



857014

576-02645-16

Proposed Committee Substitute by the Committee on Appropriations
(Appropriations Subcommittee on Health and Human Services)

A bill to be entitled

An act relating to the Department of Health; amending s. 215.5602, F.S.; revising the reporting requirements for the Biomedical Research Advisory Council under the James and Esther King Biomedical Research Program; revising the reporting requirements for entities that perform or are associated with cancer research or care and that receive a specific appropriation; amending s. 381.0034, F.S.; revising the requirements for certain license applications; amending s. 381.82, F.S.; revising the reporting requirements for the Alzheimer's Disease Research Grant Advisory Board under the Ed and Ethel Moore Alzheimer's Disease Research Program; providing for the carryforward of any unexpended balance of an appropriation for the Ed and Ethel Moore Alzheimer's Disease Research Program; amending s. 381.922, F.S.; requiring the Biomedical Research Advisory Council under the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program to submit a report to the Legislature; providing reporting requirements; amending s. 401.27, F.S.; increasing the length of time a certificate may remain in an inactive status; clarifying the process for reactivating and renewing a certificate in an inactive status; authorizing emergency medical technicians or paramedics that are trained in the military to apply for certification; deleting a requirement that



857014

576-02645-16

28 emergency medical technicians or paramedics who are
29 trained outside the state or are trained in the
30 military successfully complete a certification
31 examination; amending s. 456.013, F.S.; revising
32 course requirements for obtaining a certain license;
33 amending s. 456.024, F.S.; revising the eligibility
34 criteria for certain members of the Armed Forces of
35 the United States and their spouses to obtain
36 licensure to practice as a health care practitioner in
37 this state; authorizing the spouse of an active duty
38 military member to be licensed as a health care
39 practitioner in this state if he or she meets
40 specified criteria; deleting temporary professional
41 licensure for spouses of active duty members of the
42 Armed Forces of the United States; creating s.
43 456.0241, F.S.; establishing a temporary certificate
44 for active duty health care practitioners; defining
45 terms; authorizing the department to issue a temporary
46 certificate to active duty military health care
47 practitioners to allow them to practice in specified
48 professions; providing eligibility requirements;
49 requiring the department to verify information
50 submitted in support of establishing eligibility;
51 providing for the automatic expiration of the
52 temporary certificate within a specified time frame;
53 providing for renewal of the temporary certificate if
54 certain conditions are met; providing an exemption
55 from specified requirements to military practitioners
56 who apply for a temporary certificate; providing



857014

576-02645-16

57 circumstances under which an applicant is ineligible
58 to receive a temporary certificate; requiring the
59 department to adopt by rule application and renewal
60 fees, which may not exceed a specified amount;
61 requiring the department to adopt necessary rules;
62 amending s. 456.025, F.S.; deleting the requirement
63 for an annual meeting of chairpersons of Division of
64 Medical Quality Assurance boards and councils;
65 deleting the requirement that certain recommendations
66 be included in a report to the Legislature; deleting a
67 requirement that the Department of Health set license
68 fees and recommend fee cap increases in certain
69 circumstances; providing that a profession may operate
70 at a deficit for a certain time period; deleting a
71 provision authorizing the department to advance funds
72 under certain circumstances; deleting a requirement
73 that the department implement an electronic continuing
74 education tracking system; authorizing the department
75 to waive specified costs under certain circumstances;
76 revising legislative intent; deleting a prohibition
77 against the expenditure of funds by the department
78 from the account of a profession to pay for the
79 expenses of another profession; deleting a requirement
80 that the department include certain information in an
81 annual report to the Legislature; creating s.
82 456.0361, F.S.; requiring the department to establish
83 an electronic continuing education tracking system;
84 prohibiting the department from renewing a license
85 unless the licensee has complied with all continuing



