

By the Committee on Fiscal Policy; and Senator Rodriguez

594-03341-26

2026688c1

1                   A bill to be entitled  
2       An act relating to naturopathic medicine; amending s.  
3       456.47, F.S.; revising the definition of the term  
4       "telehealth provider" to include licensed naturopathic  
5       doctors; renaming ch. 462, F.S., as "Naturopathic  
6       Medicine"; creating s. 462.001, F.S.; providing  
7       legislative findings and intent; creating s. 462.002,  
8       F.S.; providing applicability and construction;  
9       renumbering and amending s. 462.01, F.S.; revising and  
10      providing definitions; creating s. 462.004, F.S.;  
11      creating the Board of Naturopathic Medicine within the  
12      Department of Health; providing for membership of the  
13      board; providing applicability; renumbering and  
14      amending s. 462.023, F.S.; requiring the board and the  
15      department to adopt rules; deleting obsolete language;  
16      creating s. 462.006, F.S.; prohibiting unlicensed  
17      persons from practicing naturopathic medicine or  
18      promoting, identifying, or describing themselves using  
19      specified titles or abbreviations; providing criminal  
20      penalties; creating s. 462.007, F.S.; providing for  
21      licensure by examination of naturopathic doctors;  
22      prohibiting the board from certifying certain  
23      applicants for licensure until a certain investigation  
24      is completed; authorizing the board to take specified  
25      actions if it determines that an applicant does not  
26      meet all of the requirements for licensure; creating  
27      s. 462.008, F.S.; providing for licensure by  
28      endorsement of naturopathic doctors; renumbering and  
29      amending s. 462.08, F.S.; revising requirements for

594-03341-26

2026688c1

30 licensure renewal for naturopathic doctors; requiring  
31 the department to renew a license under certain  
32 circumstances; requiring the department to adopt  
33 rules; renumbering and amending s. 462.18, F.S.;  
34 revising continuing education requirements for  
35 naturopathic doctors; requiring naturopathic doctors  
36 to use the department's electronic continuing  
37 education tracking system to demonstrate compliance  
38 with continuing education requirements; renumbering  
39 and amending s. 462.19, F.S.; revising provisions  
40 related to reactivation of inactive naturopathic  
41 doctor licenses; requiring the board to adopt rules;  
42 specifying requirements for such rules; renumbering  
43 and amending s. 462.14, F.S.; revising grounds for  
44 disciplinary action; authorizing the board, rather  
45 than the department, to enter an order denying  
46 licensure or imposing disciplinary action for  
47 specified violations; requiring the board, rather than  
48 the department, to establish by rule disciplinary  
49 guidelines; repealing s. 462.17, F.S., relating to  
50 penalty for offenses relating to naturopathy; amending  
51 ss. 20.43, 381.0031, 468.301, 476.044, 477.0135,  
52 485.003, 486.161, 627.351, 893.02, and 921.0022, F.S.;  
53 conforming provisions to changes made by the act;  
54 providing an effective date.

55  
56 Be It Enacted by the Legislature of the State of Florida:

57  
58 Section 1. Paragraph (b) of subsection (1) of section

594-03341-26

2026688c1

59 456.47, Florida Statutes, is amended to read:

60 456.47 Use of telehealth to provide services.—

61 (1) DEFINITIONS.—As used in this section, the term:

62 (b) "Telehealth provider" means any individual who provides  
63 health care and related services using telehealth and who is  
64 licensed or certified under s. 393.17; part III of chapter 401;  
65 chapter 457; chapter 458; chapter 459; chapter 460; chapter 461;  
66 chapter 462; chapter 463; chapter 464; chapter 465; chapter 466;  
67 chapter 467; part I, part III, part IV, part V, part X, part  
68 XIII, or part XIV of chapter 468; chapter 478; chapter 480; part  
69 I, part II, or part III of chapter 483; chapter 484; chapter  
70 486; chapter 490; or chapter 491; who is licensed under a  
71 multistate health care licensure compact of which Florida is a  
72 member state; or who is registered under and complies with  
73 subsection (4).

74 Section 2. Chapter 462, Florida Statutes, entitled  
75 "Naturopathy," is renamed as "Naturopathic Medicine."

76 Section 3. Section 462.001, Florida Statutes, is created to  
77 read:

78 462.001 Legislative findings and intent.—The Legislature  
79 finds that the interest of public health requires modernization  
80 of regulation related to naturopathy in this state. Since 1927,  
81 when Florida first regulated naturopathy, the profession and its  
82 role in the health care industry have evolved, including the  
83 distinction that exists today between naturopathy and  
84 naturopathic medicine, and this chapter reflects that evolution.  
85 It is the intent of the Legislature to remove the near total ban  
86 on the profession which has been in effect in this state since  
87 1959 and ensure that:

594-03341-26

2026688c1

88 (1) Naturopaths can freely offer naturopathy in this state.

