

By Representative Ogles

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 podiatric  
 19 medicine licensed under chapter 461, a certified doctor of  
 20 optometry licensed under chapter 463, or a psychologist  
 21 licensed under chapter 490 for such staff membership or  
 22 clinical privileges within the scope of his or her respective  
 23 licensure solely because the applicant is licensed under any  
 24 of such chapters. Nothing in this section shall allow a doctor  
 25 of optometry to perform any procedures beyond the scope of  
 26 practice as defined in chapter 463. Hospital staff membership  
 27 granted to a certified doctor of optometry shall not include  
 28 admitting 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, 2000.

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HOUSE SUMMARY

Prohibits hospitals and other facilities licensed under chapter 395, F.S., from denying staff membership and clinical privileges to certified optometrists licensed under chapter 463, F.S., within the scope of said 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.