

By the Committee on Health Regulation; and Senator Sobel

588-01573-12

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1 A bill to be entitled
2 An act relating to health care; amending ss. 458.309
3 and 459.005, F.S.; requiring that any physician or
4 osteopathic physician who performs certain medical
5 procedures in an office setting to register the office
6 with the Department of Health unless that office is
7 licensed as a facility under ch. 395, F.S., relating
8 to hospital licensing and regulation; providing an
9 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 (3) of section 458.309, Florida
14 Statutes, is amended to read:

15 458.309 Rulemaking authority.—

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

29 Section 2. Subsection (2) of section 459.005, Florida

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30 Statutes, is amended to read:

31 459.005 Rulemaking authority.—

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

45 Section 3. This act shall take effect January 3, 2013.