

By Representative Mackey

1 A bill to be entitled
2 An act relating to hospitals; amending s.
3 395.0191, F.S.; providing staff membership and
4 clinical privileges for licensed optometrists;
5 providing certain limitations; providing an
6 effective date.

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

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10 Section 1. Subsections (1) and (4) of section
11 395.0191, Florida Statutes, are amended to read:

12 395.0191 Staff membership and clinical privileges.--

13 (1) No licensed facility, in considering and acting
14 upon an application for staff membership or clinical
15 privileges, shall deny the application of a qualified doctor
16 of medicine licensed under chapter 458, a doctor of
17 osteopathic medicine licensed under chapter 459, a doctor of
18 dentistry licensed under chapter 466, a doctor of podiatry
19 licensed under chapter 461, a certified doctor of optometry
20 licensed under chapter 463, or a psychologist licensed under
21 chapter 490 for such staff membership or clinical privileges
22 within the scope of his or her respective licensure solely
23 because the applicant is licensed under any of such chapters.
24 Nothing in this section shall allow a doctor of optometry to
25 perform any procedures beyond the scope of practice as defined
26 in chapter 463. Hospital staff membership granted to a
27 certified doctor of optometry shall not include admitting
28 privileges.

29 (4) Nothing herein shall restrict in any way the
30 authority of the medical staff of a licensed facility to
31 review for approval or disapproval all applications for

1 appointment and reappointment to all categories of staff and
2 to make recommendations on each applicant to the governing
3 board, including the delineation of privileges to be granted
4 in each case. In making such recommendations and in the
5 delineation of privileges, each applicant shall be considered
6 individually pursuant to criteria for a doctor licensed under
7 chapter 458, chapter 459, chapter 461, chapter 463, or chapter
8 466, or for an advanced registered nurse practitioner licensed
9 and certified under chapter 464, or for a psychologist
10 licensed under chapter 490, as applicable. The applicant's
11 eligibility for staff membership or clinical privileges shall
12 be determined by the applicant's background, experience,
13 health, training, and demonstrated competency; the applicant's
14 adherence to applicable professional ethics; the applicant's
15 reputation; and the applicant's ability to work with others
16 and by such other elements as determined by the governing
17 board, consistent with this part.

18 Section 2. This act shall take effect October 1 of the
19 year in which enacted.

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22 HOUSE SUMMARY

23 Prohibits hospitals and other facilities licensed under
24 chapter 395, F.S., from denying staff membership and
25 clinical privileges to certified optometrists licensed
26 under chapter 463, F.S., within the scope of said
27 licensure, solely because of said licensure. Restricts
such clinical privileges to the scope of practice under
said licensure. Provides that such staff membership does
not include admitting privileges.

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