

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Health Regulation Committee

BILL: SB 2366

INTRODUCER: Senator Diaz de la Portilla

SUBJECT: Medical Faculty Certificates

DATE: March 30, 2008

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Munroe	Wilson	HR	Favorable
2.			HE	
3.				
4.				
5.				
6.				

I. Summary:

The bill adds Florida International University and the University of Central Florida to the list of medical schools or teaching institutions where a physician who is not licensed to practice in Florida may be issued a medical faculty certificate that would authorize the physician to practice medicine in conjunction with a full-time faculty position.

This bill substantially amends section 458.3145, Florida Statutes.

II. Present Situation:

Chapter 458, Florida Statutes, governs the practice of medicine. The Department of Health may issue a medical faculty certificate without examination to an individual who: is a graduate of an accredited medical school or its equivalent, or is a graduate of a foreign medical school listed with the World Health Organization; holds a valid, current license to practice medicine in another jurisdiction; has completed the application form and remitted a nonrefundable application fee no greater than \$500; has completed an approved residency or fellowship of at least 1 year or has received training which has been determined by the board to be equivalent to the 1-year residency requirement; is at least 21 years of age; is of good moral character; has not committed any act in Florida or any other jurisdiction which would constitute the basis for disciplining a physician; and has been offered and has accepted a full-time faculty appointment to teach in a program of medicine at the University of Florida, University of Miami, University of South Florida, Florida State University, or Mayo Medical School at the Mayo Clinic in Jacksonville, Florida.

The certificate authorizes the holder to practice only in conjunction with his or her faculty position at an accredited medical school and its affiliated clinical facilities or teaching hospitals that are registered with the Board of Medicine as sites at which holders of medical faculty certificates will be practicing. The certificate automatically expires when the holder's relationship with the medical school is terminated or after a period of 24 months, whichever occurs sooner, and is renewable every 2 years by a holder who applies to the board on a form prescribed by the board and provides certification by the dean of the medical school that the holder is a distinguished medical scholar and an outstanding practicing physician.

The number of medical faculty certificates that may be issued to each institution or facility is limited to a maximum of 15 medical faculty certificate holders at: the University of Florida, University of Miami, University of South Florida, Florida State University, and the H. Lee Moffitt Cancer Center and Research Institute at the University of South Florida. A maximum of 5 medical faculty certificate holders may be issued to Mayo Medical School at the Mayo Clinic in Jacksonville, Florida.

An annual review of each certificate recipient is made by the dean of the accredited medical school and reported to the Board of Medicine.

The Florida International University College of Medicine and University of Central Florida College of Medicine were created by the Legislature in 2006. Both institutions will begin offering courses in the fall of 2009.

III. Effect of Proposed Changes:

The bill adds Florida International University and the University of Central Florida to the list of medical schools or teaching institutions where a physician who is not licensed to practice in Florida may be issued a medical faculty certificate that would authorize the physician to practice medicine in conjunction with a full-time faculty position.

The bill provides an effective date of July 1, 2008.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The provisions of this bill have no impact on municipalities and the counties under the requirements of Article VII, Section 18 of the Florida Constitution.

B. Public Records/Open Meetings Issues:

The provisions of this bill have no impact on public records or open meetings issues under the requirements of Article I, Section 24(a) and (b) of the Florida Constitution.

C. Trust Funds Restrictions:

The provisions of this bill have no impact on the trust fund restrictions under the requirements of Article III, Subsection 19(f) of the Florida Constitution.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The Department of Health reports that there may be additional workload resulting from the increase in applications it receives for medical faculty certificates issued at the Florida International University College of Medicine or the University of Central Florida College of Medicine. The Department of Health indicates that the fiscal impact of the bill may not be determined.

VI. Technical Deficiencies:

None.

VII. Related Issues:

The bill fails to impose a limitation on the total number of medical faculty certificates that the Department of Health may issue to the Florida International University College of Medicine or the University of Central Florida College of Medicine.

VIII. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.