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2 An act relating to nursing specialties;
3 amending s. 464.003, F.S.; defining the terms
4 "clinical nurse specialist practice" and
5 "clinical nurse specialist"; creating s.
6 464.0115, F.S.; providing requirements for
7 certification as a clinical nurse specialist;
8 providing fees; authorizing the Board of
9 Nursing to adopt rules; amending s. 464.012,
10 F.S.; conforming a cross-reference; amending s.
11 464.015, F.S.; restricting the use of
12 professional titles and abbreviations relating
13 to practice by clinical nurse specialists,
14 certified registered nurse anesthetists, and
15 certified nurse midwives; providing penalties;
16 amending s. 464.016, F.S.; prohibiting the use
17 of any name or title stating or implying that a
18 person is a clinical nurse specialist,
19 certified registered nurse anesthetist, or
20 certified nurse midwife unless the person is
21 licensed or certified; providing penalties;
22 reenacting s. 921.0022(3)(g), F.S., relating to
23 the offense severity ranking chart of the
24 Criminal Punishment Code, to incorporate the
25 amendment to s. 464.016, F.S., in a reference
26 thereto; amending ss. 458.348 and 459.025,
27 F.S.; conforming cross-references; providing an
28 appropriation; providing an effective date.

29
30 Be It Enacted by the Legislature of the State of Florida:
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1 Section 1. Section 464.003, Florida Statutes, is
2 amended to read:
3 464.003 Definitions.--As used in this part, the term:
4 (1) "Department" means the Department of Health.
5 (2) "Board" means the Board of Nursing.
6 (3)(a) "Practice of professional nursing" means the
7 performance of those acts requiring substantial specialized
8 knowledge, judgment, and nursing skill based upon applied
9 principles of psychological, biological, physical, and social
10 sciences which shall include, but not be limited to:
11 1. The observation, assessment, nursing diagnosis,
12 planning, intervention, and evaluation of care; health
13 teaching and counseling of the ill, injured, or infirm; and
14 the promotion of wellness, maintenance of health, and
15 prevention of illness of others.
16 2. The administration of medications and treatments as
17 prescribed or authorized by a duly licensed practitioner
18 authorized by the laws of this state to prescribe such
19 medications and treatments.
20 3. The supervision and teaching of other personnel in
21 the theory and performance of any of the above acts.
22 (b) "Practice of practical nursing" means the
23 performance of selected acts, including the administration of
24 treatments and medications, in the care of the ill, injured,
25 or infirm and the promotion of wellness, maintenance of
26 health, and prevention of illness of others under the
27 direction of a registered nurse, a licensed physician, a
28 licensed osteopathic physician, a licensed podiatric
29 physician, or a licensed dentist.
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1 The professional nurse and the practical nurse shall be
2 responsible and accountable for making decisions that are
3 based upon the individual's educational preparation and
4 experience in nursing.

5 (c) "Clinical nurse specialist practice" means the
6 delivery and management of advanced practice nursing care to
7 individuals or groups, including the ability to:

8 1. Assess the health status of individuals and
9 families using methods appropriate to the population and area
10 of practice.

11 2. Diagnose human responses to actual or potential
12 health problems.

13 3. Plan for health promotion, disease prevention, and
14 therapeutic intervention in collaboration with the patient or
15 client.

16 4. Implement therapeutic interventions based on the
17 nurse specialist's area of expertise and within the scope of
18 advanced nursing practice, including, but not limited to,
19 direct nursing care, counseling, teaching, and collaboration
20 with other licensed health care providers.

21 5. Coordinate health care as necessary and appropriate
22 and evaluate with the patient or client the effectiveness of
23 care.

