THERAPY.—Upon verification of  
 949 documentation and payment of a fee not to exceed \$200, as set by  
 950 board rule, plus the actual cost of ~~to the department for the~~

951 purchase of the examination from the Association of Marital and  
952 Family Therapy Regulatory Boards ~~Board~~, or similar national  
953 organization, the department shall issue a license as a marriage  
954 and family therapist to an applicant who the board certifies:

955 (a) Has submitted an application and paid the appropriate  
956 fee.

957 (b)1. Has a minimum of a master's degree with major  
958 emphasis in marriage and family therapy, ~~or a closely related~~  
959 field from a program accredited by the Commission on  
960 Accreditation for Marriage and Family Therapy Education or from  
961 a state university program accredited by the Council for  
962 Accreditation of Counseling and Related Educational Programs,  
963 and graduate courses approved by the Board of Clinical Social  
964 Work, Marriage and Family Therapy, and Mental Health Counseling.  
965 ~~has completed all of the following requirements:~~

966 ~~a. Thirty-six semester hours or 48 quarter hours of~~  
967 ~~graduate coursework, which must include a minimum of 3 semester~~  
968 ~~hours or 4 quarter hours of graduate-level course credits in~~  
969 ~~each of the following nine areas: dynamics of marriage and~~  
970 ~~family systems; marriage therapy and counseling theory and~~  
971 ~~techniques; family therapy and counseling theory and techniques;~~  
972 ~~individual human development theories throughout the life cycle;~~  
973 ~~personality theory or general counseling theory and techniques;~~  
974 ~~psychopathology; human sexuality theory and counseling~~  
975 ~~techniques; psychosocial theory; and substance abuse theory and~~

976 ~~counseling techniques. Courses in research, evaluation,~~  
977 ~~appraisal, assessment, or testing theories and procedures;~~  
978 ~~thesis or dissertation work; or practicums, internships, or~~  
979 ~~fieldwork may not be applied toward this requirement.~~

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

984 ~~e. A minimum of one graduate-level course of 3 semester~~  
985 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~  
986 ~~and testing for individual or interpersonal disorder or~~  
987 ~~dysfunction; and a minimum of one 3-semester-hour or 4-quarter-~~  
988 ~~hour graduate-level course in behavioral research which focuses~~  
989 ~~on the interpretation and application of research data as it~~  
990 ~~applies to clinical practice. Credit for thesis or dissertation~~  
991 ~~work, practicums, internships, or fieldwork may not be applied~~  
992 ~~toward this requirement.~~

993 ~~d. A minimum of one supervised clinical practicum,~~  
994 ~~internship, or field experience in a marriage and family~~  
995 ~~counseling setting, during which the student provided 180 direct~~  
996 ~~client contact hours of marriage and family therapy services~~  
997 ~~under the supervision of an individual who met the requirements~~  
998 ~~for supervision under paragraph (c). This requirement may be met~~  
999 ~~by a supervised practice experience which took place outside the~~  
1000 ~~academic arena, but which is certified as equivalent to a~~

1001 ~~graduate-level practicum or internship program which required a~~  
1002 ~~minimum of 180 direct client contact hours of marriage and~~  
1003 ~~family therapy services currently offered within an academic~~  
1004 ~~program of a college or university accredited by an accrediting~~  
1005 ~~agency approved by the United States Department of Education, or~~  
1006 ~~an institution which is publicly recognized as a member in good~~  
1007 ~~standing with the Association of Universities and Colleges of~~  
1008 ~~Canada or a training institution accredited by the Commission on~~  
1009 ~~Accreditation for Marriage and Family Therapy Education~~  
1010 ~~recognized by the United States Department of Education.~~  
1011 ~~Certification shall be required from an official of such~~  
1012 ~~college, university, or training institution.~~

1013       2. If the course title that ~~which~~ appears on the  
1014 applicant's transcript does not clearly identify the content of  
1015 the coursework, the applicant shall ~~be required to~~ provide  
1016 additional documentation, including, but not limited to, a  
1017 syllabus or catalog description published for the course.

1018  
1019 The required master's degree must have been received in an  
1020 institution of higher education which, at the time the applicant  
1021 graduated, ~~was~~ fully accredited by a regional accrediting body  
1022 recognized by the Council for Higher Education Accreditation or  
1023 its successor organization or ~~Commission on Recognition of~~  
1024 ~~Postsecondary Accreditation,~~ publicly recognized as a member in  
1025 good standing with ~~the Association of Universities and Colleges~~

