

By Senator Diaz-Balart

37-300-00

See HB 183

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

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

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

395.0191 Staff membership and clinical privileges.--

(1) No licensed facility, in considering and acting
upon an application for staff membership or clinical
privileges, shall deny the application of a qualified doctor
of medicine licensed under chapter 458, a doctor of
osteopathic medicine licensed under chapter 459, a doctor of
dentistry licensed under chapter 466, a doctor of podiatric
medicine licensed under chapter 461, a certified doctor of
optometry licensed under chapter 463, or a psychologist
licensed under chapter 490 for such staff membership or
clinical privileges within the scope of his or her respective
licensure solely because the applicant is licensed under any
of such chapters. Nothing in this section shall be interpreted
to allow a doctor of optometry to perform any procedures
beyond the scope of practice as defined in chapter 463.
Hospital staff membership granted to a certified doctor of
optometry does not include admitting privileges.

(4) Nothing herein shall restrict in any way the
authority of the medical staff of a licensed facility to
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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LEGISLATIVE 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.