

HB 879

2007

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

25
26 Be It Enacted by the Legislature of the State of Florida:

27
28 Section 1. Section 464.003, Florida Statutes, is amended

HB 879

2007

29 | to read:

30 | 464.003 Definitions.--As used in this part, the term:

31 | (1) "Department" means the Department of Health.

32 | (2) "Board" means the Board of Nursing.

33 | (3) (a) "Practice of professional nursing" means the
34 | performance of those acts requiring substantial specialized
35 | knowledge, judgment, and nursing skill based upon applied
36 | principles of psychological, biological, physical, and social
37 | sciences which shall include, but not be limited to:

38 | 1. The observation, assessment, nursing diagnosis,
39 | planning, intervention, and evaluation of care; health teaching
40 | and counseling of the ill, injured, or infirm; and the promotion
41 | of wellness, maintenance of health, and prevention of illness of
42 | others.

43 | 2. The administration of medications and treatments as
44 | prescribed or authorized by a duly licensed practitioner
45 | authorized by the laws of this state to prescribe such
46 | medications and treatments.

47 | 3. The supervision and teaching of other personnel in the
48 | theory and performance of any of the above acts.

49 | (b) "Practice of practical nursing" means the performance
50 | of selected acts, including the administration of treatments and
51 | medications, in the care of the ill, injured, or infirm and the
52 | promotion of wellness, maintenance of health, and prevention of
53 | illness of others under the direction of a registered nurse, a
54 | licensed physician, a licensed osteopathic physician, a licensed
55 | podiatric physician, or a licensed dentist.

56 |

57 The professional nurse and the practical nurse shall be
58 responsible and accountable for making decisions that are based
59 upon the individual's educational preparation and experience in
60 nursing.

61 (c) "Clinical nurse specialist practice" means the
62 delivery and management of expert-level nursing care to
63 individuals or groups, including the ability to:

64 1. Assess the health status of individuals and families
65 using methods appropriate to the population and area of
66 practice.

67 2. Diagnose human responses to actual or potential health
68 problems.

69 3. Plan for health promotion, disease prevention, and
70 therapeutic intervention in collaboration with the patient or
71 client.

72 4. Implement therapeutic interventions based on the nurse
73 specialist's area of expertise, including, but not limited to,
74 direct nursing care, counseling, teaching, and collaboration
75 with other licensed health care providers.

76 5. Coordinate health care as necessary and appropriate and
77 evaluate with the patient or client the effectiveness of care.

78 (d)-(e) "Advanced or specialized nursing practice" means,
79 in addition to the practice of professional nursing, the
80 performance of advanced-level nursing acts approved by the board
81 which, by virtue of postbasic specialized education, training,
82 and experience, are proper to be performed by an advanced
83 registered nurse practitioner. Within the context of advanced
84 or specialized nursing practice, the advanced registered nurse

HB 879

2007

85 practitioner may perform acts of nursing diagnosis and nursing
86 treatment of alterations of the health status. The advanced
87 registered nurse practitioner may also perform acts of medical
88 diagnosis and treatment, prescription, and operation which are
89 identified and approved by a joint committee composed of three
90 members appointed by the Board of Nursing, two of whom shall be
91 advanced registered nurse practitioners; three members appointed
92 by the Board of Medicine, two of whom shall have had work
93 experience with advanced registered nurse practitioners; and the
94 secretary of the department or the secretary's designee. Each
95 committee member appointed by a board shall be appointed to a
96 term of 4 years unless a shorter term is required to establish
97 or maintain staggered terms. The Board of Nursing shall adopt
98 rules authorizing the performance of any such acts approved by
99 the joint committee. Unless otherwise specified by the joint
100 committee, such acts shall be performed under the general
101 supervision of a practitioner licensed under chapter 458,
102 chapter 459, or chapter 466 within the framework of standing
103 protocols which identify the medical acts to be performed and
104 the conditions for their performance. The department may, by
105 rule, require that a copy of the protocol be filed with the
106 department along with the notice required by s. 458.348.

107 (e)~~(d)~~ "Nursing diagnosis" means the observation and
108 evaluation of physical or mental conditions, behaviors, signs
109 and symptoms of illness, and reactions to treatment and the
110 determination as to whether such conditions, signs, symptoms,
111 and reactions represent a deviation from normal.

