



26 | authorizing the board to enter an order imposing  
27 | certain sanctions against or conditions on an  
28 | applicant under certain circumstances; creating s.  
29 | 462.008, F.S.; providing for licensure by endorsement  
30 | of naturopathic doctors; renumbering and amending s.  
31 | 462.08, F.S.; revising requirements for licensure  
32 | renewal for naturopathic doctors; requiring the  
33 | department to adopt rules; renumbering and amending s.  
34 | 462.18, F.S.; revising continuing education  
35 | requirements for naturopathic doctors; requiring  
36 | naturopathic doctors to use the department's  
37 | electronic continuing education tracking system to  
38 | demonstrate compliance with continuing education  
39 | requirements; renumbering and amending s. 462.19,  
40 | F.S.; revising provisions related to reactivation of  
41 | inactive naturopathic doctor licenses; requiring the  
42 | board to adopt certain rules; renumbering and amending  
43 | s. 462.14, F.S.; revising grounds for disciplinary  
44 | action; repealing s. 462.17, F.S.; relating to penalty  
45 | for offenses relating to naturopathy; amending ss.  
46 | 20.43, 381.0031, 468.301, 476.044, 477.0135, 485.003,  
47 | 486.161, 627.351, 893.02, and 921.0022, F.S.;  
48 | conforming provisions to changes made by the act;  
49 | providing an effective date.  
50 |

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

52

53 **Section 1.** Chapter 462, Florida Statutes, entitled  
 54 "Naturopathy," is redesignated as "Naturopathic Medicine."

55 **Section 2. Section 462.001, Florida Statutes, is created**  
 56 **to read:**

57 462.001 Legislative findings; purpose.—The Legislature  
 58 finds that the interest of public health requires modernization  
 59 of regulation related to naturopathy in this state. Since 1927,  
 60 when Florida first regulated naturopathy, the profession and its  
 61 role within the healthcare industry have evolved including the  
 62 distinction that exists today between naturopathy and  
 63 naturopathic medicine, and this chapter reflects that evolution.  
 64 It is the intent of the Legislature to free naturopathy in this  
 65 state by removing the near total ban on the profession that has  
 66 been in place since 1959 by ensuring:

67 (1) Naturopathy is offered by naturopaths in this state.

68 (2) Naturopathic medicine is practiced in this state by  
 69 issuing licenses to naturopathic doctors who meet clear  
 70 standards of education and training, and who are held  
 71 accountable for safe practice.

72 **Section 3. Section 462.002, Florida Statutes, is created**  
 73 **to read:**

74 462.002 Exceptions.—

75 (1) This chapter does not apply to:

76 (a) Other duly licensed health care practitioners acting  
77 within their respective scopes of practice, as authorized by  
78 general law.

79 (b) Students practicing under the direct supervision of a  
80 licensed naturopathic doctor as part of a preceptorship program  
81 while enrolled in a college or university program that is  
82 accredited by, or has candidacy status with, the Council on  
83 Naturopathic Medical Education or an equivalent accrediting body  
84 for the naturopathic medical profession which is recognized by  
85 the United States Department of Education and the board.

86 (c) Naturopathic residents practicing under the direct  
87 supervision of a licensed naturopathic doctor at a residency  
88 site recognized by the Council on Naturopathic Medical Education  
89 or by an equivalent accrediting body for the naturopathic  
90 medical profession which is recognized by the United States  
91 Department of Education or the board.

92 (d) A naturopathic doctor who holds an active license in  
93 another jurisdiction of the United States or Canada and is  
94 performing naturopathic procedures or demonstrating equipment or  
95 supplies for educational purposes at a board-approved continuing  
96 education program.

97 (e) The practice of the religious tenets of any church in  
98 this state.

99 (f) The domestic administration of recognized family  
100 remedies.

101        (2) This chapter does not prohibit:

102        (a) A person who sells a dietary supplement from providing

103 information about the dietary supplement.

104        (b) Any person:

105        1. Not licensed as a naturopathic doctor from employing in

106 his or her occupation Ayurveda, herbalism, homeopathy,

107 naturopathy as defined in s. 462.003, nutrition, traditional

108 Chinese medicine, or other natural therapy included as part of

109 the practice of naturopathic medicine, as defined in s. 462.003;

110 or

111        2. From using terms, including, but not limited to,

112 "certified naturopath," "naturopath," "naturopathy,"

113 "traditional naturopath," or "traditional naturopath," provided

114 that the person does not:

115        a. Use a title protected under s. 462.006; or

116        b. Represent or assume the character or appearance of a

117 person described in s. 462.006.

118        **Section 4. Section 462.01, Florida Statutes, is renumbered**

119 **as section 462.003, Florida Statutes, and amended to read:**

120        462.003 ~~462.01~~ Definitions.—As used in this chapter, the

121 term:

122        (1) "Board" means the Board of Naturopathic Medicine.

123        (2) "Department" means the Department of Health.

124        (3) (a) "Naturopathic medicine" and "practice of

125 naturopathic medicine" mean the diagnosis, prevention, and

126 treatment by a naturopathic doctor of any deformity, disease,  
127 injury, pain, or other physical or mental condition using  
128 botanical or fungal extracts, clinical nutrition, counseling  
129 techniques, dietary supplements, environmental medicine,  
130 homeopathic remedies, imaging studies, laboratory testing,  
131 lifestyle medicine, natural substances, physical exam, or  
132 physical medicine in a manner consistent with the education  
133 offered by naturopathic doctoral degree programs accredited by,  
134 or having candidacy status with, the Council on Naturopathic  
135 Medical Education or another accrediting agency recognized by  
136 the United States Department of Education or the board, and  
137 applied in a manner consistent with the principles of  
138 naturopathic medicine and the naturopathic therapeutic order  
139 defined herein.

140 (b) The term does not include any of the following:

141 1. Prescribing, dispensing, or administering any legend  
142 drug or prescription drug outside of natural, non-pharmacologic  
143 substances such as but not to limited vitamin B12.

144 2. Performing any surgical procedure.

145 3. Practicing or claiming to practice as a medical doctor  
146 or physician, an osteopathic physician, a dentist, a podiatric  
147 physician, an optometrist, a psychologist, a nurse practitioner,  
148 a physician assistant, a chiropractic physician, a physical  
149 therapist, an acupuncturist, a midwife, a licensed dietician, or  
150 a health care practitioner as defined in s. 456.001.

