

1 A bill to be entitled
 2 An act relating to health care practitioners; amending
 3 458.303, F.S.; removing a provision on grounds for
 4 disciplinary action and certain action from a list of
 5 exemptions for certain nursing services; providing
 6 prohibitions for physicians; providing an effective date.

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

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 10 Section 1. Subsection (2) of section 458.303, Florida
 11 Statutes, is amended to read:

12 458.303 Provisions not applicable to other practitioners;
 13 exceptions, etc.--

14 (2) Nothing in s. 458.301, s. 458.303, s. 458.305, s.
 15 458.307, s. 458.309, s. 458.311, s. 458.313, s. 458.319, s.
 16 458.321, s. 458.327, s. 458.329, ~~s. 458.331~~, s. 458.337, s.
 17 458.339, s. 458.341, s. 458.343, s. 458.345, or s. 458.347 shall
 18 be construed to prohibit any service rendered by a registered
 19 nurse or a licensed practical nurse, if such service is rendered
 20 under the direct supervision and control of a licensed physician
 21 who provides specific direction for any such service to be
 22 performed; and gives final approval to all such services
 23 performed. Further, nothing in this or any other chapter shall
 24 be construed to prohibit any service rendered by a medical
 25 assistant in accordance with the provisions of s. 458.3485;
 26 notwithstanding the provisions in this subsection, the physician
 27 shall not:

28 (a) Practice or offer to practice beyond the scope
 29 permitted by law.

30 (b) Accept and perform professional responsibilities,
 31 including the supervision of any registered nurse or licensed
 32 practical nurse, which the physician knows or has reason to know
 33 that he or she is not competent to perform.

34 (c) Delegate professional responsibilities to a registered
 35 nurse or licensed practical nurse when the physician delegating
 36 such responsibilities knows or has reason to know that the
 37 registered nurse or the licensed practical nurse is not
 38 qualified by training, experience, or licensure to perform them.

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