89 (2) The safe and effective practice of naturopathic  
90 medicine can once again take place in this state through  
91 licensure of naturopathic doctors who meet minimum standards of  
92 education and training and who are held accountable for the safe  
93 practice of naturopathic medicine.

94 Section 4. Section 462.002, Florida Statutes, is created to  
95 read:

96 462.002 Exceptions.-

97 (1) This chapter does not apply to:

98 (a) Other duly licensed health care practitioners acting  
99 within their respective scopes of practice, as authorized by  
100 statute.

101 (b) Students practicing under the direct supervision of a  
102 licensed naturopathic doctor as part of a preceptorship program  
103 while enrolled in a college or university program that is  
104 accredited by, or has candidacy status with, the Council on  
105 Naturopathic Medical Education or an equivalent accrediting body  
106 for the naturopathic medical profession which is recognized by  
107 the United States Department of Education or the board.

108 (c) Naturopathic residents practicing under the direct  
109 supervision of a licensed naturopathic doctor at a residency  
110 site recognized by the Council on Naturopathic Medical Education  
111 or by an equivalent accrediting body for the naturopathic  
112 medical profession which is recognized by the United States  
113 Department of Education or the board.

114 (d) A naturopathic doctor who holds an active license in  
115 another jurisdiction of the United States or Canada and is  
116 performing naturopathic procedures or demonstrating equipment or

594-03341-26

2026688c1

117 supplies for educational purposes in a board-approved continuing  
 118 education program.

119 (e) The practice of the religious tenets of any church in  
 120 this state.

121 (f) The domestic administration of recognized family  
 122 remedies.

123 (2) This chapter does not prohibit:

124 (a) A person who sells a dietary supplement from providing  
 125 information about the dietary supplement.

126 (b) Any person:

127 1. Not licensed as a naturopathic doctor from employing in  
 128 her or his occupation Ayurveda, herbalism, homeopathy,  
 129 naturopathy as defined in s. 462.003, nutrition, traditional  
 130 Chinese medicine, or other natural therapy included as part of  
 131 the practice of naturopathic medicine as defined in s. 462.003;  
 132 or

133 2. From using such terms as "certified naturopath,"  
 134 "naturopath," "naturopathy," "traditional naturopath," or  
 135 "traditional naturopathy," provided that the person does not:

136 a. Use a title protected under s. 462.006(1); or

137 b. Represent herself or himself as, or otherwise assume the  
 138 character or appearance of, a naturopathic doctor.

139 Section 5. Section 462.01, Florida Statutes, is renumbered  
 140 as section 462.003, Florida Statutes, and amended to read:

141 462.003 ~~462.01~~ Definitions.—As used in this chapter, the  
 142 term:

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

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

145 (3) "Naturopathic doctor" means a person who is licensed

594-03341-26

2026688c1

146 under this chapter to practice naturopathic medicine.

147 (4) "Naturopathic medicine" or "the practice of  
148 naturopathic medicine" means the diagnosis, prevention, and  
149 treatment by a naturopathic doctor of any deformity, disease,  
150 injury, pain, or other mental or physical condition using  
151 botanical or fungal extracts, clinical nutrition, counseling  
152 techniques, dietary supplements, environmental medicine,  
153 homeopathic remedies, imaging studies, laboratory testing,  
154 lifestyle medicine, natural substances, physical examination, or  
155 physical medicine in a manner consistent with the education  
156 offered by naturopathic doctoral degree programs accredited by,  
157 or having candidacy status with, the Council on Naturopathic  
158 Medical Education or another accrediting agency recognized by  
159 the United States Department of Education or the board, and  
160 applied in a manner consistent with the principles of  
161 naturopathic medicine and the naturopathic therapeutic order  
162 defined herein. The term does not include any of the following:

163 (a) Prescribing, dispensing, or administering any legend or  
164 prescription drug other than natural, nonpharmacologic  
165 substances, including, but not limited to, vitamin B12.

166 (b) Performing any surgical procedure.

167 (c) Practicing or claiming to practice as a medical doctor  
168 or physician, an osteopathic physician, a dentist, a podiatric  
169 physician, an optometrist, a psychologist, a nurse practitioner,  
170 a physician assistant, a chiropractic physician, a physical  
171 therapist, an acupuncturist, a midwife, a licensed dietitian, or  
172 any other health care practitioner as defined in s. 456.001.

173 (d) Using general or spinal anesthetics.

174 (e) Administering ionizing radioactive substances.

594-03341-26

2026688c1

175 (f) Performing chiropractic or osteopathic adjustments or  
176 manipulations that include high-velocity thrusts at or beyond  
177 the end range of normal joint motion, unless the naturopathic  
178 doctor is also licensed as a chiropractic physician or an  
179 osteopathic physician.

180 (g) Performing acupuncture, unless the naturopathic doctor  
181 is also licensed as an acupuncturist.