- 151        4. Using general or spinal anesthetics.
- 152        5. Administering ionizing radioactive substances.
- 153        6. Performing chiropractic or osteopathic adjustments or  
 154 manipulations that include high-velocity thrusts at or beyond  
 155 the end range of normal joint motion, unless the naturopathic  
 156 doctor is also licensed as a chiropractic physician or an  
 157 osteopathic physician.
- 158        7. Performing acupuncture, unless the naturopathic doctor  
 159 is also licensed as an acupuncturist.
- 160        8. Managing labor and delivery, unless the naturopathic  
 161 doctor is also a licensed midwife.
- 162        (4) "Naturopathic doctor" means a person who is licensed  
 163 to practice naturopathic medicine under this chapter.
- 164        (5) "Naturopathic therapeutic order" means a principle  
 165 defined by the American Association of Naturopathic Physicians  
 166 to guide naturopathic doctors in resolving a patient's symptoms  
 167 and addressing the root cause of a patient's disease while using  
 168 the least therapeutic force necessary.
- 169        (6)-(1) "Natureopathy" and "Naturopathy" is shall be  
 170 construed as synonymous with "traditional naturopathy" and is  
 171 understood to be distinct from naturopathic medicine, means the  
 172 traditional, non-invasive health practice offered by naturopaths  
 173 and traditional naturopaths focusing on education about natural  
 174 practices and substances that can be used to promote general  
 175 health and well-being terms and mean the use and practice of

176 ~~psychological, mechanical, and material health sciences to aid~~  
177 ~~in purifying, cleansing, and normalizing human tissues for the~~  
178 ~~preservation or restoration of health, according to the~~  
179 ~~fundamental principles of anatomy, physiology, and applied~~  
180 ~~psychology, as may be required. Naturopathic practice employs,~~  
181 ~~among other agencies, phytotherapy, dietetics, psychotherapy,~~  
182 ~~suggestotherapy, hydrotherapy, zone therapy, biochemistry,~~  
183 ~~external applications, electrotherapy, mechanotherapy,~~  
184 ~~mechanical and electrical appliances, hygiene, first aid,~~  
185 ~~sanitation, and heliotherapy; provided, however, that nothing in~~  
186 ~~this chapter shall be held or construed to authorize any~~  
187 ~~naturopathic physician licensed hereunder to practice materia~~  
188 ~~medica or surgery or chiropractic medicine, nor shall the~~  
189 ~~provisions of this law in any manner apply to or affect the~~  
190 ~~practice of osteopathic medicine, chiropractic medicine,~~  
191 ~~Christian Science, or any other treatment authorized and~~  
192 ~~provided for by law for the cure or prevention of disease and~~  
193 ~~ailments.~~

194 (7) "Principles of naturopathic medicine" means the  
195 foundations of naturopathic medical education and practice as  
196 set forth by the American Association of Naturopathic Physicians  
197 or the board and embodied in the education offered by  
198 naturopathic doctoral degree programs accredited by, or having  
199 candidacy status with, the Council on Naturopathic Medical  
200 Education or another accrediting agency recognized by the United

201 States Department of Education or the board, and including all  
 202 of the following principles:

203 (a) The healing power of nature.

204 (b) Identify and treat the causes.

205 (c) First do no harm.

206 (d) Doctor as teacher.

207 (e) Treat the whole person.

208 (f) Prevention.

209 **Section 5. Section 462.004, Florida Statutes, is created**  
 210 **to read:**

211 462.004 Board of Naturopathic Medicine.—

212 (1) There is created within the department the Board of  
 213 Naturopathic Medicine, composed of seven members appointed by  
 214 the Governor and confirmed by the Senate.

215 (2) (a) Four members of the board must be licensed  
 216 naturopathic doctors who are residents of this state.

217 (b) Two members of the board must be physicians licensed  
 218 under chapter 458 or chapter 459 who are residents of this  
 219 state.

220 (c) One member must be a resident of this state who is  
 221 not, and has never been, licensed as a naturopathic doctor, an  
 222 osteopathic physician, a physician, or any other closely related  
 223 profession.

224 (d) At least one member must be 60 years of age or older.

225 (3) As the terms of the members expire, the Governor shall

226 appoint successors for terms of 4 years, and such members shall  
227 serve until their successors are appointed.

228 (4) All provisions of chapter 456 relating to the board  
229 shall apply.

230 **Section 6. Section 462.023, Florida Statutes, is**  
231 **renumbered as section 462.005, Florida Statutes, and amended to**  
232 **read:**

233 462.005 462.023 Rulemaking authority; powers and duties of  
234 the board department.—The board department may adopt such rules  
235 pursuant to ss. 120.536(1) and 120.54 to implement the  
236 provisions of this chapter conferring duties upon it as are  
237 necessary to carry out the purposes of this chapter, initiate  
238 disciplinary action as provided by this chapter, and shall  
239 establish fees based on its estimates of the revenue required to  
240 administer this chapter but shall not exceed the fee amounts  
241 provided in this chapter. The department shall not adopt any  
242 rules which would cause any person who was not licensed in  
243 accordance with this chapter on July 1, 1959, and had not been a  
244 resident of the state for 2 years prior to such date, to become  
245 licensed.

246 **Section 7. Section 462.006, Florida Statutes, is created**  
247 **to read:**

248 462.006 License required.—

249 (1) Unless licensed under this chapter, a person may not  
250 practice naturopathic medicine in this state and may not

251 promote, identify, or describe herself or himself as a "doctor  
252 of naturopathic medicine," or a "naturopathic doctor" or use the  
253 post-nominals "N.D." or "N.M.D."

254 (2) A person who violates this section commits a  
255 misdemeanor of the second degree, punishable as provided in s.  
256 775.082 or s. 775.083.

257 **Section 8. Section 462.007, Florida Statutes, is created**  
258 **to read:**

259 462.007 Licensure by examination.—

260 (1) Any person desiring to be licensed as a naturopathic  
261 doctor must apply to the department on forms furnished by the  
262 department. The department shall license each applicant who  
263 completes the application form and who the board certifies has  
264 met all of the following criteria:

265 (a) Is at least 21 years of age.

266 (b) Has received a bachelor's degree from one of the  
267 following:

268 1. A college or university accredited by an accrediting  
269 agency recognized by the United States Department of Education  
270 or the Council for Higher Education Accreditation or its  
271 successor entity recognized by the board;

272 2. A college or university in Canada which is a member of  
273 Universities Canada or a successor entity recognized by the  
274 board; or

275 3. A college or university in a foreign country, other

276 than Canada, when such applicant has provided evidence that her  
277 or his educational credentials are deemed equivalent to those  
278 provided in this country or Canada. To have educational  
279 credentials deemed equivalent, the applicant must provide her or  
280 his foreign educational credentials, including transcripts,  
281 course descriptions or syllabi, and diplomas, to a nationally  
282 recognized educational credential evaluating agency approved by  
283 the board for the evaluation and determination of equivalency of  
284 the foreign educational credentials.

