

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED (Y/N)
 ADOPTED AS AMENDED (Y/N)
 ADOPTED W/O OBJECTION (Y/N)
 FAILED TO ADOPT (Y/N)
 WITHDRAWN (Y/N)
 OTHER

1 Committee/Subcommittee hearing bill: Health Quality
 2 Subcommittee

3 Representative Gaetz offered the following:

4
 5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Subsection (11) is added to section 395.0191,
 8 Florida Statutes, to read:

9 (11) Surgical assistants and surgical technologists.—

10 (a) DEFINITIONS.—As used in this subsection, the term:

11 1. "Certified surgical assistant" means a surgical
 12 assistant who maintains valid and active one of the following
 13 certifications:

14 a. Certified Surgical First Assistant from the National
 15 Board of Surgical Technology and Surgical Assisting.

16 b. Certified Surgical Assistant from the National Surgical
 17 Assistant Association.

18 c. Surgical Assistant-Certified from the American Board of
 19 Surgical Assistants.

20 2. "Certified surgical technologist" means a surgical

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21 technologist who maintains valid and active certification as a
22 Certified Surgical Technologist from the National Board of
23 Surgical Technology and Surgical Assisting.

24 3. "Surgeon" means any health care practitioner as defined
25 in chapter 456 whose scope of practice includes performing
26 surgery and who is listed as the primary surgeon in the
27 operative record.

28 4. "Surgical assistant" means a person providing aid under
29 the supervision of a surgeon in exposure, hemostasis, closures,
30 and other intra-operative technical functions that assist the
31 surgeon in performing a safe operation with optimal results for
32 the patient.

33 5. "Surgical technologist" means a person who assists and
34 practices under the supervision of a surgeon to ensure that the
35 operating room environment is safe, that proper equipment is
36 available, and that the operative procedure is conducted
37 efficiently. Surgical technologist duties include, but are not
38 limited to, maintaining sterility during a surgical procedure,
39 handling and ensuring the availability of necessary equipment
40 and supplies, and maintaining visibility of the operative site.

41 (b) EMPLOYMENT LIMITATIONS.-

42 1. A facility may not employ or contract with any person to
43 perform the duties of a surgical assistant unless the person is
44 a certified surgical assistant.

45 2. A facility may not employ or contract with any person to
46 perform the duties of a surgical technologist unless the person
47 is a certified surgical technologist.

48 3. Subparagraphs 1. and 2. do not apply to:

49 a. A person who was employed or contracted to perform the
50 duties of a surgical technologist or a surgical assistant at any

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51 time between January 1, 2013, and July 1, 2013.

52 b. Any health care practitioner as defined in chapter 456
53 or any student, if the duties he or she performs fall within the
54 scope of the practitioner's or the student's training and
55 practice.

56 c. Any person enrolled in a surgical technology or surgical
57 assisting training program accredited by the Commission on
58 Accreditation of Allied Health Education Programs, the
59 Accrediting Bureau of Health Education Schools, or another
60 accrediting body recognized by the United States Department of
61 Education, on July 1, 2013. A person may practice as a surgical
62 technologist or a surgical assistant for one year after
63 completion of such a training program before he or she is
64 required to meet the criteria in subparagraphs 1. or 2.

65 Section 2. This act shall take effect July 1, 2013.

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68 **T I T L E A M E N D M E N T**

69 Remove everything before the enacting clause and insert:

70 A bill to be entitled
71 An act relating to surgical assistants and surgical
72 technologists; amending s. 395.0191, F.S.; providing
73 definitions; providing requirements for health care
74 facilities employing or contracting with surgical first
75 assistants and surgical technologists; providing exceptions
76 to these requirements; providing an effective date.