

1 A bill to be entitled
 2 An act relating to temporary certificates and licenses for
 3 certain health care practitioners; amending s. 456.024,
 4 F.S.; providing for issuance of a temporary license to
 5 specified health care practitioners who are spouses of
 6 active duty members of the Armed Forces under certain
 7 circumstances; providing for criminal history checks;
 8 providing fees; providing for expiration of a temporary
 9 license; providing that temporary licensees are subject to
 10 specified general licensing requirements; amending ss.
 11 458.315 and 459.0076, F.S.; naming temporary certificates
 12 issued to physicians who practice in areas of critical
 13 need as the "Rear Admiral LeRoy Collins, Jr., Temporary
 14 Certificate for Practice in Areas of Critical Need";
 15 providing an effective date.

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 17 Be It Enacted by the Legislature of the State of Florida:

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 19 Section 1. Subsection (3) is added to section 456.024,
 20 Florida Statutes, to read:

21 456.024 Members of Armed Forces in good standing with
 22 administrative boards or the department; spouses.—

23 (3) (a) The board, or the department when there is no
 24 board, may issue a temporary professional license to the spouse
 25 of an active duty member of the Armed Forces of the United
 26 States who submits to the department:

27 1. A completed application upon a form prepared and
 28 furnished by the department in accordance with the board's

29 rules;
 30 2. The required application fee;
 31 3. Proof that the applicant is married to a member of the
 32 Armed Forces of the United States who is on active duty;
 33 4. Proof that the applicant holds a valid license for the
 34 profession issued by another state, the District of Columbia, or
 35 a possession or territory of the United States, and is not the
 36 subject of any disciplinary proceeding in any jurisdiction in
 37 which the applicant holds a license to practice a profession
 38 regulated by this chapter;
 39 5. Proof that the applicant has actively practiced the
 40 profession for a period of no less than 3 years;
 41 6. Proof that the applicant's spouse is assigned to a duty
 42 station in this state pursuant to the member's official active
 43 duty military orders; and
 44 7. Proof that the applicant would otherwise be entitled to
 45 full licensure under the appropriate practice act and is
 46 eligible to take the respective licensure examination as
 47 required in Florida. The applicant shall comply with any
 48 criminal background check requirements contained in the
 49 applicable practice act, except as otherwise provided in this
 50 section. The board, or the department if there is no board,
 51 shall review the results of any criminal background check and
 52 shall deny or approve the application consistent with the
 53 applicable practice act. The applicant shall pay the cost of
 54 fingerprint processing. If the fingerprints are submitted
 55 through an authorized agency or vendor, the agency or vendor
 56 shall collect the required processing fees and remit the fees to

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57 the Department of Law Enforcement.

58 (b) An applicant is ineligible for a temporary license
59 pursuant to this section if the applicant:

60 1. Has been convicted of or pled nolo contendere to,
61 regardless of adjudication, any felony or misdemeanor related to
62 the practice of a health care profession;

63 2. Has had a health care provider license revoked or
64 suspended from another state, the District of Columbia, or a
65 United States territory;

66 3. Has been reported to the National Practitioner Data
67 Bank, unless the applicant successfully appealed to have his or
68 her name removed from the data bank; or

69 4. Has previously failed a Florida-administered
70 examination that is required to receive a license pursuant to s.
71 466.006.

72 (c) The board, or department when there is no board, may
73 revoke a temporary license upon a finding that the individual
74 violated the profession's governing practice act.

75 (d) The department shall set an application fee, which may
76 not exceed the cost of issuing the license.

77 (e) A temporary license expires 6 months after the date of
78 issuance and is not renewable.

79 (f) A person issued a temporary license under this
80 subsection is subject to the requirements of s. 456.013(3)(a)
81 and (c).

82 Section 2. Present subsections (1) through (4) of section
83 458.315, Florida Statutes, are renumbered as subsections (2)
84 through (5), respectively, and a new subsection (1) is added to

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85 that section, to read:

86 458.315 Temporary certificate for practice in areas of
87 critical need.—

88 (1) A certificate issued pursuant to this section may be
89 cited as the "Rear Admiral LeRoy Collins, Jr., Temporary
90 Certificate for Practice in Areas of Critical Need."

91 Section 3. Present subsections (1) through (4) of section
92 459.0076, Florida Statutes, are renumbered as subsections (2)
93 through (5), respectively, and a new subsection (1) is added to
94 that section, to read:

95 459.0076 Temporary certificate for practice in areas of
96 critical need.—

97 (1) A certificate issued pursuant to this section may be
98 cited as the "Rear Admiral LeRoy Collins, Jr., Temporary
99 Certificate for Practice in Areas of Critical Need."

100 Section 4. This act shall take effect July 1, 2011.