285 (c) Has received a naturopathic doctoral degree from a  
286 college or program accredited by, or having candidacy status  
287 with, the Council on Naturopathic Medical Education or another  
288 accrediting agency recognized by the United States Department of  
289 Education or the board.

290 (d) Is physically and mentally fit to practice as a  
291 naturopathic doctor.

292 (e) Is of good moral character.

293 (f) Submits to background screening in accordance with s.  
294 456.0135.

295 (g) Has obtained a passing score on Part I - Biomedical  
296 Science Examination and Part II - Core Clinical Science  
297 Examination of the competency-based national Naturopathic  
298 Physician Licensing Examination administered by the North  
299 American Board of Naturopathic Examiners, or an equivalent  
300 examination offered by an equivalent or successor entity, as

301 approved by the board.

302 (2) The department and the board shall ensure that  
303 applicants for licensure satisfy the applicable criteria in this  
304 section through an investigative process. If the investigative  
305 process is not completed within the timeframe established in s.  
306 120.60(1) and the department or board has reason to believe that  
307 the applicant does not meet such criteria, the State Surgeon  
308 General or her or his designee may issue a 90-day licensure  
309 delay, which must be in writing and sufficient to notify the  
310 applicant of the reason for the delay. This subsection prevails  
311 over any conflicting provision of s. 120.60(1).

312 (3) The board may not certify to the department for  
313 licensure any applicant who is under investigation in another  
314 jurisdiction for an offense that would constitute a violation of  
315 this chapter or chapter 456 until the investigation has been  
316 completed.

317 (4) If the board determines that an applicant for  
318 licensure has failed to meet, to the board's satisfaction, any  
319 of the requirements of this section, the board may take one of  
320 the following actions:

321 (a) Refusal to certify to the department an application  
322 for licensure.

323 (b) Certification to the department of an application for  
324 licensure with restrictions on the scope of practice of the  
325 naturopathic doctor.

326        (c) Certification to the department of an application for  
 327 licensure with a probationary period for the applicant, subject  
 328 to such conditions as the board specifies, including, but not  
 329 limited to, requiring the naturopathic doctor to submit to  
 330 treatment, attend continuing education courses, submit to  
 331 reexamination, or work under the supervision of another  
 332 naturopathic doctor.

333        **Section 9. Section 462.008, Florida Statutes, is created**  
 334 **to read:**

335        462.008 Licensure by endorsement.—The department shall  
 336 issue a license to practice naturopathic medicine by endorsement  
 337 to an applicant who, upon applying to the department on forms  
 338 furnished by the department, the board certifies has met the  
 339 requirements for licensure by endorsement under s. 456.0145.

340        **Section 10. Section 462.08, Florida Statutes, is**  
 341 **renumbered as section 462.009, Florida Statutes, and amended to**  
 342 **read:**

343        462.009 ~~462.08~~ Renewal of license to practice naturopathic  
 344 medicine naturopathy.—

345        (1) In order to continue practicing naturopathic medicine  
 346 in this state, each licensed naturopathic doctor must  
 347 licenseholder shall biennially renew her or his license to  
 348 practice naturopathic medicine naturopathy. The applicant for  
 349 license renewal must furnish to the board department such  
 350 evidence as it requires of the applicant's compliance with s.

351 462.011 ~~s. 462.18~~, relating to continuing education ~~educational~~  
352 requirements. The nonrefundable biennial renewal fee, the amount  
353 of which shall be determined by the department but which may not  
354 exceed \$1,000, must be paid at the time the application for  
355 renewal of the license is filed.

356 (2) The department shall adopt rules establishing  
357 procedures for the biennial renewal of licenses under this  
358 chapter.

359 **Section 11. Section 462.18, Florida Statutes, is**  
360 **renumbered as section 462.011, Florida Statutes, and amended to**  
361 **read:**

362 462.011 ~~462.18~~ Continuing education ~~Educational~~  
363 requirements.-

364 (1) At the time each licensee renews ~~shall renew~~ her or  
365 his license as ~~otherwise~~ provided in s. 462.009 ~~this chapter~~,  
366 each licensee must, ~~in addition to the payment of the regular~~  
367 ~~renewal fee~~, shall furnish to the department satisfactory  
368 evidence that, in the preceding biennial period, the licensee  
369 has completed the continuing education requirements of this  
370 section.

371 (2) The board shall require each licensee to complete at  
372 least 60 hours of continuing education during each biennial  
373 renewal period.

374 (a) The board shall approve organizations that accredit  
375 naturopathic continuing education providers, including, but not

376 limited to, the American Association of Naturopathic Physicians,  
377 and the North American Naturopathic Continuing Education  
378 Accreditation Council.

379 (b) The determination of whether substitute continuing  
380 education programs are permissible is solely within the  
381 discretion of the board.

382 (3) The licensee must use the electronic continuing  
383 education tracking system developed by the department under s.  
384 456.0361 to demonstrate compliance with the continuing education  
385 requirements of this section ~~year preceding each such~~  
386 ~~application for renewal, the licensee has attended the 2-day~~  
387 ~~educational program as promulgated and conducted by the Florida~~  
388 ~~Naturopathic Physicians Association, Inc., or, as a substitute~~  
389 ~~therefor, the equivalent of that program as approved by the~~  
390 ~~department. The department shall send a written notice to this~~  
391 ~~effect to every person holding a valid license to practice~~  
392 ~~naturopathy within this state at least 30 days prior to May 1 in~~  
393 ~~each even-numbered year, directed to the last known address of~~  
394 ~~such licensee, and shall enclose with the notice proper blank~~  
395 ~~forms for application for annual license renewal. All of the~~  
396 ~~details and requirements of the aforesaid educational program~~  
397 ~~shall be adopted and prescribed by the department. In the event~~  
398 ~~of national emergencies, or for sufficient reason, the~~  
399 ~~department shall have the power to excuse the naturopathic~~  
400 ~~physicians as a group or as individuals from taking this~~

401 ~~postgraduate course.~~

402 ~~(2) The determination of whether a substitute annual~~  
 403 ~~educational program is necessary shall be solely within the~~  
 404 ~~discretion of the department.~~

405 **Section 12. Section 462.19, Florida Statutes, is**  
 406 **renumbered as section 462.012, Florida Statutes, and amended to**  
 407 **read:**

408 462.012 ~~462.19~~ Renewal of license; inactive status;  
 409 reactivation of license.-

410 (1) A licensee may reactivate an inactive license by  
 411 applying to the department.

