



673138

LEGISLATIVE ACTION

Senate	.	House
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Senator Storms moved the following:

**Senate Amendment (with directory and title amendments)**

Between lines 1306 and 1307  
insert:

(5) The department may initiate administrative proceedings under chapter 120 for an emergency order and issue an emergency order restricting the license of a health care practitioner licensed under chapter 458, chapter 459, chapter 461, or chapter 466 from prescribing controlled substances, as defined in chapter 893, if the licensee:

(a) Is arrested for, is criminally prosecuted for, or commits, any act that is a violation of chapter 782;

(b) Is arrested for, or is criminally prosecuted for, any



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14 act that directly relates to the importation, manufacture,  
15 distribution, possession, transfer, sale, or prescribing of  
16 controlled substances as defined in chapter 893; or

17 (c) Violates a provision of 21 U.S.C. ss. 801-971, relating  
18 to the possession, transfer, sale, or prescribing of controlled  
19 substances.

20 Section 14. Paragraph (m) is added to subsection (2) of  
21 section 903.046, Florida Statutes, to read:

22 903.046 Purpose of and criteria for bail determination.—

23 (2) When determining whether to release a defendant on bail  
24 or other conditions, and what that bail or those conditions may  
25 be, the court shall consider:

26 (m) Whether the suspension of a license or the restriction  
27 of the ability to practice a licensed profession as defined in  
28 s. 456.001 is necessary to protect the community against  
29 unreasonable danger from the criminal defendant.

30  
31 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

32 And the directory clause is amended as follows:

33 Delete line 1291

34 and insert:

35 Statutes, is amended, and subsection (5) is added to that  
36 section, to read:

37  
38 ===== T I T L E A M E N D M E N T =====

39 And the title is amended as follows:

40 Delete line 87

41 and insert:

42 professionals; authorizing the Department of Health to



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43 initiate administrative proceedings for the issuance  
44 of an emergency order and issue an emergency order  
45 restricting the license of a health care practitioner  
46 from prescribing controlled substances under certain  
47 circumstances; amending s. 903.046, F.S.; requiring  
48 the court, in determining whether to release a  
49 defendant on bail or other conditions, to consider  
50 whether the suspension of a license or the restriction  
51 on the ability to practice a licensed health care  
52 profession is necessary to protect the community  
53 against unreasonable danger; amending ss. 458.309 and  
54 459.005, F.S.;