24 (d)(e) "Advanced or specialized nursing practice"
25 means, in addition to the practice of professional nursing,
26 the performance of advanced-level nursing acts approved by the
27 board which, by virtue of postbasic specialized education,
28 training, and experience, are appropriately ~~proper to be~~
29 performed by an advanced registered nurse practitioner.
30 Within the context of advanced or specialized nursing
31 practice, the advanced registered nurse practitioner may

1 perform acts of nursing diagnosis and nursing treatment of
2 alterations of the health status. The advanced registered
3 nurse practitioner may also perform acts of medical diagnosis
4 and treatment, prescription, and operation which are
5 identified and approved by a joint committee composed of three
6 members appointed by the Board of Nursing, two of whom must
7 ~~shall~~ be advanced registered nurse practitioners; three
8 members appointed by the Board of Medicine, two of whom must
9 ~~shall~~ have had work experience with advanced registered nurse
10 practitioners; and the secretary of the department or the
11 secretary's designee. Each committee member appointed by a
12 board shall be appointed to a term of 4 years unless a shorter
13 term is required to establish or maintain staggered terms. The
14 Board of Nursing shall adopt rules authorizing the performance
15 of any such acts approved by the joint committee. Unless
16 otherwise specified by the joint committee, such acts must
17 ~~shall~~ be performed under the general supervision of a
18 practitioner licensed under chapter 458, chapter 459, or
19 chapter 466 within the framework of standing protocols which
20 identify the medical acts to be performed and the conditions
21 for their performance. The department may, by rule, require
22 that a copy of the protocol be filed with the department along
23 with the notice required by s. 458.348.

24 ~~(e)(d)~~ "Nursing diagnosis" means the observation and
25 evaluation of physical or mental conditions, behaviors, signs
26 and symptoms of illness, and reactions to treatment and the
27 determination as to whether such conditions, signs, symptoms,
28 and reactions represent a deviation from normal.

29 ~~(f)(e)~~ "Nursing treatment" means the establishment and
30 implementation of a nursing regimen for the care and comfort
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1 of individuals, the prevention of illness, and the education,
2 restoration, and maintenance of health.

3 (4) "Registered nurse" means any person licensed in
4 this state to practice professional nursing.

5 (5) "Licensed practical nurse" means any person
6 licensed in this state to practice practical nursing.

7 (6) "Clinical nurse specialist" means any person
8 licensed in this state to practice professional nursing and
9 certified in clinical nurse specialist practice.

10 (7)(6) "Advanced registered nurse practitioner" means
11 any person licensed in this state to practice professional
12 nursing and certified in advanced or specialized nursing
13 practice, including certified registered nurse anesthetists,
14 certified nurse midwives, and nurse practitioners.

15 (8)(7) "Approved program" means a nursing program
16 conducted in a school, college, or university which is
17 approved by the board pursuant to s. 464.019 for the education
18 of nurses.

19 Section 2. Section 464.0115, Florida Statutes, is
20 created to read:

21 464.0115 Certification of clinical nurse
22 specialists.--

23 (1) Any nurse seeking certification as a clinical
24 nurse specialist must apply to the department and submit proof
25 that he or she holds a current license to practice
26 professional nursing, a master's degree in a clinical nursing
27 specialty, and current certification in a specialty area as a
28 clinical nurse specialist from a nationally recognized
29 certifying body as determined by the board.

30 (2) The board shall certify, and the department shall
31 issue a certificate to, any nurse who fulfills the

1 qualifications of this section. The board shall establish an
2 application fee not to exceed \$75 and a biennial renewal fee
3 not to exceed \$75.

4 (3) The board may adopt rules necessary to administer
5 this section pursuant to ss. 120.536(1) and 120.54.

6 Section 3. Subsection (3) of section 464.012, Florida
7 Statutes, is amended to read:

8 464.012 Certification of advanced registered nurse
9 practitioners; fees.--

10 (3) An advanced registered nurse practitioner shall
11 perform those functions authorized in this section within the
12 framework of an established protocol that is filed with the
13 board upon biennial license renewal and within 30 days after
14 entering into a supervisory relationship with a physician or
15 changes to the protocol. The board shall review the protocol
16 to ensure compliance with applicable regulatory standards for
17 protocols. The board shall refer to the department licensees
18 submitting protocols that are not compliant with the
19 regulatory standards for protocols. A practitioner currently
20 licensed under chapter 458, chapter 459, or chapter 466 shall
21 maintain supervision for directing the specific course of
22 medical treatment. Within the established framework, an
23 advanced registered nurse practitioner may:

24 (a) Monitor and alter drug therapies.

25 (b) Initiate appropriate therapies for certain
26 conditions.