412 (2) The board shall adopt rules relating to the  
 413 reactivation of licenses that have become inactive and the  
 414 renewal of inactive licenses. The rules must include continuing  
 415 education requirements as a condition for reactivating a  
 416 license. The continuing education requirements for reactivating  
 417 a license may not be fewer than 20 classroom hours for each year  
 418 the license was inactive.

419 ~~(1) The department shall renew a license upon receipt of~~  
 420 ~~the renewal application and fee.~~

421 ~~(2) A licensee may request that her or his license be~~  
 422 ~~placed in an inactive status by making application to the~~  
 423 ~~department and paying a fee in an amount set by the department~~  
 424 ~~not to exceed \$50.~~

425 **Section 13. Section 462.14, Florida Statutes, is**

426 **renumbered as section 462.017, Florida Statutes, and amended to**  
 427 **read:**

428 462.017 ~~462.14~~ Grounds for disciplinary action; action by  
 429 the department.—

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

432 (1) ~~(a)~~ Attempting to obtain, obtaining, or renewing a  
 433 license to practice naturopathic medicine by bribery, by  
 434 fraudulent misrepresentation, or through an error of the  
 435 department.

436 (2) ~~(b)~~ Having a license to practice naturopathic medicine  
 437 revoked, suspended, or otherwise acted against, including the  
 438 denial of licensure, by the licensing authority of another  
 439 state, territory, or country.

440 (3) ~~(c)~~ Being convicted or found guilty, regardless of  
 441 adjudication, of a crime in any jurisdiction which directly  
 442 relates to the practice of naturopathic medicine or to the  
 443 ability to practice naturopathic medicine. Any plea of nolo  
 444 contendere shall be considered a conviction for purposes of this  
 445 chapter.

446 (4) ~~(d)~~ False, deceptive, or misleading advertising related  
 447 to the practice of naturopathic medicine.

448 (5) ~~(e)~~ Advertising, practicing, or attempting to practice  
 449 under a name other than one's own.

450 (6) ~~(f)~~ Failing to report to the department any person who

451 the licensee knows is in violation of this chapter or of the  
 452 rules of the department. However, a person who the licensee  
 453 knows is unable to practice naturopathic medicine with  
 454 reasonable skill and safety to patients by reason of illness or  
 455 use of alcohol, drugs, narcotics, chemicals, or any other type  
 456 of material, or as a result of a mental or physical condition,  
 457 may be reported to a consultant operating an impaired  
 458 practitioner program as described in s. 456.076 rather than to  
 459 the department.

460 (7)~~(g)~~ Aiding, assisting, procuring, employing, or  
 461 advising any unlicensed person to practice naturopathic medicine  
 462 contrary to this chapter or to a rule of the department.

463 (8)~~(h)~~ Failing to perform any statutory or legal  
 464 obligation placed upon a licensed naturopathic doctor ~~physician~~.

465 (9)~~(i)~~ Making or filing a report which the licensee knows  
 466 to be false, intentionally or negligently failing to file a  
 467 report or record required by state or federal law, willfully  
 468 impeding or obstructing such filing or inducing another person  
 469 to do so. Such reports or records shall include only those which  
 470 are signed in the capacity as a licensed naturopathic doctor  
 471 ~~physician~~.

472 ~~(j) Paying or receiving any commission, bonus, kickback,~~  
 473 ~~or rebate, or engaging in any split-fee arrangement in any form~~  
 474 ~~whatsoever with a physician, organization, agency, or person,~~  
 475 ~~either directly or indirectly, for patients referred to~~

476 ~~providers of health care goods and services, including, but not~~  
477 ~~limited to, hospitals, nursing homes, clinical laboratories,~~  
478 ~~ambulatory surgical centers, or pharmacies. The provisions of~~  
479 ~~This paragraph shall not be construed to prevent a naturopathic~~  
480 ~~physician from receiving a fee for professional consultation~~  
481 ~~services.~~

482 (10) ~~(k)~~ Exercising influence within a patient-physician  
483 relationship for purposes of engaging a patient in sexual  
484 activity. A patient is ~~shall be~~ presumed to be incapable of  
485 giving free, full, and informed consent to sexual activity with  
486 her or his naturopathic doctor ~~physician~~.

487 ~~(l) Making deceptive, untrue, or fraudulent~~  
488 ~~representations in the practice of naturopathic medicine or~~  
489 ~~employing a trick or scheme in the practice of naturopathic~~  
490 ~~medicine when such scheme or trick fails to conform to the~~  
491 ~~generally prevailing standards of treatment in the medical~~  
492 ~~community.~~

493 ~~(m) Soliciting patients, either personally or through an~~  
494 ~~agent, through the use of fraud, intimidation, undue influence,~~  
495 ~~or a form of overreaching or vexatious conduct. A "solicitation"~~  
496 ~~is any communication which directly or implicitly requests an~~  
497 ~~immediate oral response from the recipient.~~

498 (11) ~~(n)~~ Failing to keep written medical records justifying  
499 the course of treatment of the patient, ~~including, but not~~  
500 ~~limited to, patient histories, examination results, test~~

501 ~~results, X rays, and records of the prescribing, dispensing and~~  
502 ~~administering of drugs.~~

503 (12) ~~(e)~~ Exercising influence on the patient ~~or client~~ in  
504 such a manner as to exploit the patient ~~or client~~ for the  
505 financial gain of the licensee or of a third party, ~~which shall~~  
506 ~~include, but not be limited to, the promoting or selling of~~  
507 ~~services, goods, appliances, or drugs and the promoting or~~  
508 ~~advertising on any prescription form of a community pharmacy~~  
509 ~~unless the form also states "This prescription may be filled at~~  
510 ~~any pharmacy of your choice."~~

511 ~~(p)~~ ~~Performing professional services which have not been~~  
512 ~~duly authorized by the patient or client, or her or his legal~~  
513 ~~representative, except as provided in s. 743.064, s. 766.103, or~~  
514 ~~s. 768.13.~~

515 ~~(q)~~ ~~Prescribing, dispensing, administering, mixing, or~~  
516 ~~otherwise preparing a legend drug, including any controlled~~  
517 ~~substance, other than in the course of the naturopathic~~  
518 ~~physician's professional practice. For the purposes of this~~  
519 ~~paragraph, it shall be legally presumed that prescribing,~~  
520 ~~dispensing, administering, mixing, or otherwise preparing legend~~  
521 ~~drugs, including all controlled substances, inappropriately or~~  
522 ~~in excessive or inappropriate quantities is not in the best~~  
523 ~~interest of the patient and is not in the course of the~~  
524 ~~naturopathic physician's professional practice, without regard~~  
525 ~~to her or his intent.~~

