

By Senator Davis

5-00545-26

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A bill to be entitled
An act relating to protection from surgical smoke;
creating s. 395.1013, F.S.; defining the terms "smoke
evacuation system" and "surgical smoke"; requiring
hospitals and ambulatory surgical centers, by a
specified date, to adopt and implement policies
requiring the use of smoke evacuation systems during
certain surgical procedures; providing an effective
date.

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

Section 1. Section 395.1013, Florida Statutes, is created
to read:

395.1013 Smoke evacuation systems required.-

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

(a) "Smoke evacuation system" means equipment that
effectively captures, filters, and eliminates surgical smoke at
the point of origin before the smoke makes contact with the eyes
or respiratory tracts of occupants in the room.

(b) "Surgical smoke" means the gaseous byproduct produced
by energy-generating devices, such as lasers and electrosurgical
devices. The term includes, but is not limited to, surgical
plume, smoke plume, bioaerosols, laser-generated airborne
contaminants, and lung-damaging dust.

(2) By January 1, 2027, each licensed facility shall adopt
and implement policies that require the use of a smoke
evacuation system during any surgical procedure that is likely
to generate surgical smoke.

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Section 2. This act shall take effect July 1, 2026.