857014

576-02645-16

86 education requirements; authorizing the department to
87 adopt rules; amending s. 456.057, F.S.; revising a
88 provision for a person or an entity appointed by the
89 board to be approved by the department; authorizing
90 the department to contract with a third party to
91 provide record custodian services; amending s.
92 456.0635, F.S.; deleting a provision on applicability
93 relating to the issuance of licenses; amending s.
94 457.107, F.S.; deleting a provision authorizing the
95 Board of Acupuncture to request certain documentation
96 from applicants; amending ss. 458.347 and 459.022,
97 F.S.; deleting a requirement that a physician
98 assistant file a signed affidavit with the department;
99 making technical changes; amending s. 460.402, F.S.;
100 providing an additional exception to licensure
101 requirements for chiropractic physicians; amending s.
102 463.007, F.S.; making technical changes; amending s.
103 464.203, F.S.; revising inservice training
104 requirements for certified nursing assistants;
105 deleting a rulemaking requirement; repealing s.
106 464.2085, F.S., relating to the Council on Certified
107 Nursing Assistants; amending s. 465.0276, F.S.;
108 deleting a requirement that the department inspect
109 certain facilities; amending s. 466.0135, F.S.;
110 deleting a requirement that a dentist file a signed
111 affidavit with the department; deleting a provision
112 authorizing the Board of Dentistry to request certain
113 documentation from applicants; amending s. 466.014,
114 F.S.; deleting a requirement that a dental hygienist



857014

576-02645-16

115 file a signed affidavit with the department; deleting
116 a provision authorizing the board to request certain
117 documentation from applicants; amending s. 466.032,
118 F.S.; deleting a requirement that a dental laboratory
119 file a signed affidavit with the department; deleting
120 a provision authorizing the department to request
121 certain documentation from applicants; repealing s.
122 468.1201, F.S., relating to a requirement for
123 instruction on human immunodeficiency virus and
124 acquired immune deficiency syndrome; amending s.
125 483.901, F.S.; deleting provisions relating to the
126 Advisory Council of Medical Physicists in the
127 department; authorizing the department to issue
128 temporary licenses in certain circumstances;
129 authorizing the department to adopt rules; amending s.
130 484.047, F.S.; deleting a requirement for a written
131 statement from an applicant in certain circumstances;
132 amending s. 486.109, F.S.; deleting a provision
133 authorizing the department to conduct a random audit
134 for certain information; amending ss. 499.028 and
135 921.0022, F.S.; conforming cross-references; providing
136 an effective date.

137

138 Be It Enacted by the Legislature of the State of Florida:

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140 Section 1. Subsections (10) and (12) of section 215.5602,
141 Florida Statutes, are amended to read:

142 215.5602 James and Esther King Biomedical Research
143 Program.—



857014

576-02645-16

144 (10) The council shall submit a fiscal-year progress report
145 on the programs under its purview to the Governor, the State
146 Surgeon General, the President of the Senate, and the Speaker of
147 the House of Representatives by December 15. The report must
148 include:

149 (a) For each A list of research project projects supported
150 by grants or fellowships awarded under the program:-

151 1.(b) A summary list of the research project and results or
152 expected results of the research recipients of program grants or
153 fellowships.

154 2.(c) The status of the research project, including whether
155 it has concluded or the estimated date of completion.

156 3. The amount of the grant or fellowship awarded and the
157 estimated or actual cost of the research project.

158 4. A list of the principal investigators on the research
159 project.

160 5. The title, citation, and summary of findings of a
161 publication publications in a peer-reviewed journal resulting
162 from the peer reviewed journals involving research supported by
163 grants or fellowships awarded under the program.

164 6.(d) The source and amount of any federal, state, or local
165 government grants or donations or private grants or donations
166 generated as a result of the research project.

167 7. The status of a patent, if any, generated from the
168 research project and an economic analysis of the impact of the
169 resulting patent.

170 8. A list of the postsecondary educational institutions
171 involved in the research project, a description of each
172 postsecondary educational institution's involvement in the



857014

576-02645-16

173 research project, and the number of students receiving training
174 or performing research in the research project.

175 (b) The state ranking and total amount of biomedical
176 research funding currently flowing into the state from the
177 National Institutes of Health.

178 ~~(c) New grants for biomedical research which were funded~~
179 ~~based on research supported by grants or fellowships awarded~~
180 ~~under the program.~~

181 (c) ~~(f)~~ Progress towards programmatic goals, particularly in
182 the prevention, diagnosis, treatment, and cure of diseases
183 related to tobacco use, including cancer, cardiovascular
184 disease, stroke, and pulmonary disease.

185 (d) ~~(g)~~ Recommendations to further the mission of the
186 programs.