526 ~~(r) Prescribing, dispensing, or administering any~~  
 527 ~~medicinal drug appearing on any schedule set forth in chapter~~  
 528 ~~893 by the naturopathic physician to herself or himself, except~~  
 529 ~~one prescribed, dispensed, or administered to the naturopathic~~  
 530 ~~physician by another practitioner authorized to prescribe,~~  
 531 ~~dispense, or administer medicinal drugs.~~

532 (13)(s) Being unable to practice naturopathic medicine  
 533 with reasonable skill and safety to patients by reason of  
 534 illness or use of alcohol, drugs, narcotics, chemicals, or any  
 535 other type of material or as a result of any mental or physical  
 536 condition. In enforcing this paragraph, the department shall  
 537 have, upon a finding of the State Surgeon General or the State  
 538 Surgeon General's designee that probable cause exists to believe  
 539 that the licensee is unable to serve as a naturopathic doctor  
 540 due to the reasons stated in this paragraph, the department  
 541 shall have the authority to issue an order to compel the  
 542 licensee, authority to compel a naturopathic physician to submit  
 543 to a mental or physical examination by a physician physicians  
 544 designated by the department. If the licensee does not comply  
 545 with such order, the department's order directing failure of a  
 546 naturopathic physician to submit to such an examination may be  
 547 enforced by filing a petition for enforcement in the circuit  
 548 court for the county in which the naturopathic doctor resides or  
 549 does business. The naturopathic doctor against whom the petition  
 550 is filed may not be named or identified by initials in any

551 public court record or document, and the proceedings must be  
552 closed to the public. The department is entitled to the summary  
553 procedure provided in s. 51.011 ~~when so directed shall~~  
554 ~~constitute an admission of the allegations against her or him~~  
555 ~~upon which a default and final order may be entered without the~~  
556 ~~taking of testimony or presentation of evidence, unless the~~  
557 ~~failure was due to circumstances beyond the naturopathic~~  
558 ~~physician's control.~~ A naturopathic doctor subject to an order  
559 issued ~~physician affected~~ under this paragraph must, shall at  
560 reasonable intervals, be afforded an opportunity to demonstrate  
561 that she or he can resume the competent practice of naturopathic  
562 medicine with reasonable skill and safety to patients. In any  
563 proceeding under this paragraph, neither the record of  
564 proceedings nor the orders entered by the department may be used  
565 against a naturopathic doctor ~~physician~~ in any other proceeding.

566 (14) ~~(t)~~ Gross or repeated malpractice or the failure to  
567 practice naturopathic medicine with that level of care, skill,  
568 and treatment which is recognized by a reasonably prudent  
569 similar physician as being acceptable under similar conditions  
570 and circumstances. ~~The department shall give great weight to the~~  
571 ~~provisions of s. 766.102 when enforcing this paragraph.~~

572 ~~(u) Performing any procedure or prescribing any therapy~~  
573 ~~which, by the prevailing standards of medical practice in the~~  
574 ~~community, constitutes experimentation on a human subject,~~  
575 ~~without first obtaining full, informed, and written consent.~~

576        (15)~~(v)~~ Practicing or offering to practice beyond the  
577 scope permitted by law or accepting and performing professional  
578 responsibilities which the licensee knows or has reason to know  
579 ~~that~~ she or he is not competent to perform.

580        (16)~~(w)~~ Delegating professional responsibilities to a  
581 person when the licensee delegating such responsibilities knows  
582 or has reason to know that such person is not qualified by  
583 training, experience, or licensure to perform them.

584        (17)~~(x)~~ Violating a lawful order of the board or ~~the~~  
585 ~~department~~ previously entered in a disciplinary hearing or  
586 failing to comply with a lawfully issued subpoena of the board  
587 or department.

588        (18)~~(y)~~ Conspiring with another licensee or with any other  
589 person to commit an act, or committing an act, which would tend  
590 to coerce, intimidate, or preclude another licensee from  
591 lawfully advertising her or his services.

592        (19) Fraud or deceit or gross negligence, incompetence, or  
593 misconduct in the operation of a course of study.

594        ~~(z) Procuring, or aiding or abetting in the procuring of,~~  
595 ~~an unlawful termination of pregnancy.~~

596        ~~(aa) Presigning blank prescription forms.~~

597        ~~(bb) Prescribing by the naturopathic physician for office~~  
598 ~~use any medicinal drug appearing on Schedule II in chapter 893.~~

599        ~~(cc) Prescribing, ordering, dispensing, administering,~~  
600 ~~supplying, selling, or giving any drug which is an amphetamine~~

601 ~~or sympathomimetic amine drug, or a compound designated pursuant~~  
602 ~~to chapter 893 as a Schedule II controlled substance to or for~~  
603 ~~any person except for:~~

604 ~~1. The treatment of narcolepsy; hyperkinesis; behavioral~~  
605 ~~syndrome in children characterized by the developmentally~~  
606 ~~inappropriate symptoms of moderate to severe distractability,~~  
607 ~~short attention span, hyperactivity, emotional lability, and~~  
608 ~~impulsivity; or drug-induced brain dysfunction.~~

609 ~~2. The differential diagnostic psychiatric evaluation of~~  
610 ~~depression or the treatment of depression shown to be refractory~~  
611 ~~to other therapeutic modalities.~~

612 ~~3. The clinical investigation of the effects of such drugs~~  
613 ~~or compounds when an investigative protocol therefor is~~  
614 ~~submitted to, reviewed, and approved by the department before~~  
615 ~~such investigation is begun.~~

616 ~~(dd) Prescribing, ordering, dispensing, administering,~~  
617 ~~supplying, selling, or giving growth hormones, testosterone or~~  
618 ~~its analogs, human chorionic gonadotropin (HCG), or other~~  
619 ~~hormones for the purpose of muscle building or to enhance~~  
620 ~~athletic performance. For the purposes of this subsection, the~~  
621 ~~term "muscle building" does not include the treatment of injured~~  
622 ~~muscle. A prescription written for the drug products listed~~  
623 ~~above may be dispensed by the pharmacist with the presumption~~  
624 ~~that the prescription is for legitimate medical use.~~

625 (20) Failing to comply with state, county, or municipal

626 regulations or reporting requirements relating to public health  
627 and the control of contagious and infectious diseases.

628 ~~(21)(ee)~~ Violating any provision of this chapter or  
629 chapter 456, or any rule ~~rules~~ adopted pursuant thereto.