27 (c) Perform additional functions as may be determined
28 by rule in accordance with s. 464.003(3)(d) ~~s. 464.003(3)(c)~~.

29 (d) Order diagnostic tests and physical and
30 occupational therapy.

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1 Section 4. Section 464.015, Florida Statutes, is
2 amended to read:

3 464.015 Titles and abbreviations; restrictions;
4 penalty.--

5 (1) Only persons who hold licenses to practice
6 professional nursing in this state or who are performing
7 nursing services pursuant to the exception set forth in s.
8 464.022(8) shall have the right to use the title "Registered
9 Nurse" and the abbreviation "R.N."

10 (2) Only persons who hold licenses to practice as
11 licensed practical nurses in this state or who are performing
12 practical nursing services pursuant to the exception set forth
13 in s. 464.022(8) shall have the right to use the title
14 "Licensed Practical Nurse" and the abbreviation "L.P.N."

15 (3) Only persons who are graduates of approved
16 programs or the equivalent may use the term "Graduate Nurse"
17 and the abbreviation "G.N.," pending the results of the first
18 licensure examination for which they are eligible.

19 (4) Only persons who are graduates of approved
20 programs or the equivalent may use the term "Graduate
21 Practical Nurse" and the abbreviation "G.P.N.," pending the
22 results of the first licensure examination for which they are
23 eligible.

24 (5) Only persons who hold valid certificates to
25 practice as clinical nurse specialists in this state may use
26 the title "Clinical Nurse Specialist" and the abbreviation
27 "C.N.S."

28 (6) Only persons who hold valid certificates to
29 practice as certified registered nurse anesthetists in this
30 state may use the title "Certified Registered Nurse
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1 Anesthetist" and the abbreviations "C.R.N.A." or "nurse
2 anesthetist."

3 (7) Only persons who hold valid certificates to
4 practice as certified nurse midwives in this state may use the
5 title "Certified Nurse Midwife" and the abbreviations "C.N.M."
6 or "nurse midwife."

7 (8)(5) Only persons who hold valid certificates to
8 practice as advanced registered nurse practitioners in this
9 state may ~~shall have the right to~~ use the title "Advanced
10 Registered Nurse Practitioner" and the abbreviation "A.R.N.P."

11 (9)(6) ~~A No~~ person may not ~~shall~~ practice or advertise
12 as, or assume the title of, registered nurse, licensed
13 practical nurse, clinical nurse specialist, certified
14 registered nurse anesthetist, certified nurse midwife, or
15 advanced registered nurse practitioner or use the abbreviation
16 "R.N.," "L.P.N.," "C.N.S.," "C.R.N.A.," "C.N.M.," or
17 "A.R.N.P." or take any other action that would lead the public
18 to believe that person was certified as such or is performing
19 nursing services pursuant to the exception set forth in s.
20 464.022(8), unless that person is licensed or certified to
21 practice as such.

22 (10)(7) A violation of this section is a misdemeanor
23 of the first degree, punishable as provided in s. 775.082 or
24 s. 775.083.

25 Section 5. Section 464.016, Florida Statutes, is
26 amended to read:

27 464.016 Violations and penalties.--

28 (1) Each of the following acts constitutes a felony of
29 the third degree, punishable as provided in s. 775.082, s.
30 775.083, or s. 775.084:

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1 (a) Practicing advanced or specialized, professional,
2 or practical nursing, as defined in this part, unless holding
3 an active license or certificate to do so.

4 (b) Using or attempting to use a license or
5 certificate which has been suspended or revoked.

6 (c) Knowingly employing unlicensed persons in the
7 practice of nursing.

8 (d) Obtaining or attempting to obtain a license or
9 certificate under this part by misleading statements or
10 knowing misrepresentation.

11 (2) Each of the following acts constitutes a
12 misdemeanor of the first degree, punishable as provided in s.
13 775.082 or s. 775.083:

14 (a) Using the name or title "Nurse," "Registered
15 Nurse," "Licensed Practical Nurse," "Clinical Nurse
16 Specialist," "Certified Registered Nurse Anesthetist,"
17 "Certified Nurse Midwife," "Advanced Registered Nurse
18 Practitioner," or any other name or title which implies that a
19 person was licensed or certified as same, unless such person
20 is duly licensed or certified.