187 (12) (a) Beginning in the 2011-2012 fiscal year and
188 thereafter, \$25 million from the revenue deposited into the
189 Health Care Trust Fund pursuant to ss. 210.011(9) and 210.276(7)
190 shall be reserved for research of tobacco-related or cancer-
191 related illnesses. Of the revenue deposited in the Health Care
192 Trust Fund pursuant to this section, \$25 million shall be
193 transferred to the Biomedical Research Trust Fund within the
194 Department of Health. Subject to annual appropriations in the
195 General Appropriations Act, \$5 million shall be appropriated to
196 the James and Esther King Biomedical Research Program, \$5
197 million shall be appropriated to the William G. "Bill" Bankhead,
198 Jr., and David Coley Cancer Research Program created under s.
199 381.922.

200 (b) Beginning July 1, 2014, an entity that ~~which~~ performs
201 or is associated with cancer research or care and that receives



857014

576-02645-16

202 a specific appropriation for biomedical research, research-
203 related functions, operations or other supportive functions, or
204 expansion of operations in the General Appropriations Act
205 without statutory reporting requirements for the receipt of
206 those funds, must submit an annual fiscal-year progress report
207 to the President of the Senate and the Speaker of the House of
208 Representatives by December 15. The report must:

209 1. Describe the general use of the funds.

210 2. Summarize ~~Specify~~ the research, if any, funded by the
211 appropriation, and provide:

212 a. The status of the research, including whether the
213 research has concluded.

214 b. The results or expected results of the research.

215 c. The names of the principal investigators performing the
216 research.

217 d. The title, citation, and summary of findings of a
218 publication in a peer-reviewed journal resulting from the
219 research.

220 e. The status of a patent, if any, generated from the
221 research and an economic analysis of the impact of the resulting
222 patent.

223 f. The list of the postsecondary educational institutions
224 involved in the research, a description of each postsecondary
225 educational institution's involvement in the research, and the
226 number of students receiving training or performing research.

227 3. Describe any fixed capital outlay project funded by the
228 appropriation, the need for the project, how the project will be
229 utilized, and the timeline for and status of the project, if
230 applicable.



857014

576-02645-16

231 4. Identify any federal, state, or local government grants
232 or donations or private grants or donations generated as a
233 result of the appropriation or activities funded by the
234 appropriation, if applicable and traceable.

235 Section 2. Subsection (3) of section 381.0034, Florida
236 Statutes, is amended to read:

237 381.0034 Requirement for instruction on HIV and AIDS.—

238 (3) The department shall require, as a condition of
239 granting a license under chapter 467 or part III of chapter 483
240 ~~the chapters specified in subsection (1)~~, that an applicant
241 making initial application for licensure complete an educational
242 course acceptable to the department on human immunodeficiency
243 virus and acquired immune deficiency syndrome. Upon submission
244 of an affidavit showing good cause, an applicant who has not
245 taken a course at the time of licensure must ~~shall, upon an~~
246 ~~affidavit showing good cause~~, be allowed 6 months to complete
247 this requirement.

248 Section 3. Subsection (4) of section 381.82, Florida
249 Statutes, is amended and subsection (8) is added to that
250 section, to read:

251 381.82 Ed and Ethel Moore Alzheimer's Disease Research
252 Program.—

253 (4) The board shall submit a fiscal-year progress report on
254 the programs under its purview annually to the Governor, the
255 President of the Senate, the Speaker of the House of
256 Representatives, and the State Surgeon General by February 15.
257 The report must include:

258 (a) For each ~~A list of~~ research project ~~projects~~ supported
259 by grants or fellowships awarded under the program:—



857014

576-02645-16

260 1.~~(b)~~ A summary list of the research project and results or
261 expected results of the research recipients of program grants or
262 fellowships.

263 2.~~(e)~~ The status of the research project, including whether
264 it has concluded or the estimated date of completion.

265 3. The amount of the grant or fellowship awarded and the
266 estimated or actual cost of the research project.

267 4. A list of the principal investigators on the research
268 project.

269 5. The title, citation, and summary of findings of a
270 publication publications in a peer-reviewed journal resulting
271 from the journals involving research supported by grants or
272 fellowships awarded under the program.

273 6.~~(d)~~ The source and amount of any federal, state, or local
274 government grants or donations or private grants or donations
275 generated as a result of the research project.

