

By the Committee on Health Regulation; and Senator Sobel

588-01573-12

2012544c1

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.

10  
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

588-01573-12

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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.