

1                                   A bill to be entitled  
2           An act relating to psychotherapist-patient  
3           privilege; amending s. 90.503, F.S.; redefining  
4           the term "psychotherapist" to include certain  
5           advanced registered nurse practitioners for  
6           purposes of the psychotherapist-patient  
7           privilege of the Florida Evidence Code;  
8           providing an effective date.  
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10 Be It Enacted by the Legislature of the State of Florida:

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12           Section 1. Paragraph (a) of subsection (1) of section  
13 90.503, Florida Statutes, is amended to read:

14           90.503 Psychotherapist-patient privilege.--

15           (1) For purposes of this section:

16           (a) A "psychotherapist" is:

17           1. A person authorized to practice medicine in any  
18 state or nation, or reasonably believed by the patient so to  
19 be, who is engaged in the diagnosis or treatment of a mental  
20 or emotional condition, including alcoholism and other drug  
21 addiction;

22           2. A person licensed or certified as a psychologist  
23 under the laws of any state or nation, who is engaged  
24 primarily in the diagnosis or treatment of a mental or  
25 emotional condition, including alcoholism and other drug  
26 addiction;

27           3. A person licensed or certified as a clinical social  
28 worker, marriage and family therapist, or mental health  
29 counselor under the laws of this state, who is engaged  
30 primarily in the diagnosis or treatment of a mental or  
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1 emotional condition, including alcoholism and other drug  
2 addiction; ~~or~~

3 4. Treatment personnel of facilities licensed by the  
4 state pursuant to chapter 394, chapter 395, or chapter 397, of  
5 facilities designated by the Department of Children and Family  
6 Services pursuant to chapter 394 as treatment facilities, or  
7 of facilities defined as community mental health centers  
8 pursuant to s. 394.907(1), who are engaged primarily in the  
9 diagnosis or treatment of a mental or emotional condition,  
10 including alcoholism and other drug addiction; ~~or-~~

11 5. An advanced registered nurse practitioner licensed  
12 under s. 464.012, whose primary scope of practice is the  
13 diagnosis or treatment of mental or emotional conditions,  
14 including chemical abuse, and limited only to actions  
15 performed in accordance with part I of chapter 464.

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