

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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Representative(s) Needelman offered the following:

Amendment (with title amendment)

Delete everything after the enacting clause

and insert in lieu thereof:

Section 1. Paragraphs (nn) and (oo) are added to subsection (1) of section 458.331, Florida Statutes, to read:

458.331 Grounds for disciplinary action; action by the board and department.--

(1) The following acts shall constitute grounds for which the disciplinary actions specified in subsection (2) may be taken:

(nn) Delegating postoperative responsibilities to a person not licensed as a physician under this chapter or chapter 459, except where delegation to another licensed health care practitioner is deemed medically appropriate by the delegating physician and the other licensed health care practitioner is required by law to conform to the same level of care provided by medical practitioners in accordance with the same or similar community standards. Delegation of ocular

1 postoperative responsibility shall be subject to the written
2 informed consent of the patient, and the postoperative care
3 shall be performed pursuant to a co-management protocol which
4 requires regular reporting to the surgeon and immediate
5 consultation with a surgeon when the care required by the
6 patient exceeds the care which the other licensed health care
7 practitioner is authorized or trained to perform.

8 (oo) Failing to report to the department, as required
9 by s. 456.072, any person licensed under this chapter, chapter
10 459, or the chapter regulating the alleged violator, who fails
11 to provide appropriate postoperative care.

12 Section 2. Paragraphs (pp) and (qq) are added to
13 subsection (1) of section 459.015, Florida Statutes, to read:

14 459.015 Grounds for disciplinary action; action by the
15 board and department.--

16 (1) The following acts shall constitute grounds for
17 which the disciplinary actions specified in subsection (2) may
18 be taken:

19 (pp) Delegating postoperative responsibilities to a
20 person not licensed as a physician under this chapter or
21 chapter 459, except where delegation to another licensed
22 health care practitioner is deemed medically appropriate by
23 the delegating physician and the other licensed health care
24 practitioner is required by law to conform to the same level
25 of care provided by medical practitioners in accordance with
26 the same or similar community standards. Delegation of ocular
27 postoperative responsibility shall be subject to the written
28 informed consent of the patient, and the postoperative care
29 shall be performed pursuant to a co-management protocol which
30 requires regular reporting to the surgeon and immediate
31 consultation with a surgeon when the care required by the

1 patient exceeds the care which the other licensed health care
2 practitioner is authorized or trained to perform.

3 (qq) Failing to report to the department, as required
4 by s. 456.072, any person licensed under this chapter, chapter
5 458, or the chapter regulating the alleged violator, who fails
6 to provide appropriate postoperative care.

7 Section 3. This act shall take effect July 1, 2001.

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10 ===== T I T L E A M E N D M E N T =====

11 And the title is amended as follows:

12 On page 1, line 4, strike the words "an additional
13 ground"

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and insert in lieu thereof:

16 additional grounds

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