21 (b) Knowingly concealing information relating to
22 violations of this part.

23 Section 6. For the purpose of incorporating the
24 amendment to section 464.016, Florida Statutes, in a reference
25 thereto, paragraph (g) of subsection (3) of section 921.0022,
26 Florida Statutes, is reenacted to read:

27 921.0022 Criminal Punishment Code; offense severity
28 ranking chart.--

29 (3) OFFENSE SEVERITY RANKING CHART
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1	Florida	Felony	Description
2	Statute	Degree	Description
3			
4			
5			(g) LEVEL 7
6	316.027(1)(b)	1st	Accident involving death, failure to stop; leaving scene.
7			
8	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
9			
10	316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
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18	327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.
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20	402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
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25	409.920(2)	3rd	Medicaid provider fraud.
26	456.065(2)	3rd	Practicing a health care profession without a license.
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28	456.065(2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
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1	458.327(1)	3rd	Practicing medicine without a
2			license.
3	459.013(1)	3rd	Practicing osteopathic medicine
4			without a license.
5	460.411(1)	3rd	Practicing chiropractic medicine
6			without a license.
7	461.012(1)	3rd	Practicing podiatric medicine
8			without a license.
9	462.17	3rd	Practicing naturopathy without a
10			license.
11	463.015(1)	3rd	Practicing optometry without a
12			license.
13	464.016(1)	3rd	Practicing nursing without a
14			license.
15	465.015(2)	3rd	Practicing pharmacy without a
16			license.
17	466.026(1)	3rd	Practicing dentistry or dental
18			hygiene without a license.
19	467.201	3rd	Practicing midwifery without a
20			license.
21	468.366	3rd	Delivering respiratory care
22			services without a license.
23	483.828(1)	3rd	Practicing as clinical laboratory
24			personnel without a license.
25	483.901(9)	3rd	Practicing medical physics
26			without a license.
27	484.013(1)(c)	3rd	Preparing or dispensing optical
28			devices without a prescription.
29	484.053	3rd	Dispensing hearing aids without a
30			license.
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1	494.0018(2)	1st	Conviction of any violation of
2			ss. 494.001-494.0077 in which the
3			total money and property
4			unlawfully obtained exceeded
5			\$50,000 and there were five or
6			more victims.
7	560.123(8)(b)1.	3rd	Failure to report currency or
8			payment instruments exceeding
9			\$300 but less than \$20,000 by
10			money transmitter.
11	560.125(5)(a)	3rd	Money transmitter business by
12			unauthorized person, currency or
13			payment instruments exceeding
14			\$300 but less than \$20,000.
15	655.50(10)(b)1.	3rd	Failure to report financial
16			transactions exceeding \$300 but
17			less than \$20,000 by financial
18			institution.
19	775.21(10)(a)	3rd	Sexual predator; failure to
20			register; failure to renew
21			driver's license or
22			identification card; other
23			registration violations.
24	775.21(10)(b)	3rd	Sexual predator working where
25			children regularly congregate.
26	775.21(10)(g)	3rd	Failure to report or providing
27			false information about a sexual
28			predator; harbor or conceal a
29			sexual predator.
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1	782.051(3)	2nd	Attempted felony murder of a
2			person by a person other than the
3			perpetrator or the perpetrator of
4			an attempted felony.
5	782.07(1)	2nd	Killing of a human being by the
6			act, procurement, or culpable
7			negligence of another
8			(manslaughter).
9	782.071	2nd	Killing of human being or viable
10			fetus by the operation of a motor
11			vehicle in a reckless manner
12			(vehicular homicide).
13	782.072	2nd	Killing of a human being by the
14			operation of a vessel in a
15			reckless manner (vessel
16			homicide).
17	784.045(1)(a)1.	2nd	Aggravated battery; intentionally
18			causing great bodily harm or
19			disfigurement.
20	784.045(1)(a)2.	2nd	Aggravated battery; using deadly
21			weapon.
22	784.045(1)(b)	2nd	Aggravated battery; perpetrator
23			aware victim pregnant.
24	784.048(4)	3rd	Aggravated stalking; violation of
25			injunction or court order.
26	784.048(7)	3rd	Aggravated stalking; violation of
27			court order.
28	784.07(2)(d)	1st	Aggravated battery on law
29			enforcement officer.
30	784.074(1)(a)	1st	Aggravated battery on sexually
31			violent predators facility staff.

