

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Judiciary offered the following:

Amendment

On page 1, between lines 15 & 16

insert in lieu thereof:

Section 1. Paragraph (v) of subsection (1) of section 458.331, Florida Statutes, 1998 Supplement, is amended to read:

458.331 Grounds for disciplinary action; action by the board and department.--

(1) The following acts shall constitute grounds for which the disciplinary actions specified in subsection (2) may be taken:

(v) Practicing or offering to practice beyond the scope permitted by law or accepting and performing professional responsibilities which the licensee knows or has reason to know that he or she is not competent to perform. ~~The board may establish by rule standards of practice and standards of care for particular practice settings, including, but not limited to, education and training, equipment and~~

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1 ~~supplies, medications including anesthetics, assistance of and~~
2 ~~delegation to other personnel, transfer agreements,~~
3 ~~sterilization, records, performance of complex or multiple~~
4 ~~procedures, informed consent, and policy and procedure~~
5 ~~manuals.~~

6 Section 2. Subsections (3) and (4) are added to
7 section 458.309, Florida Statutes, 1998 Supplement, to read:

8 458.309 Authority to make rules.--

9 (3) The board may establish by rule standards of
10 practice and standards of care for particular practice
11 settings, including, but not limited to, education and
12 training, equipment and supplies, medications including
13 anesthetics, assistance of and delegation to other personnel,
14 transfer agreements, sterilization, records, performance of
15 complex or multiple procedures, informed consent, and policy
16 and procedure manuals.

17 (4) In addition to the standards listed under
18 subsection (3), the board may establish by rule requirements
19 for the registration and inspection of settings in which Level
20 II or III office surgery, as defined by board rule, is
21 performed. Such registration and inspections shall be
22 conducted by the department for the purpose of determining
23 compliance with board rules. The board may approve appropriate
24 accreditation agencies for the purpose of conducting
25 inspections. The actual costs for registration and inspection
26 shall be paid by the person seeking to register and operate
27 the office setting in which Level II or III office surgery is
28 performed.