112 (f)~~(e)~~ "Nursing treatment" means the establishment and

HB 879

2007

113 implementation of a nursing regimen for the care and comfort of
 114 individuals, the prevention of illness, and the education,
 115 restoration, and maintenance of health.

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

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

120 (6) "Clinical nurse specialist" means any person licensed
 121 in this state to practice professional nursing and certified in
 122 clinical nurse specialist practice.

123 (7)-(6) "Advanced registered nurse practitioner" means any
 124 person licensed in this state to practice professional nursing
 125 and certified in advanced or specialized nursing practice,
 126 including certified registered nurse anesthetists, certified
 127 nurse midwives, nurse practitioners, and clinical nurse
 128 specialists.

129 (8)-(7) "Approved program" means a nursing program
 130 conducted in a school, college, or university which is approved
 131 by the board pursuant to s. 464.019 for the education of nurses.
 132

133 Section 2. Section 464.0115, Florida Statutes, is created
 134 to read:

135 464.0115 Certification of clinical nurse specialists.--

136 (1) Any nurse desiring to be certified as a clinical nurse
 137 specialist must apply to the department and submit proof that he
 138 or she holds a current license to practice professional nursing,
 139 a master's degree in a clinical nursing specialty, and current
 140 certification in a specialty area as a clinical nurse specialist

141 from a nationally recognized certifying body as determined by
 142 the board.

143 (2) The board shall certify, and the department shall
 144 issue a certificate to, any nurse who fulfills the
 145 qualifications in this section. The board shall establish an
 146 application fee not to exceed \$25 and a biennial renewal fee not
 147 to exceed \$10.

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

150 Section 3. Subsections (2) and (3) of section 464.012,
 151 Florida Statutes, are amended to read:

152 464.012 Certification of advanced registered nurse
 153 practitioners; fees.--

154 (2) The board shall provide by rule the appropriate
 155 requirements for advanced registered nurse practitioners in the
 156 categories of certified registered nurse anesthetist, certified
 157 nurse midwife, ~~and~~ nurse practitioner, and clinical nurse
 158 specialist.

159 (3) An advanced registered nurse practitioner shall
 160 perform those functions authorized in this section within the
 161 framework of an established protocol that is filed with the
 162 board upon biennial license renewal and within 30 days after
 163 entering into a supervisory relationship with a physician or
 164 changes to the protocol. The board shall review the protocol to
 165 ensure compliance with applicable regulatory standards for
 166 protocols. The board shall refer to the department licensees
 167 submitting protocols that are not compliant with the regulatory
 168 standards for protocols. A practitioner currently licensed under

169 chapter 458, chapter 459, or chapter 466 shall maintain
 170 supervision for directing the specific course of medical
 171 treatment. Within the established framework, an advanced
 172 registered nurse practitioner may:

- 173 (a) Monitor and alter drug therapies.
- 174 (b) Initiate appropriate therapies for certain conditions.
- 175 (c) Perform additional functions as may be determined by
 176 rule in accordance with s. 464.003(3)(d) ~~s. 464.003(3)(c)~~.
- 177 (d) Order diagnostic tests and physical and occupational
 178 therapy.

179 Section 4. Section 464.015, Florida Statutes, is amended
 180 to read:

181 464.015 Titles and abbreviations; restrictions; penalty.--

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

187 (2) Only persons who hold licenses to practice as licensed
 188 practical nurses in this state or who are performing practical
 189 nursing services pursuant to the exception set forth in s.
 190 464.022(8) shall have the right to use the title "Licensed
 191 Practical Nurse" and the abbreviation "L.P.N."

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

196 (4) Only persons who are graduates of approved programs or

197 the equivalent may use the term "Graduate Practical Nurse" and
 198 the abbreviation "G.P.N.," pending the results of the first
 199 licensure examination for which they are eligible.

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

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

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

211 (8)~~(5)~~ Only persons who hold valid certificates to
 212 practice as advanced registered nurse practitioners in this
 213 state may ~~shall have the right to~~ use the title "Advanced
 214 Registered Nurse Practitioner" and the abbreviation "A.R.N.P."

