

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

BILL: CS/SB 1788

SPONSOR: Health, Aging and Long-Term Care Committee and Senator Wasserman Schultz and others

SUBJECT: Continuing Dental Education

DATE: March 28, 2001 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Munroe	Wilson	HC	Favorable/CS
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

I. Summary:

The bill amends the domestic violence continuing education requirements for certain health care professionals in s. 456.031, F.S., to provide a licensed dentist or dental hygienist the option of completing a course approved by the Board of Dentistry in lieu of a domestic violence course for licensure renewal, if the licensed dentist or dental hygienist has completed a domestic violence course in the immediately preceding 2 years.

The bill amends the AIDS/HIV continuing education requirements for certain health care professionals in s. 456.033, F.S., to provide a licensed dentist or dental hygienist the option of completing a course approved by the Board of Dentistry in lieu of an AIDS/HIV course for licensure renewal, if the licensed dentist or dental hygienist has completed an AIDS/HIV course in the immediately preceding 2 years.

This bill amends sections 456.031 and 456.033, Florida Statutes.

II. Present Situation:

Domestic Violence Continuing Education

Section 456.031, Florida Statutes, provides continuing education requirements on domestic violence for health care professionals licensed or certified under chapter 458, F.S. (medical practice), chapter 459, F.S. (osteopathic medicine), chapter 464, F.S. (nursing), chapter 466, F.S. (dentistry and dental hygiene), chapter 467, F.S. (midwifery), chapter 490, F.S. (psychological services), and chapter 491, F.S. (psychology, clinical social work, marriage and family therapy and mental health counseling). The appropriate board must require professionals under its

jurisdiction to complete a 1-hour continuing education course approved by the board on domestic violence as a part of the professional's relicensure or recertification every 2 years. The course must consist of information on the number of patients in that professional's practice who are likely to be victims of domestic violence and the number who are likely to be perpetrators of domestic violence, screening procedures for determining whether a patient has any history of being either a victim or a perpetrator of domestic violence, and instruction on how to provide such patients with information on, or how to refer such patients to, resources in the local community that provide legal aid, shelter, victim counseling, batterer counseling, or child protection services.

Each licensee or certificate holder must submit confirmation of having completed such course, on a form provided by the board when submitting fees for each renewal. A professional is subject to discipline for failure to comply with the requirements to complete the required domestic violence course. As a condition of granting a license, applicants for initial licensure must complete a course on domestic violence or its equivalent or show good cause for not completing the requirement and then be allowed 6 months to do so. The board may approve additional equivalent courses that may be used to satisfy the domestic violence course requirements. Any person holding two or more licenses must be permitted to show proof of having taken one board-approved course on domestic violence.

The domestic violence continuing education requirement in s. 456.031, F.S., was amended to provide a health care professional the option of completing an end-of-life care and palliative health care course in lieu of a domestic violence course for licensure and licensure renewal, if the health care professional has completed a domestic violence course in the immediately preceding 2 years.

AIDS/HIV Continuing Education

Section 456.033, F.S., provides continuing education requirements on human immunodeficiency virus and acquired immune deficiency syndrome (HIV/AIDS) for health care professionals licensed or certified under chapter 457, F.S. (acupuncture), chapter 458, F.S. (medical practice), chapter 459, F.S. (osteopathic medicine), chapter 464, F.S. (nursing), chapter 465, F.S., (pharmacy), chapter 466, F.S. (dentistry and dental hygiene), parts II, III, V, and X of chapter 468, F.S. (nursing home administration, occupational therapy, respiratory therapy, and dietetics and nutrition practice), and chapter 486, F.S. (physical therapy). The appropriate board must require professionals under its jurisdiction to complete a 1-hour continuing education course approved by the board on AIDS/HIV as a part of the professional's relicensure or recertification every 2 years. The course must consist of education on the modes of transmission, infection control procedures, clinical management, and prevention of AIDS/ HIV. Such course must include information on current Florida law on AIDS and its impact on testing, confidentiality of testing results, treatment of patients, and any protocols and procedures applicable to HIV counseling and testing, reporting, the offering of HIV testing to pregnant women, and partner notification.

Each licensee or certificate holder must submit confirmation of having completed such course, on a form provided by the board when submitting fees for each renewal. A professional is subject to discipline for failure to comply with the requirements to complete the required

AIDS/HIV course. As a condition of granting a license, applicants for initial licensure must complete a course on AIDS/HIV or show good cause for not completing the requirement and then be allowed 6 months to do so. The board may approve additional equivalent courses that may be used to satisfy the AIDS/HIV course requirements. Any person holding two or more licenses must be permitted to show proof of having taken one board-approved course on AIDS/HIV.

The AIDS/HIV continuing education requirement in s. 456.033, F.S., was amended to provide a health care professional the option of completing an end-of-life care and palliative health care course in lieu of an AIDS/HIV course for licensure and licensure renewal, if the health care professional has completed an AIDS/HIV course in the immediately preceding 2 years.

Chapter 466, F.S., governs the practice of dentistry and dental hygiene. The Board of Dentistry has adopted administrative rules specifying continuing education requirements for dentists and dental hygienists.¹ Dentists must complete 30 hours of continuing professional education during each license renewal every 2 years. Of the required 30 hours of continuing education, 1 hour must be in domestic violence training and 2 hours in ethics and jurisprudence. Dental hygienists must complete 24 hours of continuing professional education during each license renewal every 2 years. In addition to the 24 hours, dental hygienist must complete a 1-hour course on domestic violence. Dentists and dental hygienists must complete a course in cardiopulmonary resuscitation in addition to the required continuing education hours for their relicensure.

III. Effect of Proposed Changes:

The bill amends the domestic violence continuing education requirements for certain health care professionals in s. 456.031, F.S., to provide a licensed dentist or dental hygienist the option of completing a course approved by the Board of Dentistry in lieu of a domestic violence course for licensure renewal, if the licensed dentist or dental hygienist has completed a domestic violence course in the immediately preceding 2 years.

The bill amends the AIDS/HIV continuing education requirements for certain health care professionals in s. 456.033, F.S., to provide a licensed dentist or dental hygienist the option of completing a course approved by the Board of Dentistry in lieu of an AIDS/HIV course for licensure renewal, if the licensed dentist or dental hygienist has completed an AIDS/HIV course in the immediately preceding 2 years.

The effective date of the bill is July 1, 2001.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The provisions of this bill have no impact on municipalities and the counties under the requirements of Art. VII, s. 18 of the Florida Constitution.

¹ Rule 64B5-12.013, Florida Administrative Code

B. Public Records/Open Meetings Issues:

The provisions of this bill have no impact on public records or open meetings issues under the requirements of Art. I, s. 24(a) and (b) of the Florida Constitution.

C. Trust Funds Restrictions:

The provisions of this bill have no impact on the trust fund restrictions under the requirements of Art. III, s. 19(f) of the Florida Constitution.

V. Economic Impact and Fiscal Note:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Amendments:

None.