182 (h) Managing labor and delivery, unless the naturopathic  
183 doctor is also a licensed midwife or physician.

184 (5) "Naturopathic therapeutic order" means the principle  
185 defined by the American Association of Naturopathic Physicians  
186 to guide naturopathic doctors in reducing or resolving a  
187 patient's symptoms by addressing the root cause of a patient's  
188 condition while using the least therapeutic force necessary.

189 (6)(1) "Natureopathy" and "Naturopathy," which is shall be  
190 construed as synonymous with "traditional natureopathy" and is  
191 understood to be distinct from naturopathic medicine, means the  
192 traditional, noninvasive health practice offered by naturopaths  
193 and traditional naturopaths focusing on education about natural  
194 practices and substances that can be used to promote general  
195 health and well-being terms and mean the use and practice of  
196 psychological, mechanical, and material health sciences to aid  
197 in purifying, cleansing, and normalizing human tissues for the  
198 preservation or restoration of health, according to the  
199 fundamental principles of anatomy, physiology, and applied  
200 psychology, as may be required. Naturopathic practice employs,  
201 among other agencies, phytotherapy, dietetics, psychotherapy,  
202 suggestotherapy, hydrotherapy, zone therapy, biochemistry,  
203 external applications, electrotherapy, mechanotherapy,

594-03341-26

2026688c1

204 ~~mechanical and electrical appliances, hygiene, first aid,~~  
205 ~~sanitation, and heliotherapy; provided, however, that nothing in~~  
206 ~~this chapter shall be held or construed to authorize any~~  
207 ~~naturopathic physician licensed hereunder to practice materia~~  
208 ~~medica or surgery or chiropractic medicine, nor shall the~~  
209 ~~provisions of this law in any manner apply to or affect the~~  
210 ~~practice of osteopathic medicine, chiropractic medicine,~~  
211 ~~Christian Science, or any other treatment authorized and~~  
212 ~~provided for by law for the cure or prevention of disease and~~  
213 ~~ailments.~~

214 ~~(2) "Department" means the Department of Health.~~

215 (7) "Principles of naturopathic medicine" means the  
216 philosophic foundation of naturopathic medical education and  
217 practice as set forth by the American Association of  
218 Naturopathic Physicians or the board and embodied in the  
219 education offered by naturopathic doctoral degree programs  
220 accredited by, or having candidacy status with, the Council on  
221 Naturopathic Medical Education or another accrediting agency  
222 recognized by the United States Department of Education or the  
223 board, and includes the following principles:

224 (a) The healing power of nature.

225 (b) Identify and treat the causes.

226 (c) First, do no harm.

227 (d) Doctor as teacher.

228 (e) Treat the whole person.

229 (f) Prevention.

230 Section 6. Section 462.004, Florida Statutes, is created to  
231 read:

232 462.004 Board of Naturopathic Medicine.—

594-03341-26

2026688c1

233 (1) The Board of Naturopathic Medicine is created within  
234 the department and shall be composed of seven members appointed  
235 by the Governor and confirmed by the Senate. All members must be  
236 residents of this state.

237 (2) (a) Four members of the board must be licensed  
238 naturopathic doctors. The first four members appointed to the  
239 board must meet the criteria specified in paragraphs s.  
240 462.007(1) (b), (c), and (f).

241 (b) Two members of the board must be physicians licensed  
242 under chapter 458 or chapter 459.

243 (c) One member of the board must never have been licensed  
244 as a naturopathic doctor, a physician, or a practitioner of any  
245 other closely related profession.

246 (3) Members shall serve for 4-year staggered terms. A  
247 vacancy on the board shall be filled in the same manner as the  
248 original appointment. A member whose term expires shall serve  
249 until the Governor appoints the member's successor.

250 (4) All provisions of chapter 456 relating to regulatory  
251 boards shall apply to the board.

252 Section 7. Section 462.023, Florida Statutes, is renumbered  
253 as section 462.005, Florida Statutes, and amended to read:

254 462.005 ~~462.023~~ Rulemaking authority; fees ~~powers and~~  
255 ~~duties of the department.~~—The board and the department shall  
256 adopt rules to implement this chapter. The department ~~may adopt~~  
257 ~~such rules as are necessary to carry out the purposes of this~~  
258 ~~chapter, initiate disciplinary action as provided by this~~  
259 ~~chapter, and shall establish fees based on its estimates of the~~  
260 revenue required to administer this chapter but shall not exceed  
261 the fee amounts provided in this chapter. ~~The department shall~~

594-03341-26

2026688c1

262 ~~not adopt any rules which would cause any person who was not~~  
263 ~~licensed in accordance with this chapter on July 1, 1959, and~~  
264 ~~had not been a resident of the state for 2 years prior to such~~  
265 ~~date, to become licensed.~~

266 Section 8. Section 462.006, Florida Statutes, is created to  
267 read:

268 462.006 License required.-

269 (1) Unless licensed under this chapter, a person may not  
270 practice naturopathic medicine in this state and may not  
271 promote, identify, or describe herself or himself as a "doctor  
272 of naturopathic medicine" or a "naturopathic doctor" or use the  
273 abbreviations "N.D." or "N.M.D."