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1026 ~~of Canada,~~ or an institution of higher education located outside  
1027 the United States and Canada, which, at the time the applicant  
1028 was enrolled and at the time the applicant graduated, maintained  
1029 a standard of training substantially equivalent to the standards  
1030 of training of those institutions in the United States which are  
1031 accredited by a regional accrediting body recognized by the  
1032 Council for Higher Education Accreditation or its successor  
1033 organization ~~Commission on Recognition of Postsecondary~~  
1034 ~~Accreditation~~. Such foreign education and training must have  
1035 been received in an institution or program of higher education  
1036 officially recognized by the government of the country in which  
1037 it is located as an institution or program to train students to  
1038 practice as professional marriage and family therapists or  
1039 psychotherapists. The applicant has the burden of establishing  
1040 that the requirements of this provision have been met ~~shall be~~  
1041 ~~upon the applicant~~, and the board shall require documentation,  
1042 including ~~such as~~, but not limited to, an evaluation by a  
1043 foreign equivalency determination service, as evidence that the  
1044 applicant's graduate degree program and education were  
1045 equivalent to an accredited program in this country. An  
1046 applicant with a master's degree from a program that ~~which~~ did  
1047 not emphasize marriage and family therapy may complete the  
1048 coursework requirement in a training institution fully  
1049 accredited by the Commission on Accreditation for Marriage and  
1050 Family Therapy Education recognized by the United States

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1051 Department of Education.

1052 (c) Has had at least 2 years of clinical experience during  
1053 which 50 percent of the applicant's clients were receiving  
1054 marriage and family therapy services, which must be at the post-  
1055 master's level under the supervision of a licensed marriage and  
1056 family therapist with at least 5 years of experience, or the  
1057 equivalent, who is a qualified supervisor as determined by the  
1058 board. An individual who intends to practice in Florida to  
1059 satisfy the clinical experience requirements must register  
1060 pursuant to s. 491.0045 before commencing practice. If a  
1061 graduate has a master's degree with a major emphasis in marriage  
1062 and family therapy or a closely related field that did not  
1063 include all the coursework required under paragraph (b) ~~sub-~~  
1064 ~~subparagraphs (b)1.a.-c.~~, credit for the post-master's level  
1065 clinical experience shall not commence until the applicant has  
1066 completed a minimum of 10 of the courses required under  
1067 paragraph (b) ~~sub-subparagraphs (b)1.a.-c.~~, as determined by the  
1068 board, and at least 6 semester hours or 9 quarter hours of the  
1069 course credits must have been completed in the area of marriage  
1070 and family systems, theories, or techniques. Within the 2 ~~3~~  
1071 years of required experience, the applicant shall provide direct  
1072 individual, group, or family therapy and counseling, to include  
1073 the following categories of cases: unmarried dyads, married  
1074 couples, separating and divorcing couples, and family groups  
1075 including children. A doctoral internship may be applied toward

1076 the clinical experience requirement. A licensed mental health  
 1077 professional must be on the premises when clinical services are  
 1078 provided by a registered intern in a private practice setting.

1079 (d) Has passed a theory and practice examination  
 1080 designated ~~provided~~ by the board ~~department~~ for this purpose.

1081 (e) Has demonstrated, in a manner designated by rule of  
 1082 the board, knowledge of the laws and rules governing the  
 1083 practice of clinical social work, marriage and family therapy,  
 1084 and mental health counseling.

1085 (f) For the purposes of dual licensure, the department  
 1086 shall license as a marriage and family therapist any person who  
 1087 meets the requirements of s. 491.0057. Fees for dual licensure  
 1088 shall not exceed those stated in this subsection.

1089 (4) MENTAL HEALTH COUNSELING.—Upon verification of  
 1090 documentation and payment of a fee not to exceed \$200, as set by  
 1091 board rule, plus the actual per applicant cost ~~to the department~~  
 1092 for purchase of the examination from the National Board for  
 1093 Certified Counselors or its successor ~~Professional Examination~~  
 1094 ~~Service for the National Academy of Certified Clinical Mental~~  
 1095 ~~Health Counselors or a similar national~~ organization, the  
 1096 department shall issue a license as a mental health counselor to  
 1097 an applicant who the board certifies:

1098 (a) Has submitted an application and paid the appropriate  
 1099 fee.

1100 (b)1. Has a minimum of an earned master's degree from a

1101 mental health counseling program accredited by the Council for  
1102 the Accreditation of Counseling and Related Educational Programs  
1103 that consists of at least 60 semester hours or 80 quarter hours  
1104 of clinical and didactic instruction, including a course in  
1105 human sexuality and a course in substance abuse. If the master's  
1106 degree is earned from a program related to the practice of  
1107 mental health counseling that is not accredited by the Council  
1108 for the Accreditation of Counseling and Related Educational  
1109 Programs, then the coursework and practicum, internship, or  
1110 fieldwork must consist of at least 60 semester hours or 80  
1111 quarter hours and meet all of the following requirements:

