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LEGISLATIVE ACTION

Senate

House

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Floor: WD

03/08/2012 06:41 PM

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Senator Sobel moved the following:

1           **Senate Amendment to Amendment (349388) (with title**  
2 **amendment)**

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4           Between lines 2993 and 2994  
5 insert:

6           Section 93. Effective January 3, 2013, subsection (3) of  
7 section 458.309, Florida Statutes, is amended to read:

8           458.309 Rulemaking authority.—

9           (3) A physician ~~All physicians~~ who performs liposuction  
10 procedures in which more than 1,000 cubic centimeters of  
11 supernatant fat is removed, ~~perform~~ level 2 procedures lasting  
12 more than 5 minutes, and all level 3 surgical procedures in an  
13 office setting must register the office with the department



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14 unless that office is licensed as a facility under ~~pursuant to~~  
15 chapter 395. The department shall inspect the physician's office  
16 annually unless the office is accredited by a nationally  
17 recognized accrediting agency or an accrediting organization  
18 subsequently approved by the Board of Medicine. The actual costs  
19 for registration and inspection or accreditation shall be paid  
20 by the person seeking to register and operate the office setting  
21 in which office surgery is performed.

22 Section 94. Effective January 3, 2013, subsection (2) of  
23 section 459.005, Florida Statutes, is amended to read:

24 459.005 Rulemaking authority.—

25 (2) A physician ~~All physicians~~ who performs liposuction  
26 procedures in which more than 1,000 cubic centimeters of  
27 supernatant fat is removed, ~~perform~~ level 2 procedures lasting  
28 more than 5 minutes, and all level 3 surgical procedures in an  
29 office setting must register the office with the department  
30 unless that office is licensed as a facility under ~~pursuant to~~  
31 chapter 395. The department shall inspect the physician's office  
32 annually unless the office is accredited by a nationally  
33 recognized accrediting agency or an accrediting organization  
34 subsequently approved by the Board of Osteopathic Medicine. The  
35 actual costs for registration and inspection or accreditation  
36 shall be paid by the person seeking to register and operate the  
37 office setting in which office surgery is performed.

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

40 And the title is amended as follows:

41 Delete line 4156

42 and insert:



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43 established its responsibilities; amending ss. 458.309  
44 and 459.005, F.S.; requiring that a physician or  
45 osteopathic physician who performs certain medical  
46 procedures in an office setting to register the office  
47 with the Department of Health unless that office is  
48 licensed as a facility under ch. 395, F.S., relating  
49 to hospital licensing and regulation; amending s.  
50 462.19,