274 (2) A person who violates this section commits a  
275 misdemeanor of the second degree, punishable as provided in s.  
276 775.082 or s. 775.083.

277 Section 9. Section 462.007, Florida Statutes, is created to  
278 read:

279 462.007 Licensure by examination.-

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

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

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

288 1. A college or university accredited by an accrediting  
289 agency recognized by the United States Department of Education  
290 or the Council for Higher Education Accreditation or a successor

594-03341-26

2026688c1

291 entity recognized by the board;

292 2. A college or university in Canada which is a member of  
293 Universities Canada or a successor entity recognized by the  
294 board; or

295 3. A college or university in a foreign country, other than  
296 Canada, if the applicant has provided evidence that her or his  
297 educational credentials are deemed equivalent to those provided  
298 in the United States or Canada. To have educational credentials  
299 deemed equivalent, the applicant must provide her or his foreign  
300 educational credentials, including transcripts, course  
301 descriptions or syllabi, and diplomas, to a nationally  
302 recognized educational credential evaluating agency approved by  
303 the board for the evaluation and determination of equivalency of  
304 the foreign educational credentials.

305 (c) Has received a naturopathic doctoral degree from a  
306 college or program accredited by, or having candidacy status  
307 with, the Council on Naturopathic Medical Education or another  
308 accrediting agency recognized by the United States Department of  
309 Education or the board.

310 (d) Is of good moral character.

311 (e) Has submitted to background screening in accordance  
312 with s. 456.0135.

313 (f) Has obtained a passing score on Part I - Biomedical  
314 Science Examination and Part II - Core Clinical Science  
315 Examination of the competency-based national Naturopathic  
316 Physician Licensing Examination administered by the North  
317 American Board of Naturopathic Examiners, or an equivalent  
318 examination offered by an equivalent or successor entity, as  
319 approved by the board.

594-03341-26

2026688c1

320       (2) The board may not certify to the department for  
321 licensure any applicant who is under investigation in another  
322 jurisdiction for an offense that would constitute a violation of  
323 this chapter or chapter 456 until the investigation has been  
324 completed.

325       (3) If the board determines that an applicant for licensure  
326 does not meet all of the requirements of this section to the  
327 board's satisfaction, it may take one of the following actions:

328       (a) Refuse to certify to the department an application for  
329 licensure.

330       (b) Certify to the department an application for licensure  
331 with restrictions on the scope of practice of the naturopathic  
332 doctor.

333       (c) Certify to the department an application for licensure  
334 with a probationary period for the applicant, subject to such  
335 conditions as the board specifies, including, but not limited  
336 to, requiring the naturopathic doctor to submit to treatment,  
337 attend continuing education courses, submit to reexamination, or  
338 work under the supervision of another naturopathic doctor.

339       Section 10. Section 462.008, Florida Statutes, is created  
340 to read:

341       462.008 Licensure by endorsement.—The department shall  
342 issue a license to practice naturopathic medicine by endorsement  
343 to an applicant who, upon applying to the department on forms  
344 furnished by the department, the board certifies has met the  
345 requirements for licensure by endorsement under s. 456.0145.

346       Section 11. Section 462.08, Florida Statutes, is renumbered  
347 as section 462.009, Florida Statutes, and amended to read:

348       462.009 ~~462.08~~ Renewal of license to practice naturopathic

594-03341-26

2026688c1

349 medicine naturopathy.-

350 (1) In order to continue practicing naturopathic medicine  
 351 in this state, each licensed naturopathic doctor must  
 352 ~~licenseholder shall~~ biennially renew her or his license to  
 353 practice naturopathic medicine naturopathy. The department shall  
 354 renew a license upon receipt of the renewal application,  
 355 verification of ~~The applicant must furnish to the department~~  
 356 ~~such evidence as it requires of the applicant's~~ compliance with  
 357 s. 462.011 s. 462.18, relating to continuing education  
 358 ~~educational~~ requirements, and receipt of a nonrefundable. ~~The~~  
 359 biennial renewal fee, the amount of which shall be determined by  
 360 the department but which may not exceed \$1,000, ~~must be paid at~~  
 361 ~~the time the application for renewal of the license is filed.~~

362 (2) The department shall adopt rules establishing  
 363 procedures for the biennial renewal of licenses under this  
 364 chapter.

365 Section 12. Section 462.18, Florida Statutes, is renumbered  
 366 as section 462.011, Florida Statutes, and amended to read:

367 462.011 462.18 Continuing education Educational  
 368 requirements.-

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

376 (2) The board shall require each licensee to complete at  
 377 least 60 hours of continuing education during each biennial

594-03341-26

2026688c1

378 renewal period.