276 7. The status of a patent, if any, generated from the
277 research project and an economic analysis of the impact of the
278 resulting patent.

279 8. A list of postsecondary educational institutions
280 involved in the research project, a description of each
281 postsecondary educational institution's involvement in the
282 research project, and the number of students receiving training
283 or performing research under the research project.

284 (b) The state ranking and total amount of Alzheimer's
285 disease research funding currently flowing into the state from
286 the National Institutes of Health.

287 ~~(c) New grants for Alzheimer's disease research which were~~
288 ~~funded based on research supported by grants or fellowships~~



857014

576-02645-16

289 ~~awarded under the program.~~

290 (c) ~~(f)~~ Progress toward programmatic goals, particularly in
291 the prevention, diagnosis, treatment, and cure of Alzheimer's
292 disease.

293 (d) ~~(g)~~ Recommendations to further the mission of the
294 program.

295 (8) Notwithstanding s. 216.301 and pursuant to s. 216.351,
296 the balance of any appropriation from the General Revenue Fund
297 for the Ed and Ethel Moore Alzheimer's Disease Research Program
298 which is not disbursed but which is obligated pursuant to
299 contract or committed to be expended by June 30 of the fiscal
300 year in which the funds are appropriated may be carried forward
301 for up to 5 years after the effective date of the original
302 appropriation.

303 Section 4. Subsection (6) is added to section 381.922,
304 Florida Statutes, to read:

305 381.922 William G. "Bill" Bankhead, Jr., and David Coley
306 Cancer Research Program.—

307 (6) The Biomedical Research Advisory Council shall submit a
308 report relating to grants awarded under the program to the
309 Governor, the President of the Senate, and the Speaker of the
310 House of Representatives by December 15 each year. The report
311 must include:

312 (a) For each research project supported by grants awarded
313 under the program:

314 1. A summary of the research project and results or
315 expected results of the research.

316 2. The status of the research project, including whether it
317 has concluded or the estimated date of completion.



857014

576-02645-16

318 3. The amount of the grant awarded and the estimated or
319 actual cost of the research project.

320 4. A list of the principal investigators on the research
321 project.

322 5. The title, citation, and summary of findings of a
323 publication in a peer-reviewed journal resulting from the
324 research.

325 6. The source and amount of any federal, state, or local
326 government grants or donations or private grants or donations
327 generated as a result of the research project.

328 7. The status of a patent, if any, generated from the
329 research project and an economic analysis of the impact of the
330 resulting patent.

331 8. A list of the postsecondary educational institutions
332 involved in the research project, a description of each
333 postsecondary educational institution's involvement in the
334 research project, and the number of students receiving training
335 or performing research in the research project.

336 (b) The state ranking and total amount of cancer research
337 funding currently flowing into the state from the National
338 Institutes of Health.

339 (c) Progress toward programmatic goals, particularly in the
340 prevention, diagnosis, treatment, and cure of cancer.

341 (d) Recommendations to further the mission of the program.

342 Section 5. Subsections (8) and (12) of section 401.27,
343 Florida Statutes, are amended to read:

344 401.27 Personnel; standards and certification.—

345 (8) Each emergency medical technician certificate and each
346 paramedic certificate will expire automatically and may be



857014

576-02645-16

347 renewed if the holder meets the qualifications for renewal as
348 established by the department. A certificate that is not renewed
349 at the end of the 2-year period will automatically revert to an
350 inactive status for a period not to exceed two renewal periods
351 ~~180 days~~. Such certificate may be reactivated and renewed within
352 the two renewal periods ~~180 days~~ if the certificateholder meets
353 all other qualifications for renewal, including completion of
354 continuing education requirements and passage of the state
355 certification examination, and pays a \$25 late fee. Reactivation
356 shall be in a manner and on forms prescribed by department rule.