215 (9)~~(6)~~ A ~~No~~ person may not ~~shall~~ practice or advertise as,
 216 or assume the title of, registered nurse, licensed practical
 217 nurse, clinical nurse specialist, certified registered nurse
 218 anesthetist, certified nurse midwife, or advanced registered
 219 nurse practitioner or use the abbreviation "R.N.," "L.P.N.,"
 220 "C.N.S.," "C.R.N.A.," "C.N.M.," or "A.R.N.P." or take any other
 221 action that would lead the public to believe that person was
 222 certified as such or is performing nursing services pursuant to
 223 the exception set forth in s. 464.022(8), unless that person is
 224 licensed or certified to practice as such.

HB 879

2007

225 ~~(10)(7)~~ A violation of this section is a misdemeanor of
 226 the first degree, punishable as provided in s. 775.082 or s.
 227 775.083.

228 Section 5. Section 464.016, Florida Statutes, is amended
 229 to read:

230 464.016 Violations and penalties.--

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

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

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

239 (c) Knowingly employing unlicensed persons in the practice
 240 of nursing.

241 (d) Obtaining or attempting to obtain a license or
 242 certificate under this part by misleading statements or knowing
 243 misrepresentation.

244 (2) Each of the following acts constitutes a misdemeanor
 245 of the first degree, punishable as provided in s. 775.082 or s.
 246 775.083:

247 (a) Using the name or title "Nurse," "Registered Nurse,"
 248 "Licensed Practical Nurse," "Clinical Nurse Specialist,"
 249 "Certified Registered Nurse Anesthetist," "Certified Nurse
 250 Midwife," "Advanced Registered Nurse Practitioner," or any other
 251 name or title which implies that a person was licensed or
 252 certified as same, unless such person is duly licensed or

HB 879

2007

253 certified.

254 (b) Knowingly concealing information relating to
 255 violations of this part.

256 Section 6. For the purpose of incorporating the amendment
 257 to section 464.016, Florida Statutes, in a reference thereto,
 258 paragraph (g) of subsection (3) of section 921.0022, Florida
 259 Statutes, is reenacted to read:

260 921.0022 Criminal Punishment Code; offense severity
 261 ranking chart.--

262 (3) OFFENSE SEVERITY RANKING CHART

Florida Statute	Felony Degree	Description
		(g) LEVEL 7
316.027 (1) (b)	1st	Accident involving death, failure to stop; leaving scene.
316.193 (3) (c) 2.	3rd	DUI resulting in serious bodily injury.
316.1935 (3) (b)	1st	Causing serious bodily injury or death to another person; driving at

HB 879

2007

267	327.35 (3) (c) 2.	3rd	<p>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.</p>
268	402.319 (2)	2nd	<p>Vessel BUI resulting in serious bodily injury.</p> <p>Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.</p>
269	409.920 (2)	3rd	<p>Medicaid provider</p>

HB 879

2007

270	456.065 (2)	3rd	fraud. Practicing a health care profession without a license.
271	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
272	458.327 (1)	3rd	Practicing medicine without a license.
273	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
274	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
275	461.012 (1)	3rd	Practicing podiatric medicine without a

HB 879

2007

276			license.
	462.17	3rd	Practicing naturopathy without a license.
277			
	463.015 (1)	3rd	Practicing optometry without a license.
278			
	464.016 (1)	3rd	Practicing nursing without a license.
279			
	465.015 (2)	3rd	Practicing pharmacy without a license.
280			
	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
281			
	467.201	3rd	Practicing midwifery without a license.
282			
	468.366	3rd	Delivering respiratory care services without a license.
283			

HB 879

2007

284	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
285	483.901 (9)	3rd	Practicing medical physics without a license.
286	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
287	484.053	3rd	Dispensing hearing aids without a license.
288	494.0018 (2)	1st	Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.

HB 879

2007

289	560.123 (8) (b) 1.	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by money transmitter.
290	560.125 (5) (a)	3rd	Money transmitter business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
291	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
291	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver's license or

HB 879

2007

292	775.21 (10) (b)	3rd	identification card; other registration violations.
293	775.21 (10) (g)	3rd	Sexual predator working where children regularly congregate.
294	782.051 (3)	2nd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
295	782.07 (1)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony. Killing of a human being by the act, procurement, or

HB 879

2007

296

782.071

2nd

culpable negligence
of another
(manslaughter).

Killing of human
being or viable
fetus by the
operation of a motor
vehicle in a
reckless manner
(vehicular
homicide).