379 (a) The board shall approve organizations that accredit  
380 naturopathic continuing education providers, including, but not  
381 limited to, the American Association of Naturopathic Physicians  
382 and the North American Naturopathic Continuing Education  
383 Accreditation Council.

384 (b) The determination of whether substitute continuing  
385 education programs are permissible is solely within the  
386 discretion of the board.

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

594-03341-26

2026688c1

407 ~~(2) The determination of whether a substitute annual~~  
408 ~~educational program is necessary shall be solely within the~~  
409 ~~discretion of the department.~~

410 Section 13. Section 462.19, Florida Statutes, is renumbered  
411 as section 462.012, Florida Statutes, and amended to read:

412 462.012 ~~462.19~~ Renewal of license; Inactive status; renewal  
413 and reactivation of inactive license.-

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

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

420 (2) The board shall adopt rules relating to the  
421 reactivation of licenses that have become inactive and the  
422 renewal of inactive licenses. The rules must include continuing  
423 education requirements as a condition for reactivating a  
424 license. The continuing education requirements for reactivating  
425 a license may not be fewer than 20 classroom hours for each year  
426 the license was inactive.

427 Section 14. Section 462.14, Florida Statutes, is renumbered  
428 as section 462.017, Florida Statutes, and amended to read:

429 462.017 ~~462.14~~ Grounds for disciplinary action; action by  
430 the department.-

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

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

594-03341-26

2026688c1

436 (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 (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 (d) Engaging in false, deceptive, or misleading advertising  
447 related to the practice of naturopathic medicine.

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

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

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

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

464 (i) Making or filing a report which the licensee knows to

594-03341-26

2026688c1

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

471 ~~(j) Paying or receiving any commission, bonus, kickback, or~~  
472 ~~rebate, or engaging in any split-fee arrangement in any form~~  
473 ~~whatsoever with a physician, organization, agency, or person,~~  
474 ~~either directly or indirectly, for patients referred to~~  
475 ~~providers of health care goods and services, including, but not~~  
476 ~~limited to, hospitals, nursing homes, clinical laboratories,~~  
477 ~~ambulatory surgical centers, or pharmacies. The provisions of~~  
478 ~~This paragraph shall not be construed to prevent a naturopathic~~  
479 ~~physician from receiving a fee for professional consultation~~  
480 ~~services.~~

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

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

491 ~~(m) Soliciting patients, either personally or through an~~  
492 ~~agent, through the use of fraud, intimidation, undue influence,~~  
493 ~~or a form of overreaching or vexatious conduct. A "solicitation"~~

594-03341-26

2026688c1

494 ~~is any communication which directly or implicitly requests an~~  
495 ~~immediate oral response from the recipient.~~

496 (k)~~(n)~~ Failing to keep written medical records justifying  
497 the course of treatment of the patient, ~~including, but not~~  
498 ~~limited to, patient histories, examination results, test~~  
499 ~~results, X rays, and records of the prescribing, dispensing and~~  
500 ~~administering of drugs.~~

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

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

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

594-03341-26

2026688c1

523 ~~to her or his intent.~~

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

530 ~~(m)(s)~~ Being unable to practice naturopathic medicine with  
531 reasonable skill and safety to patients by reason of illness or  
532 use of alcohol, drugs, narcotics, chemicals, or any other type  
533 of material or as a result of any mental or physical condition.  
534 In enforcing this paragraph, ~~the department shall have,~~ upon a  
535 finding of the State Surgeon General or her or his designee that  
536 probable cause exists to believe that the licensee is unable to  
537 serve as a naturopathic doctor due to the reasons stated in this  
538 paragraph, the department shall have the authority to issue an  
539 order to compel the licensee, ~~authority to compel a naturopathic~~  
540 ~~physician~~ to submit to a mental or physical examination by a  
541 physician ~~physicians~~ designated by the department. If the  
542 licensee does not comply with such order, the department's order  
543 directing failure of a naturopathic physician to submit to such  
544 an examination may be enforced by filing a petition for  
545 enforcement in the circuit court for the county in which the  
546 naturopathic doctor resides or does business. The naturopathic  
547 doctor against whom the petition is filed may not be named or  
548 identified by initials in any public court record or document,  
549 and the proceedings must be closed to the public. The department  
550 is entitled to the summary procedure provided in s. 51.011 ~~when~~  
551 ~~so directed shall constitute an admission of the allegations~~

594-03341-26

2026688c1

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

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

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

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

579 (p) ~~(w)~~ Delegating professional responsibilities to a person  
580 when the licensee delegating such responsibilities knows or has

594-03341-26

2026688c1

581 reason to know that such person is not qualified by training,  
582 experience, or licensure to perform them.

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

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

591 (s) Engaging in fraud or deceit or gross negligence,  
592 incompetence, or misconduct in the operation of a course of  
593 study.

