

By the Committee on Health, Aging, and Long-Term Care; and
Senators Peadar and Fasano

317-1312-04

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A bill to be entitled
An act relating to dermatological services;
creating s. 458.3245, F.S.; requiring a
dermatologist to directly supervise a person
who is not licensed to practice medicine or
certified to practice advanced level nursing
while that person performs specified services;
defining terms; creating s. 459.0126, F.S.;
requiring a dermatologist to directly supervise
a person who is not licensed to practice
osteopathic medicine or certified to practice
advanced level nursing while that person
performs specified services; defining terms;
providing an effective date.

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

Section 1. Section 458.3245, Florida Statutes, is
created to read:

458.3245 Dermatological supervision requirements.--

(1) A dermatologist must directly supervise any person
with whom the dermatologist has a supervisory relationship
within his or her dermatological practice and who is not
licensed to practice medicine under this chapter or certified
under s. 464.012 when that person:

(a) Evaluates any new, nonemergency patient for
dermatological care or treatment; or

(b) Encounters within the scope of his or her
delegated responsibilities under the dermatologist, any new
dermatological problem on any of the dermatologist's patients.

(2) As used in this section, the term:

1 (a) "Dermatological" refers to a medical condition
2 involving the skin or subcutaneous tissue.

3 (b) "Dermatologist" means any physician who has
4 successfully completed a 3-year residency in dermatology
5 approved by the Accreditation Council on Graduate Medical
6 Education and who is practicing within the scope of that
7 specialty within this state.

8 (c) "Directly supervise" means the dermatologist is
9 present in the same office suite as the person being
10 supervised.

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12 This section does not apply to any dermatological procedures
13 performed within a facility licensed under chapter 395 or
14 chapter 400.

15 Section 2. Section 459.0126, Florida Statutes, is
16 created to read:

17 459.0126 Dermatological supervision requirements.--

18 (1) A dermatologist must directly supervise any person
19 with whom the dermatologist has a supervisory relationship
20 within his or her dermatological practice and who is not
21 licensed to practice osteopathic medicine under this chapter
22 or certified under s. 464.012 when that person:

23 (a) Evaluates any new, nonemergency patient for
24 dermatological care or treatment; or

25 (b) Encounters, within the scope of his or her
26 delegated responsibilities under the dermatologist, any new
27 dermatological problem on any of the dermatologist's patients.

28 (2) As used in this section, the term:

29 (a) "Dermatological" refers to a medical condition
30 involving the skin or subcutaneous tissue.

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1 (b) "Dermatologist" means any physician who has
2 successfully completed a 3-year residency in dermatology
3 approved by the American Osteopathic Association and who is
4 practicing within the scope of that specialty within this
5 state.

6 (c) "Directly supervise" means the dermatologist is
7 present in the same office suite as the person being
8 supervised.

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10 This section does not apply to any dermatological procedures
11 performed within a facility licensed under chapter 395 or
12 chapter 400.

13 Section 3. This act shall take effect upon becoming a
14 law.

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16 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
17 COMMITTEE SUBSTITUTE FOR
18 Senate Bill 1124

19 The committee substitute revises the conditions under which a
20 person is subject to direct supervision by a dermatologist to
21 exclude persons who practice advanced level nursing. The
22 committee substitute defines "dermatological" and
23 "dermatology" for purposes of providing supervision
24 requirements for certain persons providing dermatological care
25 or treatment under a dermatologist's supervision. The
26 committee substitute exempts dermatological procedures
27 performed in hospitals, ambulatory surgical centers, and
28 nursing homes from the supervision requirements.
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