297

782.072

2nd

Killing of a human
being by the
operation of a
vessel in a reckless
manner (vessel
homicide).

298

784.045 (1) (a) 1.

2nd

Aggravated battery;
intentionally
causing great bodily
harm or
disfigurement.

299

784.045 (1) (a) 2.

2nd

Aggravated battery;

HB 879

2007

300			using deadly weapon.
	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
301			
	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
302			
	784.048 (7)	3rd	Aggravated stalking; violation of court order.
303			
	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
304			
	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
305			
	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
306			

HB 879

2007

307	784.081 (1)	1st	Aggravated battery on specified official or employee.
308	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
309	784.083 (1)	1st	Aggravated battery on code inspector.
310	790.07 (4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
311	790.16 (1)	1st	Discharge of a machine gun under specified circumstances.
312	790.165 (2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.

HB 879

2007

313	790.165 (3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
314	790.166 (3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
315	790.166 (4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
316	796.03	2nd	Procuring any person under 16 years for prostitution.
316	800.04 (5) (c) 1.	2nd	Lewd or lascivious

HB 879

2007

317	800.04 (5) (c) 2.	2nd	molestation; victim less than 12 years of age; offender less than 18 years.
318	806.01 (2)	2nd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender 18 years or older.
319	810.02 (3) (a)	2nd	Maliciously damage structure by fire or explosive.
320	810.02 (3) (b)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
321	810.02 (3) (d)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
			Burglary of occupied

HB 879

2007

322	812.014 (2) (a) 1.	1st	conveyance; unarmed; no assault or battery.
323	812.014 (2) (b) 2.	2nd	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.
324	812.014 (2) (b) 3.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
325	812.0145 (2) (a)	1st	Property stolen, emergency medical equipment; 2nd degree grand theft.
			Theft from person 65 years of age or

HB 879

2007

326	812.019 (2)	1st	older; \$50,000 or more.
327	812.131 (2) (a)	2nd	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
328	812.133 (2) (b)	1st	Robbery by sudden snatching.
329	817.234 (8) (a)	2nd	Carjacking; no firearm, deadly weapon, or other weapon.
330	817.234 (9)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
			Organizing, planning, or

HB 879

2007

331

817.234 (11) (c) 1st

participating in an intentional motor vehicle collision.

Insurance fraud; property value \$100,000 or more.

332

817.2341 (2) (b) & 1st
(3) (b)

Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.

333

825.102 (3) (b) 2nd

Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.

334

HB 879

2007

335	825.103 (2) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$20,000 or more, but less than \$100,000.
336	827.03 (3) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
337	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
338	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
339	838.015	2nd	Bribery.

HB 879

2007

340	838.016	2nd	Unlawful compensation or reward for official behavior.
341	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
342	838.22	2nd	Bid tampering.
343	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
344	872.06	2nd	Abuse of a dead human body.
	893.13 (1) (c) 1.	1st	Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03 (1) (a) , (1) (b) , (1) (d) , (2) (a) , (2) (b) , or (2) (c) 4.) within

HB 879

2007

345

893.13 (1) (e) 1. 1st

1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.

346

893.13 (4) (a) 1st

Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03 (1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c) 4., within 1,000 feet of property used for religious services or a specified business site.

Deliver to minor cocaine (or other s. 893.03 (1) (a), (1) (b), (1) (d),

HB 879

2007

347	893.135 (1) (a) 1.	1st	(2) (a), (2) (b), or (2) (c) 4. drugs).
348	893.135 (1) (b) 1.a.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
349	893.135 (1) (c) 1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
350	893.135 (1) (d) 1.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
351	893.135 (1) (e) 1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
352			Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.

HB 879

2007

353	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
354	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
355	893.135 (1) (h) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
356	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
357	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.

HB 879

2007

358

896.101 (5) (a) 3rd Money laundering,
financial
transactions
exceeding \$300 but
less than \$20,000.

359

896.104 (4) (a) 1. 3rd Structuring
transactions to
evade reporting or
registration
requirements,
financial
transactions
exceeding \$300 but
less than \$20,000.

360

943.0435 (4) (c) 2nd Sexual offender
vacating permanent
residence; failure
to comply with
reporting
requirements.

