

By the Committee on Health Care; and Senator Clary

587-1463-05

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A bill to be entitled

An act relating to podiatric medicine; amending s. 461.014, F.S.; requiring a hospital having a podiatric residency program to annually provide the Board of Podiatric Medicine with certain information; revising the time period during which a podiatric physician may continue as an unlicensed resident in a residency program; permitting a resident podiatric physician to prescribe certain medications under certain circumstances; providing that a podiatric resident who is registered under the act is subject to specified disciplinary procedures; providing a penalty; requiring the board to adopt rules to administer this act; providing an effective date.

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

Section 1. Section 461.014, Florida Statutes, is amended to read:

461.014 Residency.--

(1) The board shall encourage and develop podiatric residency programs in hospitals in this state and shall establish such programs by the adoption ~~promulgation~~ of rules, subject to the following conditions:

(a)(1) Any residency program shall be approved by the Council of Podiatry Education of the American Podiatry Association.

1 ~~(b)(2)~~ A residency program may be established only at
2 a hospital where a duly licensed podiatric physician is on the
3 hospital staff or is otherwise in a supervisory position.

4 ~~(c)(3)~~ Every resident shall register with the board
5 through the submission of forms provided by the board, which
6 forms shall, besides other required information, reflect the
7 date of commencement of residency.

8 ~~(d)(4)~~ Every hospital having a residency program shall
9 ~~annually, on semiannually, on January 1 and July 1~~ of each
10 year, provide the board with a list of podiatric residents and
11 such other information as is required by the board.

12 ~~(e)(5)~~ ~~A No~~ program in residency ~~may not shall~~ allow a
13 resident to continue as ~~an such~~, unlicensed ~~resident~~, for an
14 aggregate period of time in excess of ~~3 2~~ years.

15 ~~(f)~~ A person registered as a resident podiatric
16 physician under this section may, in the normal course of his
17 or her employment, prescribe medicinal drugs described in
18 schedules set forth in chapter 893 and pursuant to s.
19 461.003(5) if:

20 1. The person prescribes such medicinal drugs through
21 use of a Drug Enforcement Administration number issued to the
22 hospital or teaching hospital by which the person is employed
23 or at which the person's services are used;

24 2. The person is identified by a discrete suffix to
25 the identification number issued to such hospital; and

26 3. The use of the institutional identification number
27 and individual suffixes conforms to the requirements of the
28 federal Drug Enforcement Administration.

29 ~~(2)~~ Notwithstanding this section or s. 120.52, any
30 person who is registered under this section is subject to s.
31 461.013.

1 (3) Any person who willfully violates this section
2 commits a misdemeanor of the first degree, punishable as
3 provided in s. 775.082 or s. 775.083.

4 (4) The board shall adopt rules pursuant to ss.
5 120.536(1) and 120.54 as necessary to administer this section.

6 Section 2. This act shall take effect July 1, 2005.

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8 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
9 COMMITTEE SUBSTITUTE FOR
10 Senate Bill 478

11 The committee substitute:

12 --Revises from 2 to 3 years the period during which a
13 residency program may allow a podiatric physician resident to
continue as an unlicensed resident;

14 --Limits the prescription of controlled substances by a
15 podiatric physician resident to those drugs that are within
the practice of podiatric medicine; and

16 --Provides that podiatric physicians registered under the
17 Board of Podiatric Medicine to practice as residents are
subject to disciplinary provisions applicable to the practice
18 of podiatric medicine.