

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>      </u>	(Y/N)
ADOPTED AS AMENDED	<u>      </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>      </u>	(Y/N)
FAILED TO ADOPT	<u>      </u>	(Y/N)
WITHDRAWN	<u>      </u>	(Y/N)
OTHER	<u>          </u>	

Committee/Subcommittee hearing bill: Health & Human Services  
Committee

Representative Alvarez, J. offered the following:

**Amendment**

Remove lines 27-103 and insert:

(2) "Acupuncturist" means any person licensed as provided in  
this chapter to practice acupuncture as a primary health care  
provider.

(3) "Board" means the Board of Acupuncture.

(4)~~(5)~~ "Department" means the Department of Health.

(5) "Direct supervision" means the immediate onsite  
supervision of other Florida licensees where the acupuncturist  
individually or collectively assumes legal liability for the  
supervised actions.

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16 (6) "Eastern ~~Oriental~~ medicine" means the use of a  
17 practice that employs assessment, health history, physical  
18 examination, the use of acupuncture diagnosis and diagnostic  
19 techniques, acupuncture, electroacupuncture, Qi Gong, eastern  
20 ~~oriental~~ massage, herbal therapy, dietary guidelines, acupoint  
21 injection, and other adjunctive therapies.

22 (7)-(4) "License" means the document of authorization  
23 issued by the department for a person to engage in the practice  
24 of acupuncture.

25 (8) "Practice of acupuncture" means to provide services  
26 that apply traditional Chinese medical concepts, anatomy and  
27 physiology, and modern eastern medical techniques using  
28 acupuncture and eastern medicine, and the exercise of  
29 prescription rights as specifically limited by subsection 9 to  
30 identify and evaluate and manage abnormal conditions, for the  
31 promotion, maintenance, and restoration of health. The practice  
32 of acupuncture includes stimulation of points, areas of the  
33 body, and tissues using needles and devices.

34 (9)-(7) "Prescriptive rights" means the prescription,  
35 administration, and use of needles and devices, restricted  
36 devices, and prescription devices, and the recommendation for or  
37 ordering of, or administration of herbs, homeopathics, and other  
38 nutritional supplements in sterile form, ~~that are~~ used in the  
39 practice of acupuncture and eastern ~~oriental~~ medicine unless  
40 otherwise prohibited by state or federal law or regulation. For

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41 the purposes of this subsection herbs, homeopathics, and other  
42 nutritional supplements in sterile form includes, vitamins,  
43 minerals, lipids, sugars, carbohydrates, and amino acids. The  
44 term does not include ophthalmic or oral inhalation drugs in  
45 aqueous format, corticosteroids, antibiotics, vaccinations,  
46 botulinum toxin, and controlled substances as defined in s.  
47 893.02, medicinal drugs as defined in s. 465.003(15), or other  
48 medications not used for the practice of acupuncture.

49 **Section 2. Paragraphs (b), (c), and (d) of subsection (2)**  
50 **of section 457.105, Florida Statutes, are amended, and paragraph**  
51 **(e) is added to that subsection, to read:**

52 457.105 Licensure qualifications and fees.—

53 (2) A person may become licensed to practice acupuncture  
54 if the person applies to the department and:

55 (b) Has completed 60 college credits from an accredited  
56 postsecondary institution as a prerequisite to enrollment in an  
57 authorized ~~3-year course of study in acupuncture and oriental~~  
58 ~~medicine, and has completed a 3-year course of study in~~  
59 ~~acupuncture and oriental medicine, and effective July 31, 2001,~~  
60 ~~a 4-year course of study in acupuncture and eastern oriental~~  
61 ~~medicine, which meets standards established by the board by~~  
62 ~~rule, including which standards include, but are not limited to,~~  
63 ~~successful completion of academic courses in western anatomy,~~  
64 ~~western physiology, western pathology, western biomedical~~

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terminology, first aid, ~~and~~ cardiopulmonary resuscitation (CPR),  
and sixty (60) hours of study in injection therapy.

~~However, any person who enrolled in an authorized course of  
study in acupuncture before August 1, 1997, must have completed  
only a 2-year course of study which meets standards established  
by the board by rule, which standards must include, but are not  
limited to, successful completion of academic courses in western  
anatomy, western physiology, and western pathology;~~

(c) Has successfully completed a board-approved national  
examination and certification process ~~or~~, meets the