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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/01/2014	.	
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The Committee on Communications, Energy, and Public Utilities (Garcia) recommended the following:

1           **Senate Amendment to Amendment (507782) (with title**  
2 **amendment)**

3  
4           Delete line 28  
5 and insert:

6 treatment, and care of the patient located within this state; or  
7           (c) If not licensed in this state:  
8           1. Hold an unrestricted active license to practice  
9 allopathic or osteopathic medicine in the state of the distant  
10 site and that state's licensure requirements must meet or exceed



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11 those of this state under chapter 458 or chapter 459, as  
12 determined by the appropriate board;

13 2. Maintain professional liability coverage that includes  
14 coverage for telemedicine services, in an amount and manner  
15 consistent with s. 458.320 and appropriate to the physician's  
16 scope of practice and location;

17 3. Have one of the following:

18 a. Privileges at or be on the medical staff of an out-of-  
19 state hospital affiliated with a Florida hospital licensed under  
20 chapter 395; or

21 b. Affiliation with an out-of-state health insurer or  
22 health plan that is also authorized to conduct business in this  
23 state pursuant to chapter 627 or chapter 641; and

24 4. Practice in a state that authorizes Florida-licensed  
25 physicians to provide telemedicine services to patients located  
26 in that state without having to be licensed to practice medicine  
27 in that state.

28 (2) An out-of-state physician authorized under paragraph  
29 (1) (b) to provide telemedicine services to patients in this  
30 state is subject to appropriate disciplinary action by the Board  
31 of Medicine, the Board of Osteopathic Medicine, or a regulatory  
32 entity in this state which has regulatory jurisdiction over the  
33 hospital, insurer, or health plan affiliated with the physician  
34 as described in subparagraph (1) (b) 3.

35 (3) A telemedicine provider and a hospital, insurer, or  
36 health plan operating in this state which is affiliated with an  
37 out-of-state provider as described in subparagraph (1) (b) 3.  
38 shall make any pertinent records available upon request of the  
39 board, the department, or other regulatory authority as



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40 applicable. Failure to comply with such request may result in  
41 the revocation of the provider's license or imposition of a fine  
42 by the applicable board; or, in the case of an affiliated  
43 hospital, insurer, or health plan, a fine, license restriction,  
44 or revocation of an affiliated entity's authorization to conduct  
45 business in this state

46

47 ===== T I T L E A M E N D M E N T =====

48 And the title is amended as follows:

49 Delete line 132

50 and insert:

51 providing continuing education requirements; requiring  
52 non-Florida licensed physicians to meet alternative  
53 requirements;