

Bill No. CS for SB 1180

Barcode 632916

CHAMBER ACTION

Senate

House

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Senator Peaden moved the following amendment:

**Senate Amendment (with title amendment)**

On page 3, line 18, through  
page 4, line 6, delete those lines

and insert:

Section 3. Subsection (2) of section 458.331, Florida Statutes, is amended, and subsection (11) is added to that section, to read:

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

(2) The board may enter an order denying licensure or imposing any of the penalties in s. 456.072(2) against any applicant for licensure or licensee who is found guilty of violating any provision of subsection (1) of this section or who is found guilty of violating any provision of s.

456.072(1). A probable cause panel considering disciplinary action against a physician assistant pursuant to s. 456.073 shall include a licensed physician assistant designated by the Council on Physician Assistants. In determining what action is

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1 appropriate, the board must first consider what sanctions are  
 2 necessary to protect the public or to compensate the patient.  
 3 Only after those sanctions have been imposed may the  
 4 disciplining authority consider and include in the order  
 5 requirements designed to rehabilitate the physician. All costs  
 6 associated with compliance with orders issued under this  
 7 subsection are the obligation of the physician.

8 (11) If the department learns that a drug, as defined  
 9 under s. 499.003(17), which has not been approved by the  
 10 United States Food and Drug Administration for human use, has  
 11 been sold to identified health care providers in this state  
 12 and licensed under this chapter, the department shall  
 13 immediately notify the providers by certified mail of the  
 14 status of the drug as an unapproved product. The department  
 15 shall also post the information on its website to advise other  
 16 providers and consumers of the unapproved status of the drug.

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

20 And the title is amended as follows:

21 On page 1, line 10, after the semicolon,

22  
 23 insert:

24 requiring the Department of Health to notify  
 25 health care providers if the department learns  
 26 that a drug that has not been approved by the  
 27 United States Food and Drug Administration for  
 28 human use has been sold to identified health  
 29 care providers in this state;

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