

ENROLLED
 HB 63, Engrossed 1

2005 Legislature

1 A bill to be entitled
 2 An act relating to disabled parking permits; amending s.
 3 320.0848, F.S.; revising requirements for certification of
 4 disability; removing certain restrictions on certification
 5 of disability by an advanced registered nurse practitioner
 6 or a physician assistant; providing for disciplinary
 7 action for violation by certain certifying practitioners;
 8 providing an effective date.

9
 10 Be It Enacted by the Legislature of the State of Florida:

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 12 Section 1. Paragraphs (b) and (c) of subsection (1) and
 13 subsection (9) of section 320.0848, Florida Statutes, are
 14 amended to read:

15 320.0848 Persons who have disabilities; issuance of
 16 disabled parking permits; temporary permits; permits for certain
 17 providers of transportation services to persons who have
 18 disabilities.--

19 (1)

20 (b)1. The person must be currently certified as being
 21 legally blind or as having any of the following disabilities
 22 that render him or her unable to walk 200 feet without stopping
 23 to rest:

24 a. Inability to walk without the use of or assistance from
 25 a brace, cane, crutch, prosthetic device, or other assistive
 26 device, or without the assistance of another person. If the
 27 assistive device significantly restores the person's ability to
 28 walk to the extent that the person can walk without severe

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29 | limitation, the person is not eligible for the exemption parking
 30 | permit.

31 | b. The need to permanently use a wheelchair.

32 | c. Restriction by lung disease to the extent that the
 33 | person's forced (respiratory) expiratory volume for 1 second,
 34 | when measured by spirometry, is less than 1 liter, or the
 35 | person's arterial oxygen is less than 60 mm/hg on room air at
 36 | rest.

37 | d. Use of portable oxygen.

38 | e. Restriction by cardiac condition to the extent that the
 39 | person's functional limitations are classified in severity as
 40 | Class III or Class IV according to standards set by the American
 41 | Heart Association.

42 | f. Severe limitation in the person's ability to walk due
 43 | to an arthritic, neurological, or orthopedic condition.

44 | 2. The certification of disability which is required under
 45 | subparagraph 1. must be provided by a physician licensed under
 46 | chapter 458, chapter 459, or chapter 460, by a podiatric
 47 | physician licensed under chapter 461, by an optometrist licensed
 48 | under chapter 463, by an advanced registered nurse practitioner
 49 | licensed under chapter 464 ~~in a facility operated by the United~~
 50 | ~~States Department of Veterans Affairs~~ under the protocol of a
 51 | licensed physician as stated in this subparagraph, by a
 52 | physician assistant licensed under chapter 458 or chapter 459 ~~in~~
 53 | ~~a facility operated by the United States Department of Veterans~~
 54 | ~~Affairs, by the Adjudication Office of the United States~~
 55 | ~~Department of Veterans Affairs or its predecessor, or by a~~
 56 | similarly licensed physician from another state if the

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57 application is accompanied by documentation of the physician's
 58 licensure in the other state and a form signed by the out-of-
 59 state physician verifying his or her knowledge of this state's
 60 eligibility guidelines.

61 (c) The certificate of disability must include, but need
 62 not be limited to:

63 1. The disability of the applicant; the certifying
 64 practitioner's ~~physician's~~ name and address; the practitioner's
 65 ~~physician's~~ certification number; the eligibility criteria for
 66 the permit; the penalty for falsification by either the
 67 certifying practitioner ~~physician~~ or the applicant; the duration
 68 of the condition that entitles the person to the permit; and
 69 justification for the additional placard pursuant to subsection
 70 (2).

71 2. The statement, in bold letters: "A disabled parking
 72 permit may be issued only for a medical necessity that severely
 73 affects mobility."

74 3. The signatures of:

75 a. The applicant's physician or other certifying
 76 practitioner.↵

77 b. The applicant or the applicant's parent or guardian.↵
 78 ~~and~~

79 c. The employee of the department's authorized agent which
 80 employee is processing the application.

81 (9) A violation of this section is grounds for
 82 disciplinary action under s. 458.331, s. 459.015, s. 460.413, ~~or~~
 83 s. 461.013, s. 463.016, or s. 464.018, as applicable.

84 Section 2. This act shall take effect upon becoming a law.