594 (t) Failing to comply with state, county, or municipal  
595 regulations or reporting requirements relating to public health  
596 and the control of contagious and infectious diseases

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

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

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

602 ~~(cc) Prescribing, ordering, dispensing, administering,~~  
603 ~~supplying, selling, or giving any drug which is an amphetamine~~  
604 ~~or sympathomimetic amine drug, or a compound designated pursuant~~  
605 ~~to chapter 893 as a Schedule II controlled substance to or for~~  
606 ~~any person except for:~~

607 ~~1. The treatment of narcolepsy; hyperkinesis; behavioral~~  
608 ~~syndrome in children characterized by the developmentally~~  
609 ~~inappropriate symptoms of moderate to severe distractability,~~

594-03341-26

2026688c1

610 ~~short attention span, hyperactivity, emotional lability, and~~  
611 ~~impulsivity; or drug-induced brain dysfunction.~~

612 ~~2. The differential diagnostic psychiatric evaluation of~~  
613 ~~depression or the treatment of depression shown to be refractory~~  
614 ~~to other therapeutic modalities.~~

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

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

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

630 (2) The board ~~department~~ may enter an order denying  
631 licensure or imposing any of the penalties in s. 456.072(2)  
632 against any applicant for licensure or licensee who is found  
633 guilty of violating any provision of subsection (1) ~~of this~~  
634 ~~section~~ or who is found guilty of violating any provision of s.  
635 456.072(1).

636 (3) ~~The department shall not reinstate the license of a~~  
637 ~~naturopathic physician until such time as the department is~~  
638 ~~satisfied that such person has complied with all the terms and~~

594-03341-26

2026688c1

639 ~~conditions set forth in the final order and that such person is~~  
640 ~~capable of safely engaging in the practice of naturopathic~~  
641 ~~medicine.~~

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

647 Section 15. Section 462.17, Florida Statutes, is repealed.

648 Section 16. Paragraph (g) of subsection (3) of section  
649 20.43, Florida Statutes, is amended to read:

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

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

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

657 1. The Board of Acupuncture, created under chapter 457.

658 2. The Board of Medicine, created under chapter 458.

659 3. The Board of Osteopathic Medicine, created under chapter  
660 459.

661 4. The Board of Chiropractic Medicine, created under  
662 chapter 460.

663 5. The Board of Podiatric Medicine, created under chapter  
664 461.

665 6. The Board of Naturopathic Medicine ~~Naturopathy~~, as  
666 provided under chapter 462.

667 7. The Board of Optometry, created under chapter 463.

594-03341-26

2026688c1

- 668           8. The Board of Nursing, created under part I of chapter  
669 464.
- 670           9. Nursing assistants, as provided under part II of chapter  
671 464.
- 672           10. The Board of Pharmacy, created under chapter 465.
- 673           11. The Board of Dentistry, created under chapter 466.
- 674           12. Midwifery, as provided under chapter 467.
- 675           13. The Board of Speech-Language Pathology and Audiology,  
676 created under part I of chapter 468.
- 677           14. The Board of Nursing Home Administrators, created under  
678 part II of chapter 468.
- 679           15. The Board of Occupational Therapy, created under part  
680 III of chapter 468.
- 681           16. Respiratory therapy, as provided under part V of  
682 chapter 468.
- 683           17. Dietetics and nutrition practice, as provided under  
684 part X of chapter 468.
- 685           18. The Board of Athletic Training, created under part XIII  
686 of chapter 468.
- 687           19. The Board of Orthotists and Prosthetists, created under  
688 part XIV of chapter 468.
- 689           20. Electrolysis, as provided under chapter 478.
- 690           21. The Board of Massage Therapy, created under chapter  
691 480.
- 692           22. The Board of Clinical Laboratory Personnel, created  
693 under part I of chapter 483.
- 694           23. Medical physicists, as provided under part II of  
695 chapter 483.
- 696           24. The Board of Opticianry, created under part I of

594-03341-26

2026688c1

697 chapter 484.

698 25. The Board of Hearing Aid Specialists, created under  
699 part II of chapter 484.

700 26. The Board of Physical Therapy Practice, created under  
701 chapter 486.

702 27. The Board of Psychology, created under chapter 490.

703 28. School psychologists, as provided under chapter 490.

704 29. The Board of Clinical Social Work, Marriage and Family  
705 Therapy, and Mental Health Counseling, created under chapter  
706 491.

707 30. Emergency medical technicians and paramedics, as  
708 provided under part III of chapter 401.

