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CS/CS/HB 655

2015 Legislature

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2 An act relating to clinical laboratories; amending s.
3 483.041, F.S.; revising the definition of the term
4 "licensed practitioner" to include consultant
5 pharmacists or doctors of pharmacy licensed under
6 chapter 465, F.S.; amending s. 483.181, F.S.;
7 requiring clinical laboratories to make their services
8 available to specified licensed practitioners;
9 prohibiting such a clinical laboratory from charging
10 different prices for its services based upon the
11 chapter under which a practitioner is licensed;
12 providing an effective date.

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

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16 Section 1. Subsection (7) of section 483.041, Florida
17 Statutes, is amended to read:

18 483.041 Definitions.—As used in this part, the term:

19 (7) "Licensed practitioner" means a physician licensed
20 under chapter 458, chapter 459, chapter 460, or chapter 461; a
21 certified optometrist licensed under chapter 463; a dentist
22 licensed under chapter 466; a person licensed under chapter 462;
23 a consultant pharmacist or doctor of pharmacy licensed under
24 chapter 465; or an advanced registered nurse practitioner
25 licensed under part I of chapter 464; or a duly licensed
26 practitioner from another state licensed under similar statutes

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27 | who orders examinations on materials or specimens for
28 | nonresidents of the State of Florida, but who reside in the same
29 | state as the requesting licensed practitioner.

30 | Section 2. Subsection (5) of section 483.181, Florida
31 | Statutes, is amended to read:

32 | 483.181 Acceptance, collection, identification, and
33 | examination of specimens.—

34 | (5) A clinical laboratory licensed under this part must
35 | make its services available to ~~accept a human specimen submitted~~
36 | ~~for examination by~~ a practitioner licensed under chapter 458,
37 | chapter 459, chapter 460, chapter 461, chapter 462, chapter 463,
38 | s. 464.012, or chapter 466, or to a consultant pharmacist or
39 | doctor of pharmacy licensed under chapter 465 ~~if the specimen~~
40 | ~~and test are the type performed by the clinical laboratory. A~~
41 | ~~clinical laboratory may only refuse a specimen based upon a~~
42 | ~~history of nonpayment for services by the practitioner. A~~
43 | clinical laboratory shall not charge different prices for its
44 | services ~~tests~~ based upon the chapter under which a practitioner
45 | ~~submitting a specimen for testing~~ is licensed.

46 | Section 3. This act shall take effect upon becoming a law.