



639014

LEGISLATIVE ACTION

Senate

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House

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Floor: WD

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04/22/2015 02:25 PM

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Senator Garcia moved the following:

**Senate Amendment (with title amendment)**

Before line 15

insert:

Section 1. Present subsections (1) through (10) of section 395.0191, Florida Statutes, are redesignated as subsections (2) through (11), respectively, and new subsections (1) and (12) are added to that section, to read:

395.0191 Staff membership and clinical privileges.—

(1) As used in this section, the term:

(a) "Certified surgical assistant" means a surgical



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12 assistant who maintains a valid and active certification under  
13 one of the following designations:

14 1. Certified surgical first assistant from the National  
15 Board of Surgical Technology and Surgical Assisting.

16 2. Certified surgical assistant from the National Surgical  
17 Assistant Association.

18 3. Surgical assistant-certified from the American Board of  
19 Surgical Assistants.

20 (b) "Certified surgical technologist" means a surgical  
21 technologist who maintains a valid and active certification as a  
22 certified surgical technologist from the National Board of  
23 Surgical Technology and Surgical Assisting.

24 (c) "Surgeon" means a health care practitioner as defined  
25 in s. 456.001 whose scope of practice includes performing  
26 surgery and who is listed as the primary surgeon in the  
27 operative report.

28 (d) "Surgical assistant" means a person who provides aid in  
29 exposure, hemostasis, closures, and other intraoperative  
30 technical functions and who assists the surgeon in performing a  
31 safe operation with optimal results for the patient.

32 (e) "Surgical technologist" means a person whose duties  
33 include, but are not limited to, maintaining sterility during a  
34 surgical procedure, handling and ensuring the availability of  
35 necessary equipment and supplies, and maintaining observation of  
36 the operative site to ensure that the operating room environment  
37 is safe, that proper equipment is available, and that the  
38 operative procedure is conducted efficiently.

39 (12) A facility may not employ or contract with an  
40 individual to perform the duties of a surgical assistant or a



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41 surgical technologist unless the individual is a certified  
42 surgical assistant or a certified surgical technologist,  
43 respectively. The requirement for certification does not apply  
44 to:

45 (a) An individual who has completed an appropriate training  
46 program for surgical technology in any branch of the Armed  
47 Forces or reserve component of the Armed Forces.

48 (b) An individual who was employed or contracted to perform  
49 the duties of a surgical technologist or surgical assistant  
50 before July 1, 2015.

51 (c) A health care practitioner as defined in s. 456.001 or  
52 a student if the duties performed by the practitioner or the  
53 student are within the scope of the practitioner's or the  
54 student's training and practice.

55 (d) A person enrolled in a surgical technology or surgical  
56 assisting training program accredited by the Commission on  
57 Accreditation of Allied Health Education Programs, the  
58 Accrediting Bureau of Health Education Schools, or another  
59 accrediting body recognized by the United States Department of  
60 Education as of July 1, 2015. A person may practice as a  
61 surgical technologist or a surgical assistant for 1 year after  
62 completion of a training program under this paragraph before  
63 certification is required.

64  
65 ===== T I T L E A M E N D M E N T =====

66 And the title is amended as follows:

67 Delete lines 2 - 3

68 and insert:

69 An act relating to health care services regulation;



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70 amending s. 395.0191, F.S.; defining terms;  
71 prohibiting facilities from employing or contracting  
72 with certain medical personnel unless they are  
73 certified; providing exceptions from certification  
74 requirement; amending s. 395.301, F.S.; requiring a