

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 certified
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, 2006.
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