709 Section 17. Subsection (2) of section 381.0031, Florida  
710 Statutes, is amended to read:

711 381.0031 Epidemiological research; report of diseases of  
712 public health significance to department.—

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

594-03341-26

2026688c1

726 Department of Health.

727 Section 18. Subsection (11) of section 468.301, Florida  
728 Statutes, is amended to read:

729 468.301 Definitions.—As used in this part, the term:

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

734 Section 19. 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 20. 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 21. Subsections (2) and (3) of section 485.003,  
754 Florida Statutes, are amended to read:

594-03341-26

2026688c1

755 485.003 Definitions.—In construing this chapter, the words,  
756 phrases, or terms, unless the context otherwise indicates, shall  
757 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 22. 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,

594-03341-26

2026688c1

784 podiatric physician, doctor of medicine, massage therapist,  
785 nurse, osteopathic physician or surgeon, occupational therapist,  
786 or naturopathic doctor ~~naturopath~~.

787 Section 23. 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

594-03341-26

2026688c1

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 under  
821 chapter 395, health maintenance organization certificated under  
822 part I of chapter 641, ambulatory surgical center licensed under  
823 chapter 395, or other medical facility as defined in  
824 subparagraph 2.

825 Section 24. Subsection (23) of section 893.02, Florida  
826 Statutes, is amended to read:

827 893.02 Definitions.—The following words and phrases as used  
828 in this chapter shall have the following meanings, unless the  
829 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 naturopath~~  
835 ~~licensed under chapter 462~~, a certified optometrist licensed  
836 under chapter 463, a psychiatric nurse as defined in s. 394.455,  
837 a podiatric physician licensed under chapter 461, or a physician  
838 assistant licensed under chapter 458 or chapter 459, provided  
839 such practitioner holds a valid federal controlled substance  
840 registry number.

841 Section 25. Paragraph (g) of subsection (3) of section

594-03341-26

2026688c1

842 921.0022, Florida Statutes, is amended to read:

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

845 (3) OFFENSE SEVERITY RANKING CHART

846 (g) LEVEL 7

847

848

Florida Statute	Felony Degree	Description
--------------------	------------------	-------------

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
------------	-----	-----------------------

594-03341-26

2026688c1

negligence or intentional act  
 resulting in great bodily harm,  
 permanent disfiguration,  
 permanent disability, or death.

854

409.920 3rd Medicaid provider fraud;  
 (2) (b) 1.a. \$10,000 or less.

855

409.920 2nd Medicaid provider fraud; more  
 (2) (b) 1.b. than \$10,000, but less than  
 \$50,000.

856

456.065 (2) 3rd Practicing a health care  
 profession without a license.

857

456.065 (2) 2nd Practicing a health care  
 profession without a license  
 which results in serious bodily  
 injury.

858

458.327 (1) 3rd Practicing medicine without a  
 license.

859

459.013 (1) 3rd Practicing osteopathic medicine  
 without a license.

860

460.411 (1) 3rd Practicing chiropractic  
 medicine without a license.

861

594-03341-26

2026688c1

862  
863  
864  
865  
866  
867  
868  
869  
870

- 461.012 (1) 3rd Practicing podiatric medicine without a license.
- ~~462.17 3rd Practicing naturopathy without a license.~~
- 463.015 (1) 3rd Practicing optometry without a license.
- 464.016 (1) 3rd Practicing nursing without a license.
- 465.015 (2) 3rd Practicing pharmacy without a license.
- 466.026 (1) 3rd Practicing dentistry or dental hygiene without a license.
- 467.201 3rd Practicing midwifery without a license.
- 468.366 3rd Delivering respiratory care services without a license.
- 483.828 (1) 3rd Practicing as clinical laboratory personnel without a license.
- 483.901 (7) 3rd Practicing medical physics

594-03341-26

2026688c1

without a license.

871

484.013(1)(c) 3rd Preparing or dispensing optical devices without a prescription.

872

484.053 3rd Dispensing hearing aids without a license.

873

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.

874

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.

875

560.125(5)(a) 3rd Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.

876

655.50(10)(b)1. 3rd Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial

594-03341-26

2026688c1

institution.

877

775.21(10)(a)

3rd

Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.

878

775.21(10)(b)

3rd

Sexual predator working where children regularly congregate.

879

775.21(10)(g)

3rd

Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.

880

782.051(3)

2nd

Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.

881

782.07(1)

2nd

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

882

782.071

2nd

Killing of a human being or unborn child by the operation

594-03341-26

2026688c1

of a motor vehicle in a reckless manner (vehicular homicide).

883

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

884

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

885

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

886

784.045 (1) (b)                2nd      Aggravated battery; perpetrator aware victim pregnant.

887

784.048 (4)                    3rd      Aggravated stalking; violation of injunction or court order.

888

784.048 (7)                    3rd      Aggravated stalking; violation of court order.

889

784.07 (2) (d)                 1st      Aggravated battery on law enforcement officer.

890

784.074 (1) (a)                1st      Aggravated battery on sexually

594-03341-26

2026688c1

violent predators facility  
staff.

891

784.08(2)(a) 1st Aggravated battery on a person  
65 years of age or older.

892

784.081(1) 1st Aggravated battery on specified  
official or employee.