630 ~~(2) The department may enter an order denying licensure or~~  
631 ~~imposing any of the penalties in s. 456.072(2) against any~~  
632 ~~applicant for licensure or licensee who is found guilty of~~  
633 ~~violating any provision of subsection (1) of this section or who~~  
634 ~~is found guilty of violating any provision of s. 456.072(1).~~

635 ~~(3) The department shall not reinstate the license of a~~  
636 ~~naturopathic physician until such time as the department is~~  
637 ~~satisfied that such person has complied with all the terms and~~  
638 ~~conditions set forth in the final order and that such person is~~  
639 ~~capable of safely engaging in the practice of naturopathic~~  
640 ~~medicine.~~

641 ~~(4) The department shall by rule establish guidelines for~~  
642 ~~the disposition of disciplinary cases involving specific types~~  
643 ~~of violations. Such guidelines may include minimum and maximum~~  
644 ~~finer, periods of supervision or probation, or conditions of~~  
645 ~~probation or reissuance of a license.~~

646 **Section 14.** Section 462.17, Florida Statutes, is repealed.

647 **Section 15. Paragraph (g) of subsection (3) of section**  
648 **20.43, Florida Statutes, is amended to read:**

649 20.43 Department of Health.—There is created a Department  
650 of Health.

651 (3) The following divisions of the Department of Health  
 652 are established:

653 (g) Division of Medical Quality Assurance, which is  
 654 responsible for the following boards and professions established  
 655 within the division:

- 656 1. The Board of Acupuncture, created under chapter 457.
- 657 2. The Board of Medicine, created under chapter 458.
- 658 3. The Board of Osteopathic Medicine, created under  
 659 chapter 459.
- 660 4. The Board of Chiropractic Medicine, created under  
 661 chapter 460.
- 662 5. The Board of Podiatric Medicine, created under chapter  
 663 461.
- 664 6. Naturopathic Medicine ~~Naturopathy~~, as provided under  
 665 chapter 462.
- 666 7. The Board of Optometry, created under chapter 463.
- 667 8. The Board of Nursing, created under part I of chapter  
 668 464.
- 669 9. Nursing assistants, as provided under part II of  
 670 chapter 464.
- 671 10. The Board of Pharmacy, created under chapter 465.
- 672 11. The Board of Dentistry, created under chapter 466.
- 673 12. Midwifery, as provided under chapter 467.
- 674 13. The Board of Speech-Language Pathology and Audiology,  
 675 created under part I of chapter 468.

- 676           14. The Board of Nursing Home Administrators, created  
 677 under part II of chapter 468.
- 678           15. The Board of Occupational Therapy, created under part  
 679 III of chapter 468.
- 680           16. Respiratory therapy, as provided under part V of  
 681 chapter 468.
- 682           17. Dietetics and nutrition practice, as provided under  
 683 part X of chapter 468.
- 684           18. The Board of Athletic Training, created under part  
 685 XIII of chapter 468.
- 686           19. The Board of Orthotists and Prosthetists, created  
 687 under part XIV of chapter 468.
- 688           20. Electrolysis, as provided under chapter 478.
- 689           21. The Board of Massage Therapy, created under chapter  
 690 480.
- 691           22. The Board of Clinical Laboratory Personnel, created  
 692 under part I of chapter 483.
- 693           23. Medical physicists, as provided under part II of  
 694 chapter 483.
- 695           24. The Board of Opticianry, created under part I of  
 696 chapter 484.
- 697           25. The Board of Hearing Aid Specialists, created under  
 698 part II of chapter 484.
- 699           26. The Board of Physical Therapy Practice, created under  
 700 chapter 486.

- 701           27. The Board of Psychology, created under chapter 490.  
 702           28. School psychologists, as provided under chapter 490.  
 703           29. The Board of Clinical Social Work, Marriage and Family  
 704 Therapy, and Mental Health Counseling, created under chapter  
 705 491.  
 706           30. Emergency medical technicians and paramedics, as  
 707 provided under part III of chapter 401.

708           **Section 16. Subsection (2) of section 381.0031, Florida**  
 709 **Statutes, is amended to read:**

710           381.0031 Epidemiological research; report of diseases of  
 711 public health significance to department.-

712           (2) Any practitioner licensed in this state to practice  
 713 medicine, osteopathic medicine, chiropractic medicine,  
 714 naturopathic medicine ~~naturopathy~~, or veterinary medicine; any  
 715 licensed pharmacist authorized under a protocol with a  
 716 supervising physician under s. 465.1895, or a collaborative  
 717 pharmacy practice agreement, as defined in s. 465.1865, to  
 718 perform or order and evaluate laboratory and clinical tests; any  
 719 hospital licensed under part I of chapter 395; or any laboratory  
 720 appropriately certified by the Centers for Medicare and Medicaid  
 721 Services under the federal Clinical Laboratory Improvement  
 722 Amendments and the federal rules adopted thereunder which  
 723 diagnoses or suspects the existence of a disease of public  
 724 health significance shall immediately report the fact to the  
 725 Department of Health.

726           **Section 17. Subsection (11) of section 468.301, Florida**  
 727 **Statutes, is amended to read:**

728           468.301 Definitions.—As used in this part, the term:

729           (11) "Licensed practitioner" means a person who is  
 730 licensed or otherwise authorized by law to practice medicine,  
 731 podiatric medicine, chiroprody, osteopathic medicine,  
 732 naturopathic medicine ~~naturopathy~~, or chiropractic medicine in  
 733 this state.

734           **Section 18. Subsection (1) of section 476.044, Florida**  
 735 **Statutes, is amended to read:**

736           476.044 Exemptions.—This chapter does not apply to the  
 737 following persons when practicing pursuant to their professional  
 738 responsibilities and duties:

739           (1) Persons authorized under the laws of this state to  
 740 practice medicine, surgery, osteopathic medicine, chiropractic  
 741 medicine, naturopathic medicine ~~naturopathy~~, or podiatric  
 742 medicine;

743           **Section 19. Paragraph (a) of subsection (1) of section**  
 744 **477.0135, Florida Statutes, is amended to read:**

745           477.0135 Exemptions.—

746           (1) This chapter does not apply to the following persons  
 747 when practicing pursuant to their professional or occupational  
 748 responsibilities and duties:

749           (a) Persons authorized under the laws of this state to  
 750 practice medicine, surgery, osteopathic medicine, chiropractic

751 medicine, massage therapy, naturopathic medicine ~~naturopathy~~, or  
 752 podiatric medicine.

753 **Section 20. Subsections (2) and (3) of section 485.003,**  
 754 **Florida Statutes, are amended to read:**

755 485.003 Definitions.—In construing this chapter, the  
 756 words, phrases, or terms, unless the context otherwise  
 757 indicates, shall have the following meanings:

758 (2) "Healing arts" shall mean the practice of medicine,  
 759 surgery, psychiatry, dentistry, osteopathic medicine,  
 760 chiropractic medicine, naturopathic medicine ~~naturopathy~~,  
 761 podiatric medicine, chiropody, psychology, clinical social work,  
 762 marriage and family therapy, mental health counseling, and  
 763 optometry.