357 (12) An applicant for certification as an emergency medical
358 technician or paramedic who is trained outside the state or
359 trained in the military must provide proof of current emergency
360 medical technician or paramedic certification or registration
361 that is considered by the department to be nationally
362 recognized, successfully complete ~~based upon successful~~
363 ~~completion of~~ a training program approved by the department as
364 equivalent to the most recent EMT-Basic or EMT-Paramedic
365 National Standard Curriculum or the National EMS Education
366 Standards of the United States Department of Transportation, and
367 hold a current certificate of successful course completion in
368 cardiopulmonary resuscitation (CPR) or advanced cardiac life
369 support for emergency medical technicians or paramedics,
370 respectively, to be eligible for the certification ~~examination~~.
371 ~~The applicant must successfully complete the certification~~
372 ~~examination within 2 years after the date of the receipt of his~~
373 ~~or her application by the department. After 2 years, the~~
374 ~~applicant must submit a new application, meet all eligibility~~
375 ~~requirements, and submit all fees to reestablish eligibility to~~



857014

576-02645-16

376 ~~take the certification examination.~~

377 Section 6. Subsection (7) of section 456.013, Florida
378 Statutes, is amended to read:

379 456.013 Department; general licensing provisions.—

380 (7) The boards, or the department when there is no board,
381 shall require the completion of a 2-hour course relating to
382 prevention of medical errors as part of the biennial licensure
383 ~~and~~ renewal process. The 2-hour course counts toward ~~shall count~~
384 ~~towards~~ the total number of continuing education hours required
385 for the profession. The course must ~~shall~~ be approved by the
386 board or department, as appropriate, and must ~~shall~~ include a
387 study of root-cause analysis, error reduction and prevention,
388 and patient safety. In addition, the course approved by the
389 Board of Medicine and the Board of Osteopathic Medicine must
390 ~~shall~~ include information relating to the five most misdiagnosed
391 conditions during the previous biennium, as determined by the
392 board. If the course is being offered by a facility licensed
393 pursuant to chapter 395 for its employees, the board may approve
394 up to 1 hour of the 2-hour course to be specifically related to
395 error reduction and prevention methods used in that facility.

396 Section 7. Paragraph (a) of subsection (3) and subsection
397 (4) of section 456.024, Florida Statutes, are amended to read:

398 456.024 Members of Armed Forces in good standing with
399 administrative boards or the department; spouses; licensure.—

400 (3) (a) A person is eligible for licensure as a health care
401 practitioner in this state if he or she is:

402 1. A person who serves or has served as a health care
403 practitioner in the United States Armed Forces, United States
404 Reserve Forces, or the National Guard;



857014

576-02645-16

405 2. A ~~or a~~ person who serves or has served on active duty
406 with the United States Armed Forces as a health care
407 practitioner in the United States Public Health Service; or

408 3. A health care practitioner in another state, the
409 District of Columbia, or a possession or territory of the United
410 States whose spouse serves on active duty in the United States
411 Armed Forces is eligible for licensure in this state. The
412 department shall develop an application form, and each board, or
413 the department if there is no board, shall waive the application
414 fee, licensure fee, and unlicensed activity fee for such
415 applicants. For purposes of this subsection, the term "health
416 care practitioner" means a health care practitioner as defined
417 in s. 456.001 and a person licensed under part III of chapter
418 401 or part IV of chapter 468.

419 (b) ~~(a)~~ The board, or department if there is no board, shall
420 issue a license to practice in this state to a person who:

421 1. Submits a complete application.

422 2. If he or she is a member of the military, submits proof
423 of receipt of ~~Receives~~ an honorable discharge within 6 months
424 before, or that he or she will receive an honorable discharge
425 within 6 months after, the date of submission of the
426 application.

427 3.a. Holds an active, unencumbered license issued by
428 another state, the District of Columbia, or a possession or
429 territory of the United States and who has not had disciplinary
430 action taken against him or her in the 5 years preceding the
431 date of submission of the application;

432 b. Is a military health care practitioner in a profession
433 for which licensure in a state or jurisdiction is not required



857014

576-02645-16

434 to practice in the United States Armed Services, if the
435 applicant submits to the department evidence of military
436 training or experience substantially equivalent to the
437 requirements for licensure in this state in that profession, and
438 evidence that the applicant has obtained a passing score on the
439 appropriate examination of a national or regional standards
440 organization if required for licensure in this state; or

441 c. Is a health care practitioner in a profession for which
442 licensure in another state or jurisdiction is not required and
443 whose spouse serves on active duty in the United States Armed
444 Forces, if the applicant submits to the department evidence of
445 training or experience substantially equivalent to the
446 requirements for licensure in this state in that profession, and
447 evidence that the applicant has obtained a passing score on the
448 appropriate examination of a national or regional standards
449 organization if required for licensure in this state.