1	784.08(2)(a)	1st	Aggravated battery on a person 65
2			years of age or older.
3	784.081(1)	1st	Aggravated battery on specified
4			official or employee.
5	784.082(1)	1st	Aggravated battery by detained
6			person on visitor or other
7			detainee.
8	784.083(1)	1st	Aggravated battery on code
9			inspector.
10	790.07(4)	1st	Specified weapons violation
11			subsequent to previous conviction
12			of s. 790.07(1) or (2).
13	790.16(1)	1st	Discharge of a machine gun under
14			specified circumstances.
15	790.165(2)	2nd	Manufacture, sell, possess, or
16			deliver hoax bomb.
17	790.165(3)	2nd	Possessing, displaying, or
18			threatening to use any hoax bomb
19			while committing or attempting to
20			commit a felony.
21	790.166(3)	2nd	Possessing, selling, using, or
22			attempting to use a hoax weapon
23			of mass destruction.
24	790.166(4)	2nd	Possessing, displaying, or
25			threatening to use a hoax weapon
26			of mass destruction while
27			committing or attempting to
28			commit a felony.
29	796.03	2nd	Procuring any person under 16
30			years for prostitution.
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1	800.04(5)(c)1.	2nd	Lewd or lascivious molestation;
2			victim less than 12 years of age;
3			offender less than 18 years.
4	800.04(5)(c)2.	2nd	Lewd or lascivious molestation;
5			victim 12 years of age or older
6			but less than 16 years; offender
7			18 years or older.
8	806.01(2)	2nd	Maliciously damage structure by
9			fire or explosive.
10	810.02(3)(a)	2nd	Burglary of occupied dwelling;
11			unarmed; no assault or battery.
12	810.02(3)(b)	2nd	Burglary of unoccupied dwelling;
13			unarmed; no assault or battery.
14	810.02(3)(d)	2nd	Burglary of occupied conveyance;
15			unarmed; no assault or battery.
16	812.014(2)(a)1.	1st	Property stolen, valued at
17			\$100,000 or more or a semitrailer
18			deployed by a law enforcement
19			officer; property stolen while
20			causing other property damage;
21			1st degree grand theft.
22	812.014(2)(b)2.	2nd	Property stolen, cargo valued at
23			less than \$50,000, grand theft in
24			2nd degree.
25	812.014(2)(b)3.	2nd	Property stolen, emergency
26			medical equipment; 2nd degree
27			grand theft.
28	812.0145(2)(a)	1st	Theft from person 65 years of age
29			or older; \$50,000 or more.
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1	812.019(2)	1st	Stolen property; initiates,
2			organizes, plans, etc., the theft
3			of property and traffics in
4			stolen property.
5	812.131(2)(a)	2nd	Robbery by sudden snatching.
6	812.133(2)(b)	1st	Carjacking; no firearm, deadly
7			weapon, or other weapon.
8	817.234(8)(a)	2nd	Solicitation of motor vehicle
9			accident victims with intent to
10			defraud.
11	817.234(9)	2nd	Organizing, planning, or
12			participating in an intentional
13			motor vehicle collision.
14	817.234(11)(c)	1st	Insurance fraud; property value
15			\$100,000 or more.
16	817.2341(2)(b)&		
17	(3)(b)	1st	Making false entries of material
18			fact or false statements
19			regarding property values
20			relating to the solvency of an
21			insuring entity which are a
22			significant cause of the
23			insolvency of that entity.
24	825.102(3)(b)	2nd	Neglecting an elderly person or
25			disabled adult causing great
26			bodily harm, disability, or
27			disfigurement.
28	825.103(2)(b)	2nd	Exploiting an elderly person or
29			disabled adult and property is
30			valued at \$20,000 or more, but
31			less than \$100,000.