764 (3) "Practitioner of the healing arts" shall mean a person  
 765 licensed under the laws of the state to practice medicine,  
 766 surgery, psychiatry, dentistry, osteopathic medicine,  
 767 chiropractic medicine, naturopathic medicine ~~naturopathy~~,  
 768 podiatric medicine, chiropody, psychology, clinical social work,  
 769 marriage and family therapy, mental health counseling, or  
 770 optometry within the scope of his or her professional training  
 771 and competence and within the purview of the statutes applicable  
 772 to his or her respective profession, and who may refer a patient  
 773 for treatment by a qualified person, who shall employ hypnotic  
 774 techniques under the supervision, direction, prescription, and  
 775 responsibility of such referring practitioner.

776           **Section 21. Subsection (1) of section 486.161, Florida**  
 777 **Statutes, is amended to read:**

778           486.161 Exemptions.—

779           (1) ~~No provision of~~ This chapter does not ~~shall be~~  
 780 ~~construed to~~ prohibit any person licensed in this state from  
 781 using any physical agent as a part of, or incidental to, the  
 782 lawful practice of her or his profession under the statutes  
 783 applicable to the profession of chiropractic physician,  
 784 podiatric physician, doctor of medicine, massage therapist,  
 785 nurse, osteopathic physician or surgeon, occupational therapist,  
 786 or naturopathic doctor ~~naturopath~~.

787           **Section 22. Paragraph (h) of subsection (4) of section**  
 788 **627.351, Florida Statutes, is amended to read:**

789           627.351 Insurance risk apportionment plans.—

790           (4) MEDICAL MALPRACTICE RISK APPORTIONMENT; ASSOCIATION  
 791 CONTRACTS AND PURCHASES.—

792           (h) As used in this subsection:

793           1. "Health care provider" means hospitals licensed under  
 794 chapter 395; physicians licensed under chapter 458; osteopathic  
 795 physicians licensed under chapter 459; podiatric physicians  
 796 licensed under chapter 461; dentists licensed under chapter 466;  
 797 chiropractic physicians licensed under chapter 460; naturopathic  
 798 doctors ~~naturopaths~~ licensed under chapter 462; nurses licensed  
 799 under part I of chapter 464; midwives licensed under chapter  
 800 467; physician assistants licensed under chapter 458 or chapter

801 459; physical therapists and physical therapist assistants  
802 licensed under chapter 486; health maintenance organizations  
803 certificated under part I of chapter 641; ambulatory surgical  
804 centers licensed under chapter 395; other medical facilities as  
805 defined in subparagraph 2.; blood banks, plasma centers,  
806 industrial clinics, and renal dialysis facilities; or  
807 professional associations, partnerships, corporations, joint  
808 ventures, or other associations for professional activity by  
809 health care providers.

810 2. "Other medical facility" means a facility the primary  
811 purpose of which is to provide human medical diagnostic services  
812 or a facility providing nonsurgical human medical treatment, to  
813 which facility the patient is admitted and from which facility  
814 the patient is discharged within the same working day, and which  
815 facility is not part of a hospital. However, a facility existing  
816 for the primary purpose of performing terminations of pregnancy  
817 or an office maintained by a physician or dentist for the  
818 practice of medicine may not be construed to be an "other  
819 medical facility."

820 3. "Health care facility" means any hospital licensed  
821 under chapter 395, health maintenance organization certificated  
822 under part I of chapter 641, ambulatory surgical center licensed  
823 under chapter 395, or other medical facility as defined in  
824 subparagraph 2.

825 **Section 23. Subsection (23) of section 893.02, Florida**

826 **Statutes, is amended to read:**

827 893.02 Definitions.—The following words and phrases as  
 828 used in this chapter shall have the following meanings, unless  
 829 the context otherwise requires:

830 (23) "Practitioner" means a physician licensed under  
 831 chapter 458, a dentist licensed under chapter 466, a  
 832 veterinarian licensed under chapter 474, an osteopathic  
 833 physician licensed under chapter 459, an advanced practice  
 834 registered nurse licensed under chapter 464, a naturopathic  
 835 doctor ~~naturopath~~ licensed under chapter 462, a certified  
 836 optometrist licensed under chapter 463, a psychiatric nurse as  
 837 defined in s. 394.455, a podiatric physician licensed under  
 838 chapter 461, or a physician assistant licensed under chapter 458  
 839 or chapter 459, provided such practitioner holds a valid federal  
 840 controlled substance registry number.

841 **Section 24. Paragraph (g) of subsection (3) of section**  
 842 **921.0022, Florida Statutes, is amended to read:**

843 921.0022 Criminal Punishment Code; offense severity  
 844 ranking chart.—

845 (3) OFFENSE SEVERITY RANKING CHART

846 (g) LEVEL 7

847

Florida	Felony	
Statute	Degree	Description

848

849	316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
850	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
851	316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
852	327.35(3)(a)3.b.	3rd	Vessel BUI resulting in serious bodily injury.
853	402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
	409.920	3rd	Medicaid provider fraud;

854	(2) (b) 1. a.		\$10,000 or less.
	409.920	2nd	Medicaid provider fraud; more
	(2) (b) 1. b.		than \$10,000, but less than
855			\$50,000.
	456.065 (2)	3rd	Practicing a health care
856			profession without a license.
	456.065 (2)	2nd	Practicing a health care
			profession without a license
			which results in serious bodily
857			injury.
	458.327 (1)	3rd	Practicing medicine without a
858			license.
	459.013 (1)	3rd	Practicing osteopathic medicine
			without a license.
859			
	460.411 (1)	3rd	Practicing chiropractic
			medicine without a license.
860			
	461.012 (1)	3rd	Practicing podiatric medicine
			without a license.

861	<del>462.17</del>	3rd	<del>Practicing naturopathy without a license.</del>
862	463.015 (1)	3rd	Practicing optometry without a license.
863	464.016 (1)	3rd	Practicing nursing without a license.
864	465.015 (2)	3rd	Practicing pharmacy without a license.
865	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
866	467.201	3rd	Practicing midwifery without a license.
867	468.366	3rd	Delivering respiratory care services without a license.
868	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.

869	483.901 (7)	3rd	Practicing medical physics without a license.
870	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
871	484.053	3rd	Dispensing hearing aids without a license.
872	494.0018 (2)	1st	Conviction of any violation of chapter 494 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
873	560.123 (8) (b) 1.	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.
874	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments



perpetrator of an attempted  
felony.

880

782.07(1)                      2nd      Killing of a human being by the  
act, procurement, or culpable  
negligence of another  
(manslaughter).