450 4. Attests that he or she is not, at the time of
451 submission, the subject of a disciplinary proceeding in a
452 jurisdiction in which he or she holds a license or by the United
453 States Department of Defense for reasons related to the practice
454 of the profession for which he or she is applying.

455 5. Actively practiced the profession for which he or she is
456 applying for the 3 years preceding the date of submission of the
457 application.

458 6. Submits a set of fingerprints for a background screening
459 pursuant to s. 456.0135, if required for the profession for
460 which he or she is applying.

461
462 The department shall verify information submitted by the



857014

576-02645-16

463 applicant under this subsection using the National Practitioner
464 Data Bank.

465 ~~(4)(a) The board, or the department if there is no board,~~
466 ~~may issue a temporary professional license to the spouse of an~~
467 ~~active duty member of the Armed Forces of the United States who~~
468 ~~submits to the department:~~

469 ~~1. A completed application upon a form prepared and~~
470 ~~furnished by the department in accordance with the board's~~
471 ~~rules;~~

472 ~~2. The required application fee;~~

473 ~~3. Proof that the applicant is married to a member of the~~
474 ~~Armed Forces of the United States who is on active duty;~~

475 ~~4. Proof that the applicant holds a valid license for the~~
476 ~~profession issued by another state, the District of Columbia, or~~
477 ~~a possession or territory of the United States, and is not the~~
478 ~~subject of any disciplinary proceeding in any jurisdiction in~~
479 ~~which the applicant holds a license to practice a profession~~
480 ~~regulated by this chapter;~~

481 ~~5. Proof that the applicant's spouse is assigned to a duty~~
482 ~~station in this state pursuant to the member's official active~~
483 ~~duty military orders; and~~

484 ~~6. Proof that the applicant would otherwise be entitled to~~
485 ~~full licensure under the appropriate practice act, and is~~
486 ~~eligible to take the respective licensure examination as~~
487 ~~required in Florida.~~

488 ~~(b) The applicant must also submit to the Department of Law~~
489 ~~Enforcement a complete set of fingerprints. The Department of~~
490 ~~Law Enforcement shall conduct a statewide criminal history check~~
491 ~~and forward the fingerprints to the Federal Bureau of~~



857014

576-02645-16

492 ~~Investigation for a national criminal history check.~~

493 ~~(c) Each board, or the department if there is no board,~~
494 ~~shall review the results of the state and federal criminal~~
495 ~~history checks according to the level 2 screening standards in~~
496 ~~s. 435.04 when granting an exemption and when granting or~~
497 ~~denying the temporary license.~~

498 ~~(d) The applicant shall pay the cost of fingerprint~~
499 ~~processing. If the fingerprints are submitted through an~~
500 ~~authorized agency or vendor, the agency or vendor shall collect~~
501 ~~the required processing fees and remit the fees to the~~
502 ~~Department of Law Enforcement.~~

503 ~~(e) The department shall set an application fee, which may~~
504 ~~not exceed the cost of issuing the license.~~

505 ~~(f) A temporary license expires 12 months after the date of~~
506 ~~issuance and is not renewable.~~

507 ~~(g) An applicant for a temporary license under this~~
508 ~~subsection is subject to the requirements under s. 456.013(3)(a)~~
509 ~~and (c).~~

510 ~~(h) An applicant shall be deemed ineligible for a temporary~~
511 ~~license pursuant to this section if the applicant:~~

512 ~~1. Has been convicted of or pled nolo contendere to,~~
513 ~~regardless of adjudication, any felony or misdemeanor related to~~
514 ~~the practice of a health care profession;~~

515 ~~2. Has had a health care provider license revoked or~~
516 ~~suspended from another of the United States, the District of~~
517 ~~Columbia, or a United States territory;~~

518 ~~3. Has been reported to the National Practitioner Data~~
519 ~~Bank, unless the applicant has successfully appealed to have his~~
520 ~~or her name removed from the data bank; or~~



857014

576-02645-16

521 ~~4. Has previously failed the Florida examination required~~
522 ~~to receive a license to practice the profession for which the~~
523 ~~applicant is seeking a license.~~