1	827.03(3)(b)	2nd	Neglect of a child causing great
2			bodily harm, disability, or
3			disfigurement.
4	827.04(3)	3rd	Impregnation of a child under 16
5			years of age by person 21 years
6			of age or older.
7	837.05(2)	3rd	Giving false information about
8			alleged capital felony to a law
9			enforcement officer.
10	838.015	2nd	Bribery.
11	838.016	2nd	Unlawful compensation or reward
12			for official behavior.
13	838.021(3)(a)	2nd	Unlawful harm to a public
14			servant.
15	838.22	2nd	Bid tampering.
16	847.0135(3)	3rd	Solicitation of a child, via a
17			computer service, to commit an
18			unlawful sex act.
19	872.06	2nd	Abuse of a dead human body.
20	893.13(1)(c)1.	1st	Sell, manufacture, or deliver
21			cocaine (or other drug prohibited
22			under s. 893.03(1)(a), (1)(b),
23			(1)(d), (2)(a), (2)(b), or
24			(2)(c)4.) within 1,000 feet of a
25			child care facility, school, or
26			state, county, or municipal park
27			or publicly owned recreational
28			facility or community center.
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1	893.13(1)(e)1.	1st	Sell, manufacture, or deliver
2			cocaine or other drug prohibited
3			under s. 893.03(1)(a), (1)(b),
4			(1)(d), (2)(a), (2)(b), or
5			(2)(c)4., within 1,000 feet of
6			property used for religious
7			services or a specified business
8			site.
9	893.13(4)(a)	1st	Deliver to minor cocaine (or
10			other s. 893.03(1)(a), (1)(b),
11			(1)(d), (2)(a), (2)(b), or
12			(2)(c)4. drugs).
13	893.135(1)(a)1.	1st	Trafficking in cannabis, more
14			than 25 lbs., less than 2,000
15			lbs.
16	893.135		
17	(1)(b)1.a.	1st	Trafficking in cocaine, more than
18			28 grams, less than 200 grams.
19	893.135		
20	(1)(c)1.a.	1st	Trafficking in illegal drugs,
21			more than 4 grams, less than 14
22			grams.
23	893.135		
24	(1)(d)1.	1st	Trafficking in phencyclidine,
25			more than 28 grams, less than 200
26			grams.
27	893.135(1)(e)1.	1st	Trafficking in methaqualone, more
28			than 200 grams, less than 5
29			kilograms.
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1	893.135(1)(f)1.	1st	Trafficking in amphetamine, more
2			than 14 grams, less than 28
3			grams.
4	893.135		
5	(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4
6			grams or more, less than 14
7			grams.
8	893.135		
9	(1)(h)1.a.	1st	Trafficking in
10			gamma-hydroxybutyric acid (GHB),
11			1 kilogram or more, less than 5
12			kilograms.
13	893.135		
14	(1)(j)1.a.	1st	Trafficking in 1,4-Butanediol, 1
15			kilogram or more, less than 5
16			kilograms.
17	893.135		
18	(1)(k)2.a.	1st	Trafficking in Phenethylamines,
19			10 grams or more, less than 200
20			grams.
21	896.101(5)(a)	3rd	Money laundering, financial
22			transactions exceeding \$300 but
23			less than \$20,000.
24	896.104(4)(a)1.	3rd	Structuring transactions to evade
25			reporting or registration
26			requirements, financial
27			transactions exceeding \$300 but
28			less than \$20,000.
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1	943.0435(4)(c)	2nd	Sexual offender vacating
2			permanent residence; failure to
3			comply with reporting
4			requirements.
5	943.0435(8)	2nd	Sexual offender; remains in state
6			after indicating intent to leave;
7			failure to comply with reporting
8			requirements.
9	943.0435(9)(a)	3rd	Sexual offender; failure to
10			comply with reporting
11			requirements.
12	943.0435(13)	3rd	Failure to report or providing
13			false information about a sexual
14			offender; harbor or conceal a
15			sexual offender.
16	943.0435(14)	3rd	Sexual offender; failure to
17			report and reregister; failure to
18			respond to address verification.
19	944.607(9)	3rd	Sexual offender; failure to
20			comply with reporting
21			requirements.
22	944.607(10)(a)	3rd	Sexual offender; failure to
23			submit to the taking of a
24			digitized photograph.
25	944.607(12)	3rd	Failure to report or providing
26			false information about a sexual
27			offender; harbor or conceal a
28			sexual offender.
29	944.607(13)	3rd	Sexual offender; failure to
30			report and reregister; failure to
31			respond to address verification.