881

782.071                        2nd      Killing of a human being or  
unborn child by the operation  
of a motor vehicle in a  
reckless manner (vehicular  
homicide).

882

782.072                        2nd      Killing of a human being by the  
operation of a vessel in a  
reckless manner (vessel  
homicide).

883

784.045(1)(a)1.              2nd      Aggravated battery;  
intentionally causing great  
bodily harm or disfigurement.

884

784.045(1)(a)2.              2nd      Aggravated battery; using  
deadly weapon.

885	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
886	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
887	784.048 (7)	3rd	Aggravated stalking; violation of court order.
888	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
889	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
890	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
891	784.081 (1)	1st	Aggravated battery on specified official or employee.
892	784.082 (1)	1st	Aggravated battery by detained person on visitor or other

detainee.

893

784.083 (1) 1st Aggravated battery on code  
inspector.

894

787.025 (2) (b) 2nd Luring or enticing a child;  
second or subsequent offense.

895

787.025 (2) (c) 2nd Luring or enticing a child with  
a specified prior conviction.

896

787.06 (3) (a) 2. 1st Human trafficking using  
coercion for labor and services  
of an adult.

897

787.06 (3) (e) 2. 1st Human trafficking using  
coercion for labor and services  
by the transfer or transport of  
an adult from outside Florida  
to within the state.

898

790.07 (4) 1st Specified weapons violation  
subsequent to previous  
conviction of s. 790.07 (1) or  
(2).

899	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
900	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
901	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
902	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
903	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
904	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided

905			for in s. 874.04.
	794.08(4)	3rd	Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.
906			
	796.05(1)	1st	Live on earnings of a prostitute; 2nd offense.
907			
	796.05(1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
908			
	800.04(5)(c)1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.
909			
	800.04(5)(c)2.	2nd	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years of age; offender 18 years of age or older.

910	800.04 (5) (e)	1st	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years; offender 18 years or older; prior conviction for specified sex offense.
911	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
912	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
913	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
914	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
915	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
916			

917	812.014 (2) (a) 1.	1st	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.
918	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
919	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
920	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
921	812.014 (2) (g)	2nd	Grand theft; second degree; firearm with previous conviction of s. 812.014 (2) (c) 5.

922	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
923	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
924	812.131 (2) (a)	2nd	Robbery by sudden snatching.
925	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
926	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
927	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
928	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
	817.234 (11) (c)	1st	Insurance fraud; property value

\$100,000 or more.

929  
930  
931  
932  
933  
934

817.2341  
(2) (b) &  
(3) (b)

1st

Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.

817.418 (2) (a)

3rd

Offering for sale or advertising personal protective equipment with intent to defraud.

817.504 (1) (a)

3rd

Offering or advertising a vaccine with intent to defraud.

817.535 (2) (a)

3rd

Filing false lien or other unauthorized document.

817.611 (2) (b)

2nd

Traffic in or possess 15 to 49 counterfeit credit cards or related documents.

935	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
936	825.103 (3) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.
937	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
938	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
939	827.071 (2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
	827.071 (4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which

includes child pornography.

940 837.05 (2) 3rd Giving false information about  
alleged capital felony to a law  
enforcement officer.

941 838.015 2nd Bribery.

942 838.016 2nd Unlawful compensation or reward  
for official behavior.

943 838.021 (3) (a) 2nd Unlawful harm to a public  
servant.

944 838.22 2nd Bid tampering.

945 843.0855 (2) 3rd Impersonation of a public  
officer or employee.

946 843.0855 (3) 3rd Unlawful simulation of legal  
process.

947 843.0855 (4) 3rd Intimidation of a public  
officer or employee.

948

949	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
950	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
951	872.06	2nd	Abuse of a dead human body.
952	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
953	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
	893.13 (1) (c) 1.	1st	Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03 (1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c) 5.) within 1,000 feet of a child

care facility, school, or  
state, county, or municipal  
park or publicly owned  
recreational facility or  
community center.

954

893.13(1)(e)1.            1st    Sell, manufacture, or deliver  
cocaine or other drug  
prohibited under s.  
893.03(1)(a), (1)(b), (1)(d),  
(2)(a), (2)(b), or (2)(c)5.,  
within 1,000 feet of property  
used for religious services or  
a specified business site.

955

893.13(4)(a)            1st    Use or hire of minor; deliver  
to minor other controlled  
substance.

956

893.135(1)(a)1.        1st    Trafficking in cannabis, more  
than 25 lbs., less than 2,000  
lbs.

957

893.135                    1st    Trafficking in cocaine, more  
(1)(b)1.a.                than 28 grams, less than 200

grams.

958

893.135 1st Trafficking in illegal drugs,  
 (1) (c) 1.a. more than 4 grams, less than 14  
 grams.

959

893.135 1st Trafficking in hydrocodone, 28  
 (1) (c) 2.a. grams or more, less than 50  
 grams.

960

893.135 1st Trafficking in hydrocodone, 50  
 (1) (c) 2.b. grams or more, less than 100  
 grams.

961

893.135 1st Trafficking in oxycodone, 7  
 (1) (c) 3.a. grams or more, less than 14  
 grams.

962

893.135 1st Trafficking in oxycodone, 14  
 (1) (c) 3.b. grams or more, less than 25  
 grams.

963

893.135 1st Trafficking in fentanyl, 4  
 (1) (c) 4.b. (I) grams or more, less than 14  
 grams.

964	893.135 (1) (d) 1.a.	1st	Trafficking in phencyclidine, 28 grams or more, less than 200 grams.
965	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.
966	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, 14 grams or more, less than 28 grams.
967	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
968	893.135 (1) (h) 1.a.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
969	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.

970	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
971	893.135 (1) (m) 2.a.	1st	Trafficking in synthetic cannabinoids, 280 grams or more, less than 500 grams.
972	893.135 (1) (m) 2.b.	1st	Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.
973	893.135 (1) (n) 2.a.	1st	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.
974	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
975	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
976			

977	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
978	943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
979	943.0435 (8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
980	943.0435 (9) (a)	3rd	Sexual offender; failure to comply with reporting requirements.
981	943.0435 (13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

982	943.0435 (14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
983	944.607 (9)	3rd	Sexual offender; failure to comply with reporting requirements.
984	944.607 (10) (a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
985	944.607 (12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
986	944.607 (13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

987 985.4815(10) 3rd Sexual offender; failure to  
submit to the taking of a  
digitized photograph.

988 985.4815(12) 3rd Failure to report or providing  
false information about a  
sexual offender; harbor or  
conceal a sexual offender.

989 985.4815(13) 3rd Sexual offender; failure to  
report and reregister; failure  
to respond to address  
verification; providing false  
registration information.

990 **Section 25.** This act shall take effect December 31, 2026.