524 ~~(i) The board, or department if there is no board, may~~
525 ~~revoke a temporary license upon finding that the individual~~
526 ~~violated the profession's governing practice act.~~

527 ~~(j) An applicant who is issued a temporary professional~~
528 ~~license to practice as a dentist pursuant to this section must~~
529 ~~practice under the indirect supervision, as defined in s.~~
530 ~~466.003, of a dentist licensed pursuant to chapter 466.~~

531 Section 8. Section 456.0241, Florida Statutes, is created
532 to read:

533 456.0241 Temporary certificate for active duty military
534 health care practitioners.-

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

536 (a) "Military health care practitioner" means a person who
537 is practicing as a health care practitioner as that term is
538 defined in s. 456.001, is licensed under part III of chapter
539 401, or is licensed under part IV of chapter 468 and is serving
540 on active duty in the United States Armed Forces, the United
541 States Reserve Forces, or the National Guard, or is serving on
542 active duty in the United States Armed Forces and in the United
543 States Public Health Service.

544 (b) "Military platform" means a military training agreement
545 with a nonmilitary health care provider which is designed to
546 develop and support medical, surgical, or other health care
547 treatment opportunities in the nonmilitary health care provider
548 setting so that military health care practitioners may develop
549 and maintain technical proficiency to meet the present and



857014

576-02645-16

550 future health care needs of the United States Armed Forces. Such
551 agreements may include training affiliation agreements and
552 external resource sharing agreements.

553 (2) The department may issue a temporary certificate to an
554 active duty military health care practitioner to practice in a
555 regulated profession, as that term is defined in s. 456.001, if
556 the applicant meets all of the following requirements:

557 (a) Submits proof that he or she will be practicing
558 pursuant to a military platform.

559 (b) Submits a complete application and a nonrefundable
560 application fee.

561 (c) Holds a valid and unencumbered license to practice as a
562 health care professional in another state, the District of
563 Columbia, or a possession or territory of the United States or
564 is a military health care practitioner in a profession for which
565 licensure in a state or jurisdiction is not required for
566 practice in the United States Armed Services and who provides
567 evidence of military training and experience substantially
568 equivalent to the requirements for licensure in this state to
569 practice in that profession.

570 (d) Attests that he or she is not, at the time of
571 application, the subject of a disciplinary proceeding in a
572 jurisdiction in which he or she holds a license or by the United
573 States Department of Defense for reasons related to the practice
574 of the profession for which he or she is applying for a
575 temporary certificate.

576 (e) Has been determined to be competent in the profession
577 for which he or she is applying for a temporary certificate.

578 (f) Submits a set of fingerprints for a background



857014

576-02645-16

579 screening pursuant to s. 456.0135, if required by the profession
580 for which he or she is applying for a temporary certificate.

581
582 The department shall verify information submitted by the
583 applicant under this subsection using the National Practitioner
584 Data Bank.

585 (3) A temporary certificate issued under this section
586 expires 6 months after issuance, but may be renewed upon proof
587 of continuing orders in this state and evidence that the
588 military health care practitioner continues to be a military
589 platform participant.

590 (4) A military health care practitioner applying under this
591 section is exempt from the requirements of ss. 456.039-456.046.
592 All other provisions of chapter 456 apply.

593 (5) An applicant for a temporary certificate under this
594 section shall be deemed ineligible if the applicant:

595 (a) Has been convicted of or pled nolo contendere to,
596 regardless of adjudication, a felony or misdemeanor related to
597 the practice of a health care profession.

598 (b) Has had a health care provider license revoked or
599 suspended in another state, the District of Columbia, or a
600 possession or territory of the United States.

601 (c) Has failed to obtain a passing score on the Florida
602 licensure examination required to practice the profession for
603 which the applicant is seeking a temporary certificate.

604 (d) Is under investigation in another jurisdiction for an
605 act that would constitute a violation of the applicable
606 licensing chapter or chapter 456 until such time as the
607 investigation is complete and the military health care



857014

576-02645-16

608 practitioner is found innocent of all charges.

609 (6) The department shall establish by rule application and
610 renewal fees not to exceed \$50 for a temporary certificate
611 issued under this section.

