

Bill No. PCS for SB 940 (941384)

Barcode 404856

CHAMBER ACTION

Senate

House

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The Committee on Health Care (Saunders) recommended the following amendment:

Senate Amendment (with title amendment)

On page 1, line 25, through
page 2, line 8, delete those lines

and insert:

Section 1. Section 456.50, Florida Statutes, is created to read:

456.50 Prohibition of license after repeated medical malpractice.--

(1) For purposes of implementing s. 26, Art. X of the State Constitution, the board shall not license or continue to license a medical doctor found to have committed repeated medical malpractice, the finding of which was based upon clear and convincing evidence. In order to rely on an incident of medical malpractice to determine whether a license must be denied or revoked under this section, if the facts supporting the finding of the incident of medical malpractice were determined on a standard less stringent than clear and

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1 convincing evidence, the board shall review the record of the
 2 case and determine that the finding would be supported under
 3 the standard of clear and convincing evidence.

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

7 And the title is amended as follows:

8 On page 1, lines 3-18, delete those lines

9

10 and insert:

11 malpractice; creating s. 456.50, F.S.;

12 implementing s. 26, Art. X of the State

13 Constitution; prohibiting the Board of Medicine

14 and the Board of Osteopathic Medicine,

15 respectively, from licensing or continuing to

16 license physicians or osteopathic physicians

17 who have committed repeated medical

18 malpractice, as defined; prescribing the

19 standard under which a finding of medical

20 malpractice must be made in order to be

21 considered for purposes of denial or revocation

22 of licensure; providing duties of the

23 respective boards; limiting the application of

24 the prohibition on licensure of physicians and

25 osteopathic physicians to incidents of medical

26 malpractice occurring on or after a specified

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