

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

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

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Representative(s) Fasano offered the following:

Amendment to Amendment (541895) (with title amendment)

On page 68, between lines 12 & 13, of the amendment

insert:

Section 40. Paragraph (d) is added to subsection (9) of section 458.347, Florida Statutes, to read:

458.347 Physician assistants.--

(9) COUNCIL ON PHYSICIAN ASSISTANTS.--The Council on Physician Assistants is created within the department.

(a) The council shall consist of five members appointed as follows:

1. The chairperson of the Board of Medicine shall appoint three members who are physicians and members of the Board of Medicine. One of the physicians must supervise a physician assistant in the physician's practice.

2. The chairperson of the Board of Osteopathic Medicine shall appoint one member who is a physician and a member of the Board of Osteopathic Medicine.

3. The secretary of the department or his or her

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1 designee shall appoint a fully licensed physician assistant
2 licensed under this chapter or chapter 459.

3 (b) Two of the members appointed to the council must
4 be physicians who supervise physician assistants in their
5 practice. Members shall be appointed to terms of 4 years,
6 except that of the initial appointments, two members shall be
7 appointed to terms of 2 years, two members shall be appointed
8 to terms of 3 years, and one member shall be appointed to a
9 term of 4 years, as established by rule of the boards.
10 Council members may not serve more than two consecutive terms.
11 The council shall annually elect a chairperson from among its
12 members.

13 (c) The council shall:

14 1. Recommend to the department the licensure of
15 physician assistants.

16 2. Develop all rules regulating the use of physician
17 assistants by physicians under this chapter and chapter 459,
18 except for rules relating to the formulary developed under
19 paragraph (4)(f). The council shall also develop rules to
20 ensure that the continuity of supervision is maintained in
21 each practice setting. The boards shall consider adopting a
22 proposed rule developed by the council at the regularly
23 scheduled meeting immediately following the submission of the
24 proposed rule by the council. A proposed rule submitted by
25 the council may not be adopted by either board unless both
26 boards have accepted and approved the identical language
27 contained in the proposed rule. The language of all proposed
28 rules submitted by the council must be approved by both boards
29 pursuant to each respective board's guidelines and standards
30 regarding the adoption of proposed rules. If either board
31 rejects the council's proposed rule, that board must specify

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1 its objection to the council with particularity and include
2 any recommendations it may have for the modification of the
3 proposed rule.

4 3. Make recommendations to the boards regarding all
5 matters relating to physician assistants.

6 4. Address concerns and problems of practicing
7 physician assistants in order to improve safety in the
8 clinical practices of licensed physician assistants.

9 (d) When the Council finds that an applicant for
10 licensure has failed to meet, to the Council's satisfaction,
11 each of the requirements for licensure set forth in this
12 section, the Council may enter an order to:

13 1. Refuse to certify the applicant for licensure;

14 2. Approve the applicant for licensure with
15 restrictions on the scope of practice or license; or

16 3. Approve the applicant for conditional licensure.

17 Such conditions may include placement of the licensee on
18 probation for a period of time and subject to such conditions
19 as the Council may specify, including but not limited to,
20 requiring the licensee to undergo treatment, to attend
21 continuing education courses, to work under the direct
22 supervision of a physician licensed in this state, or to take
23 corrective action.

24 Section 41. Paragraph (d) is added to subsection (9)
25 of section 459.022, Florida Statutes, to read:

26 459.022 Physician assistants.--

27 (9) COUNCIL ON PHYSICIAN ASSISTANTS.--The Council on
28 Physician Assistants is created within the department.

29 (a) The council shall consist of five members
30 appointed as follows:

31 1. The chairperson of the Board of Medicine shall

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1 appoint three members who are physicians and members of the
2 Board of Medicine. One of the physicians must supervise a
3 physician assistant in the physician's practice.

4 2. The chairperson of the Board of Osteopathic
5 Medicine shall appoint one member who is a physician and a
6 member of the Board of Osteopathic Medicine.

7 3. The secretary of the department or her or his
8 designee shall appoint a fully licensed physician assistant
9 licensed under chapter 458 or this chapter.

10 (b) Two of the members appointed to the council must
11 be physicians who supervise physician assistants in their
12 practice. Members shall be appointed to terms of 4 years,
13 except that of the initial appointments, two members shall be
14 appointed to terms of 2 years, two members shall be appointed
15 to terms of 3 years, and one member shall be appointed to a
16 term of 4 years, as established by rule of the boards.
17 Council members may not serve more than two consecutive terms.
18 The council shall annually elect a chairperson from among its
19 members.

20 (c) The council shall:

21 1. Recommend to the department the licensure of
22 physician assistants.

23 2. Develop all rules regulating the use of physician
24 assistants by physicians under chapter 458 and this chapter,
25 except for rules relating to the formulary developed under s.
26 458.347(4)(f). The council shall also develop rules to ensure
27 that the continuity of supervision is maintained in each
28 practice setting. The boards shall consider adopting a
29 proposed rule developed by the council at the regularly
30 scheduled meeting immediately following the submission of the
31 proposed rule by the council. A proposed rule submitted by

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1 the council may not be adopted by either board unless both
2 boards have accepted and approved the identical language
3 contained in the proposed rule. The language of all proposed
4 rules submitted by the council must be approved by both boards
5 pursuant to each respective board's guidelines and standards
6 regarding the adoption of proposed rules. If either board
7 rejects the council's proposed rule, that board must specify
8 its objection to the council with particularity and include
9 any recommendations it may have for the modification of the
10 proposed rule.

11 3. Make recommendations to the boards regarding all
12 matters relating to physician assistants.

13 4. Address concerns and problems of practicing
14 physician assistants in order to improve safety in the
15 clinical practices of licensed physician assistants.

16 (d) When the Council finds that an applicant for
17 licensure has failed to meet, to the Council's satisfaction,
18 each of the requirements for licensure set forth in this
19 section, the Council may enter an order to:

20 1. Refuse to certify the applicant for licensure;

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29 supervision of a physician licensed in this state, or to take
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1 ===== T I T L E A M E N D M E N T =====

2 And the title is amended as follows:

3 On page 73, line 16, after the semicolon, of the
4 amendment

5
6 insert:

7 amending s. 458.347, F.S.; providing authority
8 to the Council on Physician Assistants to
9 refuse to certify an applicant for licensure or
10 place restrictions or conditions on license;
11 amending s. 459.022, F.S.; providing authority
12 to the Council on Physician Assistants to
13 refuse to certify an applicant for licensure or
14 place restrictions or conditions on license;

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