1112 a. Thirty-three semester hours or 44 quarter hours of  
1113 graduate coursework, which must include a minimum of 3 semester  
1114 hours or 4 quarter hours of graduate-level coursework in each of  
1115 the following 11 content areas: counseling theories and  
1116 practice; human growth and development; diagnosis and treatment  
1117 of psychopathology; human sexuality; group theories and  
1118 practice; individual evaluation and assessment; career and  
1119 lifestyle assessment; research and program evaluation; social  
1120 and cultural foundations; substance abuse; and legal, ethical,  
1121 and professional standards issues in the practice of mental  
1122 health counseling in community settings; and substance abuse.  
1123 Courses in research, thesis or dissertation work, practicums,  
1124 internships, or fieldwork may not be applied toward this  
1125 requirement.

1126           b. A minimum of 3 semester hours or 4 quarter hours of  
1127 graduate-level coursework addressing diagnostic processes,  
1128 including differential diagnosis and the use of the current  
1129 diagnostic tools, such as the current edition of the Diagnostic  
1130 and Statistical Manual of Mental Disorders of the American  
1131 Psychiatric Association. The graduate program must have  
1132 emphasized the common core curricular experience in legal,  
1133 ethical, and professional standards issues in the practice of  
1134 mental health counseling, which includes goals, objectives, and  
1135 practices of professional counseling organizations, codes of  
1136 ethics, legal considerations, standards of preparation,  
1137 certifications and licensing, and the role identity and  
1138 professional obligations of mental health counselors. Courses in  
1139 research, thesis or dissertation work, practicums, internships,  
1140 or fieldwork may not be applied toward this requirement.

1141           c. The equivalent, as determined by the board, of at least  
1142 700 ~~1,000~~ hours of university-sponsored supervised clinical  
1143 practicum, internship, or field experience that includes at  
1144 least 280 hours of direct client services, as required in the  
1145 accrediting standards of the Council for Accreditation of  
1146 Counseling and Related Educational Programs for mental health  
1147 counseling programs. This experience may not be used to satisfy  
1148 the post-master's clinical experience requirement.

1149           2. If the course title that ~~which~~ appears on the  
1150 applicant's transcript does not clearly identify the content of

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1151 the coursework, the applicant shall ~~be required to~~ provide  
1152 additional documentation, including, but not limited to, a  
1153 syllabus or catalog description published for the course.  
1154  
1155 Education and training in mental health counseling must have  
1156 been received in an institution of higher education which, at  
1157 the time the applicant graduated, was ~~+~~ fully accredited by a  
1158 regional accrediting body recognized by the Council for Higher  
1159 Education Accreditation or its successor organization ~~Commission~~  
1160 ~~on Recognition of Postsecondary Accreditation~~; or publicly  
1161 recognized as a member in good standing with ~~the Association of~~  
1162 ~~Universities and Colleges of Canada,~~ + or an institution of  
1163 higher education located outside the United States and Canada, ~~+~~  
1164 which, at the time the applicant was enrolled and at the time  
1165 the applicant graduated, maintained a standard of training  
1166 substantially equivalent to the standards of training of those  
1167 institutions in the United States which are accredited by a  
1168 regional accrediting body recognized by the Council for Higher  
1169 Education Accreditation or its successor organization ~~Commission~~  
1170 ~~on Recognition of Postsecondary Accreditation~~. Such foreign  
1171 education and training must have been received in an institution  
1172 or program of higher education officially recognized by the  
1173 government of the country in which it is located as an  
1174 institution or program to train students to practice as mental  
1175 health counselors. The applicant has the burden of establishing

1176 that the requirements of this provision have been met ~~shall be~~  
1177 ~~upon the applicant~~, and the board shall require documentation,  
1178 such as, but not limited to, an evaluation by a foreign  
1179 equivalency determination service, as evidence that the  
1180 applicant's graduate degree program and education were  
1181 equivalent to an accredited program in this country. Beginning  
1182 July 1, 2025, an applicant must have a master's degree in a  
1183 program that is accredited by the Council for Accreditation of  
1184 Counseling and Related Educational Programs which consists of at  
1185 least 60 semester hours or 80 quarter hours to apply for  
1186 licensure under this paragraph.

1187 (c) Has had at least 2 years of clinical experience in  
1188 mental health counseling, which must be at the post-master's  
1189 level under the supervision of a licensed mental health  
1190 counselor or the equivalent who is a qualified supervisor as  
1191 determined by the board. An individual who intends to practice  
1192 in Florida to satisfy the clinical experience requirements must  
1193 register pursuant to s. 491.0045 before commencing practice. If  
1194 a graduate has a master's degree with a major related to the  
1195 practice of mental health counseling that did not include all  
1196 the coursework required under sub-subparagraphs (b)1.a.-b.,  
1197 credit for the post-master's level clinical experience shall not  
1198 commence until the applicant has completed a minimum of seven of  
1199 the courses required under sub-subparagraphs (b)1.a.-b., as  
1200 determined by the board, one of which must be a course in

1201 psychopathology or abnormal psychology. A doctoral internship  
 1202 may be applied toward the clinical experience requirement. A  
 1203 licensed mental health professional must be on the premises when  
 1204 clinical services are provided by a registered intern in a  
 1205 private practice setting.

