

1                   A bill to be entitled  
 2           An act relating to health care practitioner license  
 3           suspension; amending s. 456.074, F.S.; authorizing the  
 4           Department of Health to issue an emergency order to  
 5           suspend or restrict the license of a health care  
 6           practitioner under specified conditions; amending s.  
 7           903.046, F.S.; providing additional criteria that a  
 8           court may consider when determining whether to release  
 9           a defendant on bail; providing an effective date.

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

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13           Section 1. Subsection (5) is added to section 456.074,  
 14 Florida Statutes, to read:

15           456.074 Certain health care practitioners; immediate  
 16 suspension of license.—

17           (5) The department may issue an emergency order suspending  
 18 or restricting the license of any health care practitioner as  
 19 defined in s. 456.001(4) who has committed, is arrested for, or  
 20 is under investigation or prosecution for an act under chapter  
 21 782 or any act that would constitute the basis for discipline  
 22 under the applicable practice act, s. 458.331(1)(q), s.  
 23 459.015(1)(t), this chapter, or chapter 893, or under 21 U.S.C.  
 24 ss. 801-970, as applicable.

25           Section 2. Paragraph (m) is added to subsection (2) of  
 26 section 903.046, Florida Statutes, to read:

27           903.046 Purpose of and criteria for bail determination.—

28           (2) When determining whether to release a defendant on

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29 | bail or other conditions, and what that bail or those conditions  
30 | may be, the court shall consider:

31 |       (m) Whether the suspension of a license or the restriction  
32 | on the ability to practice a licensed profession as defined in  
33 | s. 456.001 is necessary to protect the community against  
34 | unreasonable danger from the criminal defendant.

35 |       Section 3. This act shall take effect July 1, 2012.