1 Section 7. Paragraph (a) of subsection (1) and
2 subsection (2) of section 458.348, Florida Statutes, are
3 amended to read:

4 458.348 Formal supervisory relationships, standing
5 orders, and established protocols; notice; standards.--

6 (1) NOTICE.--

7 (a) When a physician enters into a formal supervisory
8 relationship or standing orders with an emergency medical
9 technician or paramedic licensed pursuant to s. 401.27, which
10 relationship or orders contemplate the performance of medical
11 acts, or when a physician enters into an established protocol
12 with an advanced registered nurse practitioner, which protocol
13 contemplates the performance of medical acts identified and
14 approved by the joint committee pursuant to s. 464.003(3)(d)
15 ~~s. 464.003(3)(c)~~ or acts set forth in s. 464.012(3) and (4),
16 the physician shall submit notice to the board. The notice
17 shall contain a statement in substantially the following form:
18

19 I, ...(name and professional license number of
20 physician)..., of ...(address of physician)... have hereby
21 entered into a formal supervisory relationship, standing
22 orders, or an established protocol with ...(number of
23 persons)... emergency medical technician(s), ...(number of
24 persons)... paramedic(s), or ...(number of persons)...
25 advanced registered nurse practitioner(s).

26 (2) ESTABLISHMENT OF STANDARDS BY JOINT
27 COMMITTEE.--The joint committee created under s. 464.003(3)(d)
28 ~~by s. 464.003(3)(c)~~ shall determine minimum standards for the
29 content of established protocols pursuant to which an advanced
30 registered nurse practitioner may perform medical acts
31 identified and approved by the joint committee pursuant to s.

1 | 464.003(3)(d) ~~s. 464.003(3)(c)~~ or acts set forth in s.
2 | 464.012(3) and (4) and shall determine minimum standards for
3 | supervision of such acts by the physician, unless the joint
4 | committee determines that any act set forth in s. 464.012(3)
5 | or (4) is not a medical act. Such standards shall be based on
6 | risk to the patient and acceptable standards of medical care
7 | and shall take into account the special problems of medically
8 | underserved areas. The standards developed by the joint
9 | committee shall be adopted as rules by the Board of Nursing
10 | and the Board of Medicine for purposes of carrying out their
11 | responsibilities pursuant to part I of chapter 464 and this
12 | chapter, respectively, but neither board shall have
13 | disciplinary powers over the licensees of the other board.

14 | Section 8. Paragraph (a) of subsection (1) of section
15 | 459.025, Florida Statutes, is amended to read:

16 | 459.025 Formal supervisory relationships, standing
17 | orders, and established protocols; notice; standards.--

18 | (1) NOTICE.--

19 | (a) When an osteopathic physician enters into a formal
20 | supervisory relationship or standing orders with an emergency
21 | medical technician or paramedic licensed pursuant to s.
22 | 401.27, which relationship or orders contemplate the
23 | performance of medical acts, or when an osteopathic physician
24 | enters into an established protocol with an advanced
25 | registered nurse practitioner, which protocol contemplates the
26 | performance of medical acts identified and approved by the
27 | joint committee pursuant to s. 464.003(3)(d) ~~s. 464.003(3)(c)~~
28 | or acts set forth in s. 464.012(3) and (4), the osteopathic
29 | physician shall submit notice to the board. The notice must
30 | contain a statement in substantially the following form:
31 |

1 I, (name and professional license number of osteopathic
2 physician), of (address of osteopathic physician) have hereby
3 entered into a formal supervisory relationship, standing
4 orders, or an established protocol with (number of persons)
5 emergency medical technician(s), (number of persons)
6 paramedic(s), or (number of persons) advanced registered nurse
7 practitioner(s).

8 Section 9. The sum of \$75,386 is appropriated from the
9 Medical Quality Assurance Trust Fund to the Department of
10 Health, and one position and associated salary rate of 43,548
11 is authorized to implement this act.

12 Section 10. This act shall take effect July 1, 2007.
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