

Bill No. CS for SB 1558, 1st Eng.

Amendment No. Barcode 620382

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Diaz de la Portilla moved the following amendment to amendment (791604):

Senate Amendment (with title amendment)

On page 287, between lines 19 and 20,

insert:

Section 144. Section 468.805, Florida Statutes, is amended to read:

468.805 Grandfathering.--

(1)(a) A person who has practiced orthotics, prosthetics, or pedorthics in this state for the required period ~~between since~~ July 1, 1990, and March 1, 1998, who, before March 1, 1998, ~~applied~~ applies to the department for a license to practice orthotics, prosthetics, or pedorthics, and who received certification in orthotics, prosthetics, or pedorthics from a national certifying body and had his or her application fully approved by the board before October 1, 2000, may be licensed as a prosthetist, an orthotist, a prosthetist-orthotist, an orthotic fitter, an orthotic fitter assistant, or a pedorthist, as applicable ~~determined from the~~

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1 ~~person's experience, certification, and educational~~
2 ~~preparation, without meeting the educational requirements set~~
3 ~~forth in s. 468.803, upon receipt of the application fee and~~
4 ~~licensing fee and after the board has completed an~~
5 ~~investigation into the applicant's background and experience.~~
6 ~~The board shall require an application fee not to exceed \$500,~~
7 ~~which shall be nonrefundable. The board shall complete its~~
8 ~~investigation within 6 months after receipt of the completed~~
9 ~~application.~~

10 (b) The period of experience required for licensure
11 under this subsection ~~section~~ is 5 years for a prosthetist or
12 an orthotist and ~~2~~ years for an orthotic fitter, an orthotic
13 fitter assistant, or a pedorthist. Each applicant shall
14 document experience in the ~~and 5 years for an orthotist whose~~
15 scope of practice for the profession applied for as is defined
16 under s. 468.80~~(7)~~.

17 (2)(a) An applicant for licensure as an orthotist, a
18 prosthetist, or a prosthetist-orthotist who cannot demonstrate
19 5 years of experience as required by subsection (1), but who
20 has practiced as an orthotist, a prosthetist, or a
21 prosthetist-orthotist in this state for at least 2 years
22 between July 1, 1990, and March 1, 1998, and ~~A person who has~~
23 ~~received certification as an orthotist, a prosthetist, or a~~
24 ~~prosthetist-orthotist from a national certifying body before~~
25 ~~July 1, 1998, and who has practiced orthotics or prosthetics~~
26 ~~in this state for at least 2 years but less than 5 years is~~
27 eligible for a provisional license.

28 (b) ~~An applicant for provisional licensure shall~~
29 ~~submit proof that he or she has been actively practicing as a~~
30 ~~nationally certified orthotist, prosthetist, or~~
31 ~~prosthetist-orthotist, an application fee, and a provisional~~

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1 ~~license fee.~~

2 (b)(c) A provisional licensee is required to practice
3 under supervision of a fully licensed orthotist, prosthetist,
4 or prosthetist-orthotist for up to 3 years in order to meet
5 the 5-year experience requirement of subsection (1) to be
6 licensed as an orthotist, a prosthetist, or a
7 prosthetist-orthotist. The provisional licensee must
8 demonstrate that the supervised practice includes experience
9 in the scope of practice of the profession as defined under s.
10 468.80.

11 ~~(d) After appropriate investigation, the board shall~~
12 ~~license as an orthotist, prosthetist, or prosthetist-orthotist~~
13 ~~the provisional licensee who has successfully completed the~~
14 ~~period of experience required and otherwise meets the~~
15 ~~requirements of subsection (1).~~

16 ~~(e) The board shall require an application fee, not to~~
17 ~~exceed \$500, which is nonrefundable, and a provisional~~
18 ~~licensure fee, not to exceed \$500.~~

19 (3) Upon receipt of the nonrefundable application fee
20 and the appropriate licensing fee, the board shall complete an
21 investigation into the applicant's background and experience.
22 The board shall complete its investigation within 6 months
23 after receipt of the completed application. The 90-day period
24 for approval or denial of a license required under s. 120.60
25 does not apply to applications for licensure or provisional
26 licensure under this section.

27 (4) The board by rule shall establish the following
28 fees not to exceed \$500 each:

29 (a) Application fee for licensure under subsection
30 (1).

31 (b) Application fee for provisional licensure under

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1 subsection (2).

2 (c) Application fee for licensure following
 3 provisional licensure under subsection (2).

4 (d) Initial licensure fee.

5 (e) Provisional licensure fee.

6 (5)(3) An applicant who has received certification as
 7 an orthotist, a prosthetist, a prosthetist-orthotist, or a
 8 pedorthist from a national certifying body which requires the
 9 successful completion of an examination, may be licensed under
 10 this section without taking an additional examination. An
 11 applicant who has not received certification from a national
 12 certifying body which requires the successful completion of an
 13 examination shall be required to take an examination as
 14 determined by the board. This examination shall be designed to
 15 determine if the applicant has the minimum qualifications
 16 needed to be licensed under this section. The board may charge
 17 an examination fee and the actual per applicant cost to the
 18 department for purchase or development of the examination.

19 (6)(4) An applicant who successfully completed prior
 20 to March 1, 1998, at least one-half of the examination
 21 required for national certification and successfully completed
 22 the remaining portion of the examination and became certified
 23 prior to October 1, 2000 ~~July 1, 1998~~, shall be considered as
 24 nationally certified by March 1, 1998, for purposes of this
 25 section.

26 (7)(5) This section is repealed July 1, 2002.

27 Section 145. Section 1 of chapter 99-158, Laws of
 28 Florida, is repealed.

29
 30 (Redesignate subsequent sections.)
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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 300, line 20, after the semicolon,

4

5 insert:

6 amending s. 468.805, F.S.; revising
7 grandfathering requirements for licensure to
8 practice orthotics, prosthetics, or pedorthics
9 without meeting statutory educational
10 requirements; repealing s. 1, ch. 99-158, Laws
11 of Florida, relating to a deadline to apply for
12 licensure to practice orthotics, prosthetics,
13 or pedorthics without meeting statutory
14 educational requirements;

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