

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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11 Representative(s) Boyd offered the following:

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13 **Amendment (with title amendment)**

14 On page 81, between lines 15 and 16, of the bill

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16 insert:

17 Section 77. Subsection (5) of section 455.587, Florida
18 Statutes, is amended to read:

19 455.587 Fees; receipts; disposition.--

20 (5) All moneys collected by the department from fees
21 or fines or from costs awarded to the agency by a court shall
22 be paid into a trust fund used by the department to implement
23 this part. The Legislature shall appropriate funds from this
24 trust fund sufficient to carry out this part and the
25 provisions of law with respect to professions regulated by the
26 Division of Medical Quality Assurance within the department
27 and the boards. The department may contract with public and
28 private entities to receive and deposit revenue pursuant to
29 this section. The department shall maintain separate accounts
30 in the trust fund used by the department to implement this
31 part for every profession within the department. To the

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1 maximum extent possible, the department shall directly charge
2 all expenses to the account of each regulated profession. For
3 the purpose of this subsection, direct charge expenses
4 include, but are not limited to, costs for investigations,
5 examinations, and legal services. For expenses that cannot be
6 charged directly, the department shall provide for the
7 proportionate allocation among the accounts of expenses
8 incurred by the department in the performance of its duties
9 with respect to each regulated profession. The regulation by
10 the department of professions, as defined in this part, shall
11 be financed solely from revenue collected by it from fees and
12 other charges and deposited in the Medical Quality Assurance
13 Trust Fund, and all such revenue is hereby appropriated to the
14 department. However, it is legislative intent that each
15 profession shall operate within its anticipated fees.The
16 department may not expend funds from the account of a
17 profession to pay for the expenses incurred on behalf of
18 another profession, except that the Board of Nursing must pay
19 for any costs incurred in the regulation of certified nursing
20 assistants. The department shall maintain adequate records to
21 support its allocation of agency expenses. The department
22 shall provide any board with reasonable access to these
23 records upon request. The department shall provide each board
24 an annual report of revenue and direct and allocated expenses
25 related to the operation of that profession. The board shall
26 use these reports and the department's adopted long-range plan
27 to determine the amount of license fees. A condensed version
28 of this information, with the department's recommendations,
29 shall be included in the annual report to the Legislature
30 prepared under s. 455.644.

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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 2, line 23, after the semicolon,

4

5 insert:

6 amending s. 455.587, F.S.; providing

7 requirements for funding regulation of

8 professions by the Department of Health;

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