893

784.082(1) 1st Aggravated battery by detained  
person on visitor or other  
detainee.

894

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

895

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

896

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

897

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

898

787.06(3)(e)2. 1st Human trafficking using  
coercion for labor and services  
by the transfer or transport of



594-03341-26

2026688c1

906

790.23                    1st,PBL    Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.

907

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.

908

796.05 (1)                1st        Live on earnings of a prostitute; 2nd offense.

909

796.05 (1)                1st        Live on earnings of a prostitute; 3rd and subsequent offense.

910

800.04 (5) (c) 1.        2nd        Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.

911

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.

594-03341-26

2026688c1

912	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.
913	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
914	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
915	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
916	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
917	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
	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

594-03341-26

2026688c1

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.

594-03341-26

2026688c1

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.

929

817.234(11)(c) 1st Insurance fraud; property value  
\$100,000 or more.

930

817.2341 1st Making false entries of  
(2)(b) & material fact or false  
(3)(b) statements regarding property  
values relating to the solvency  
of an insuring entity which are  
a significant cause of the  
insolvency of that entity.

931

817.418(2)(a) 3rd Offering for sale or  
advertising personal protective  
equipment with intent to

594-03341-26

2026688c1

defraud.

932

817.504 (1) (a) 3rd Offering or advertising a vaccine with intent to defraud.

933

817.535 (2) (a) 3rd Filing false lien or other unauthorized document.

934

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.

594-03341-26

2026688c1

939

827.071(2) & (3)      2nd      Use or induce a child in a sexual performance, or promote or direct such performance.

940

827.071(4)      2nd      Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.

941

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

942

838.015      2nd      Bribery.

943

838.016      2nd      Unlawful compensation or reward for official behavior.

944

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

945

838.22      2nd      Bid tampering.

946

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

947

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

594-03341-26

2026688c1

948

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

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.

954

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

594-03341-26

2026688c1

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

955

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.

956

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

957

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

958

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

959

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

594-03341-26

2026688c1

grams.

960

893.135  
(1) (c) 2.a.

1st

Trafficking in hydrocodone, 28  
grams or more, less than 50  
grams.

961

893.135  
(1) (c) 2.b.

1st

Trafficking in hydrocodone, 50  
grams or more, less than 100  
grams.

962

893.135  
(1) (c) 3.a.

1st

Trafficking in oxycodone, 7  
grams or more, less than 14  
grams.

963

893.135  
(1) (c) 3.b.

1st

Trafficking in oxycodone, 14  
grams or more, less than 25  
grams.

964

893.135  
(1) (c) 4.b. (I)

1st

Trafficking in fentanyl, 4  
grams or more, less than 14  
grams.

965

893.135  
(1) (d) 1.a.

1st

Trafficking in phencyclidine,  
28 grams or more, less than 200  
grams.

966

893.135 (1) (e) 1.

1st

Trafficking in methaqualone,  
200 grams or more, less than 5  
kilograms.

594-03341-26

2026688c1

967

893.135(1)(f)1. 1st Trafficking in amphetamine, 14  
grams or more, less than 28  
grams.

968

893.135 1st Trafficking in flunitrazepam, 4  
(1)(g)1.a. grams or more, less than 14  
grams.

969

893.135 1st Trafficking in gamma-  
(1)(h)1.a. hydroxybutyric acid (GHB), 1  
kilogram or more, less than 5  
kilograms.

970

893.135 1st Trafficking in 1,4-Butanediol,  
(1)(j)1.a. 1 kilogram or more, less than 5  
kilograms.

971

893.135 1st Trafficking in Phenethylamines,  
(1)(k)2.a. 10 grams or more, less than 200  
grams.

972

893.135 1st Trafficking in synthetic  
(1)(m)2.a. cannabinoids, 280 grams or  
more, less than 500 grams.

973

893.135 1st Trafficking in synthetic  
(1)(m)2.b. cannabinoids, 500 grams or  
more, less than 1,000 grams.

594-03341-26

2026688c1

974  
975  
976  
977  
978  
979  
980

893.135 (1) (n) 2.a.	1st	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.
893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
943.0435 (8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.

594-03341-26

2026688c1

981

943.0435 (9) (a) 3rd Sexual offender; failure to  
comply with reporting  
requirements.

982

943.0435 (13) 3rd Failure to report or providing  
false information about a  
sexual offender; harbor or  
conceal a sexual offender.

983

943.0435 (14) 3rd Sexual offender; failure to  
report and reregister; failure  
to respond to address  
verification; providing false  
registration information.

984

944.607 (9) 3rd Sexual offender; failure to  
comply with reporting  
requirements.

985

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

986

944.607 (12) 3rd Failure to report or providing  
false information about a  
sexual offender; harbor or  
conceal a sexual offender.

944.607 (13) 3rd Sexual offender; failure to

594-03341-26

2026688c1

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

991

992

Section 26. This act shall take effect December 31, 2026.