943.0435 (8) 2nd Sexual offender;
remains in state
after indicating
intent to leave;

HB 879

2007

361	943.0435(9)(a)	3rd	failure to comply with reporting requirements.
362	943.0435(13)	3rd	Sexual offender; failure to comply with reporting requirements.
363	943.0435(14)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
364	944.607(9)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.
365			Sexual offender; failure to comply with reporting requirements.

HB 879

2007

366

944.607(10)(a) 3rd Sexual offender;
failure to submit to
the taking of a
digitized
photograph.

367

944.607(12) 3rd Failure to report or
providing false
information about a
sexual offender;
harbor or conceal a
sexual offender.

368

944.607(13) 3rd Sexual offender;
failure to report
and reregister;
failure to respond
to address
verification.

369

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

370

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

371

(1) NOTICE.--

372

(a) When a physician enters into a formal supervisory
relationship or standing orders with an emergency medical
technician or paramedic licensed pursuant to s. 401.27, which

373

374

375

376

377 relationship or orders contemplate the performance of medical
 378 acts, or when a physician enters into an established protocol
 379 with an advanced registered nurse practitioner, which protocol
 380 contemplates the performance of medical acts identified and
 381 approved by the joint committee pursuant to s. 464.003(3)(d) ~~s.~~
 382 ~~464.003(3)(e)~~ or acts set forth in s. 464.012(3) and (4), the
 383 physician shall submit notice to the board. The notice shall
 384 contain a statement in substantially the following form:

385
 386 I, (name and professional license number of physician) ,
 387 of (address of physician) have hereby entered into a formal
 388 supervisory relationship, standing orders, or an established
 389 protocol with (number of persons) emergency medical
 390 technician(s), (number of persons) paramedic(s), or
 391 (number of persons) advanced registered nurse practitioner(s).

392 (2) ESTABLISHMENT OF STANDARDS BY JOINT COMMITTEE.--The
 393 joint committee created by s. 464.003(3)(d) ~~s. 464.003(3)(e)~~
 394 shall determine minimum standards for the content of established
 395 protocols pursuant to which an advanced registered nurse
 396 practitioner may perform medical acts identified and approved by
 397 the joint committee pursuant to s. 464.003(3)(d) ~~s.~~
 398 ~~464.003(3)(e)~~ or acts set forth in s. 464.012(3) and (4) and
 399 shall determine minimum standards for supervision of such acts
 400 by the physician, unless the joint committee determines that any
 401 act set forth in s. 464.012(3) or (4) is not a medical act. Such
 402 standards shall be based on risk to the patient and acceptable
 403 standards of medical care and shall take into account the
 404 special problems of medically underserved areas. The standards

HB 879

2007

405 developed by the joint committee shall be adopted as rules by
 406 the Board of Nursing and the Board of Medicine for purposes of
 407 carrying out their responsibilities pursuant to part I of
 408 chapter 464 and this chapter, respectively, but neither board
 409 shall have disciplinary powers over the licensees of the other
 410 board.

411 Section 8. Paragraph (a) of subsection (1) of section
 412 459.025, Florida Statutes, is amended to read:

413 459.025 Formal supervisory relationships, standing orders,
 414 and established protocols; notice; standards.--

415 (1) NOTICE.--

416 (a) When an osteopathic physician enters into a formal
 417 supervisory relationship or standing orders with an emergency
 418 medical technician or paramedic licensed pursuant to s. 401.27,
 419 which relationship or orders contemplate the performance of
 420 medical acts, or when an osteopathic physician enters into an
 421 established protocol with an advanced registered nurse
 422 practitioner, which protocol contemplates the performance of
 423 medical acts identified and approved by the joint committee
 424 pursuant to s. 464.003(3)(d) ~~s. 464.003(3)(e)~~ or acts set forth
 425 in s. 464.012(3) and (4), the osteopathic physician shall submit
 426 notice to the board. The notice must contain a statement in
 427 substantially the following form:

428 I, (name and professional license number of osteopathic
 429 physician) , of (address of osteopathic physician) have
 430 hereby entered into a formal supervisory relationship, standing
 431 orders, or an established protocol with (number of persons)
 432 emergency medical technician(s), (number of persons)

HB 879

2007

433 | paramedic(s), or (number of persons) advanced registered
434 | nurse practitioner(s).

435 | Section 9. This act shall take effect July 1, 2007.