

Bill No. SB 1500

Amendment No. \_\_\_\_

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Diaz-Balart moved the following amendment:		
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13	<b>Senate Amendment (with title amendment)</b>		
14	On page 5, between lines 12 and 13,		
15			
16	insert:		
17	Section 1. <u>Notwithstanding any provision of law to the</u>		
18	<u>contrary, any foreign-trained physician who was approved by</u>		
19	<u>the Board of Medicine to take, and who completed, in November</u>		
20	<u>1990 or November 1992, a special preparatory medical update</u>		
21	<u>course authorized by the Board of Medicine and the University</u>		
22	<u>of Miami Medical School and who subsequently passed the final</u>		
23	<u>course examination and the MOCK FLEX examination, or who was</u>		
24	<u>approved by the Board of Medicine to take one of those courses</u>		
25	<u>and has a certificate of successful completion of the course</u>		
26	<u>from the University of Miami, or the Kaplan Course in 1992 is</u>		
27	<u>exempt from any licensure examination required by section</u>		
28	<u>458.311 or section 458.3115, Florida Statutes, including the</u>		
29	<u>licensure examinations of the National Board of Medical</u>		
30	<u>Examiners, the Federation of State Medical Boards of the</u>		
31	<u>United States, Inc. (FLEX), the United States Medical</u>		

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1 Licensing Examination (USMLE), or the Special Purpose  
2 Examination (SPEX).

3 (1) Any such foreign-trained physician shall be issued  
4 a restricted license if the physician:

5 (a) Applies to the Agency for Health Care  
6 Administration and submits a nonrefundable application fee  
7 that is equivalent to that for licensure by examination;

8 (b) Graduated from an allopathic medical school or  
9 allopathic college; and

10 (c) Is not under discipline, investigation, or  
11 prosecution in any jurisdiction for an action that would be a  
12 violation of chapter 455, Florida Statutes, or chapter 458,  
13 Florida Statutes, and that substantially threatened the public  
14 health, safety, or welfare.

15 (2) The board or the agency may require an applicant  
16 to appear before issuing the restricted license and may impose  
17 reasonable conditions on the applicant's license. The  
18 conditions may include:

19 (a) Periodic and random departmental audits of the  
20 licensee's patient records and review of those records by the  
21 board or the agency.

22 (b) Periodic appearances of the licensee before the  
23 board or the agency.

24 (c) Submission of written reports by the licensee to  
25 the board or the agency.

26 (3) A restricted licensee must practice under the  
27 direct supervision of a full licensee.

28 (4)(a) A restricted license is valid for 2 years. A  
29 restricted licensee is subject to the requirements of chapters  
30 455 and 458, Florida Statutes, and any other law not in  
31 conflict with this section. Upon expiration of the restricted

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1 license, the licensee shall be issued a nonrestricted license  
2 if he:

3 1. Is not under discipline, investigation, or  
4 prosecution for a violation that posed a substantial threat to  
5 the public health, safety, or welfare; and

6 2. Pays all renewal fees required of a nonrestricted  
7 licensee.

8 (b) The agency shall renew a restricted license upon  
9 payment of the same fees required for renewal of a  
10 nonrestricted license if the restricted licensee is under  
11 discipline, investigation, or prosecution for a violation that  
12 posed a substantial threat to the public health, safety, or  
13 welfare and the board or the agency has not permanently  
14 revoked the restricted license. A restricted licensee who has  
15 renewed his license is eligible for full licensure when he is  
16 no longer under discipline, investigation, or prosecution.

17 (5) The board shall adopt rules to administer this  
18 section.

19  
20 (Redesignate subsequent sections.)

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22  
23 ===== T I T L E A M E N D M E N T =====

24 And the title is amended as follows:

25 On page 1, line 12, after the semicolon

26  
27 insert:

28 providing for the restricted licensure of  
29 certain foreign-trained physicians; providing  
30 for fees and the adoption of rules;

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