1206 (d) Has passed a theory and practice examination  
 1207 designated ~~provided~~ by the board ~~department~~ for this purpose.

1208 (e) Has demonstrated, in a manner designated by rule of  
 1209 the board, knowledge of the laws and rules governing the  
 1210 practice of clinical social work, marriage and family therapy,  
 1211 and mental health counseling.

1212 Section 30. Paragraph (b) of subsection (1) of section  
 1213 491.006, Florida Statutes, is amended to read:

1214 491.006 Licensure or certification by endorsement.—

1215 (1) The department shall license or grant a certificate to  
 1216 a person in a profession regulated by this chapter who, upon  
 1217 applying to the department and remitting the appropriate fee,  
 1218 demonstrates to the board that he or she:

1219 (b)1. Holds an active valid license to practice and has  
 1220 actively practiced the profession for which licensure is applied  
 1221 in another state for 3 of the last 5 years immediately preceding  
 1222 licensure.

1223 ~~2. Meets the education requirements of this chapter for~~  
 1224 ~~the profession for which licensure is applied.~~

1225 ~~2.3.~~ Has passed a substantially equivalent licensing

1226 examination in another state or has passed the licensure  
 1227 examination in this state in the profession for which the  
 1228 applicant seeks licensure.

1229 3.4. Holds a license in good standing, is not under  
 1230 investigation for an act that would constitute a violation of  
 1231 this chapter, and has not been found to have committed any act  
 1232 that would constitute a violation of this chapter. The fees paid  
 1233 by any applicant for certification as a master social worker  
 1234 under this section are nonrefundable.

1235 Section 31. Subsection (3) of section 491.007, Florida  
 1236 Statutes, are amended to read:

1237 491.007 Renewal of license, registration, or certificate.—

1238 ~~(3) The board or department shall prescribe by rule a~~  
 1239 ~~method for the biennial renewal of an intern registration at a~~  
 1240 ~~fee set by rule, not to exceed \$100.~~

1241 Section 32. Subsection (2) of section 491.009, Florida  
 1242 Statutes, is amended to read:

1243 491.009 Discipline.—

1244 (2) The board ~~department,~~ or, in the case of certified  
 1245 master social workers ~~psychologists,~~ the department ~~board,~~ may  
 1246 enter an order denying licensure or imposing any of the  
 1247 penalties authorized in s. 456.072(2) against any applicant for  
 1248 licensure or licensee who is found guilty of violating any  
 1249 provision of subsection (1) of this section or who is found  
 1250 guilty of violating any provision of s. 456.072(1).

1251 Section 33. Paragraph (c) of subsection (2) of section  
 1252 491.0046, Florida Statutes, is amended to read:

1253 491.0046 Provisional license; requirements.—

1254 (2) The department shall issue a provisional clinical  
 1255 social worker license, provisional marriage and family therapist  
 1256 license, or provisional mental health counselor license to each  
 1257 applicant who the board certifies has:

1258 (c) Has met the following minimum coursework requirements:

1259 1. For clinical social work, a minimum of 15 semester  
 1260 hours or 22 quarter hours of the coursework required by s.  
 1261 491.005(1)(b)2.b.

1262 2. For marriage and family therapy, 10 of the courses  
 1263 required by s. 491.005(3)(b)1. ~~s. 491.005(3)(b)1.a.-e.~~, as  
 1264 determined by the board, and at least 6 semester hours or 9  
 1265 quarter hours of the course credits must have been completed in  
 1266 the area of marriage and family systems, theories, or  
 1267 techniques.

1268 3. For mental health counseling, a minimum of seven of the  
 1269 courses required under s. 491.005(4)(b)1 ~~s. 491.005(4)(b)1.a.-e.~~

1270 Section 34. Subsection (11) of section 945.42, Florida  
 1271 Statutes, is amended to read:

1272 945.42 Definitions; ss. 945.40-945.49.—As used in ss.  
 1273 945.40-945.49, the following terms shall have the meanings  
 1274 ascribed to them, unless the context shall clearly indicate  
 1275 otherwise:

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1276 (11) "Psychological professional" means a behavioral  
1277 practitioner who has an approved doctoral degree in psychology  
1278 as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by  
1279 the department or who is licensed as a psychologist pursuant to  
1280 chapter 490.

1281 Section 35. This act shall take effect July 1, 2019.