612 (7) Application must be made on a form prepared and
613 furnished by the department.

614 (8) The department shall adopt rules necessary to implement
615 the provisions of this section.

616 Section 9. Present subsections (3) through (11) of section
617 456.025, Florida Statutes, are redesignated as subsections (2)
618 through (10), respectively, and present subsections (2), (3),
619 (7), and (8) of that section are amended, to read:

620 456.025 Fees; receipts; disposition.-

621 ~~(2) The chairpersons of the boards and councils listed in~~
622 ~~s. 20.43(3)(g) shall meet annually at division headquarters to~~
623 ~~review the long-range policy plan required by s. 456.005 and~~
624 ~~current and proposed fee schedules. The chairpersons shall make~~
625 ~~recommendations for any necessary statutory changes relating to~~
626 ~~fees and fee caps. Such recommendations shall be compiled by the~~
627 ~~Department of Health and be included in the annual report to the~~
628 ~~Legislature required by s. 456.026 as well as be included in the~~
629 ~~long-range policy plan required by s. 456.005.~~

630 (2)(3) Each board within the jurisdiction of the
631 department, or the department when there is no board, shall
632 determine by rule the amount of license fees for the profession
633 it regulates, based upon long-range estimates prepared by the
634 department of the revenue required to implement laws relating to
635 the regulation of professions by the department and the board.
636 Each board, or the department if there is no board, shall ensure



857014

576-02645-16

637 that license fees are adequate to cover all anticipated costs
638 and to maintain a reasonable cash balance, as determined by rule
639 of the agency, with advice of the applicable board. ~~If~~
640 ~~sufficient action is not taken by a board within 1 year after~~
641 ~~notification by the department that license fees are projected~~
642 ~~to be inadequate, the department shall set license fees on~~
643 ~~behalf of the applicable board to cover anticipated costs and to~~
644 ~~maintain the required cash balance. The department shall include~~
645 ~~recommended fee cap increases in its annual report to the~~
646 ~~Legislature. Further, it is the intent of the Legislature~~
647 ~~legislative intent that a regulated profession not operate~~
648 ~~with a negative cash balance. If, however, a profession's fees~~
649 ~~are at their statutory fee cap and the requirements of~~
650 ~~subsections (1) and (4) are met, a profession may operate at a~~
651 ~~deficit until the deficit is eliminated The department may~~
652 ~~provide by rule for advancing sufficient funds to any profession~~
653 ~~operating with a negative cash balance. The advancement may be~~
654 ~~for a period not to exceed 2 consecutive years, and the~~
655 ~~regulated profession must pay interest. Interest shall be~~
656 ~~calculated at the current rate earned on investments of a trust~~
657 ~~fund used by the department to implement this chapter. Interest~~
658 ~~earned shall be allocated to the various funds in accordance~~
659 ~~with the allocation of investment earnings during the period of~~
660 ~~the advance.~~

661 ~~(6)-(7)~~ Each board, or the department if there is no board,
662 shall establish~~7~~ by rule~~7~~ a fee of up to ~~not to exceed~~ \$250 for
663 anyone seeking ~~approval~~ to provide continuing education courses
664 or programs and ~~shall establish by rule~~ a biennial renewal fee
665 of up to ~~not to exceed~~ \$250 for the renewal of an approval to



857014

576-02645-16

666 ~~provide providership~~ of such courses. The fees collected ~~from~~
667 ~~continuing education providers~~ shall be used for the purposes of
668 reviewing course provider applications, monitoring the integrity
669 of the courses provided, covering legal expenses incurred as a
670 result of not granting or renewing an approval ~~a providership~~,
671 and developing and maintaining an electronic continuing
672 education tracking system pursuant to s. 456.0361. ~~The~~
673 ~~department shall implement an electronic continuing education~~
674 ~~tracking system for each new biennial renewal cycle for which~~
675 ~~electronic renewals are implemented after the effective date of~~
676 ~~this act and shall integrate such system into the licensure and~~
677 ~~renewal system.~~ All approved continuing education providers
678 shall provide information on course attendance to the department
679 necessary to implement the electronic tracking system. The
680 department shall, by rule, specify the form and procedures by
681 which the information is to be submitted.

682 (7) ~~(8)~~ All moneys collected by the department from fees or
683 fines or from costs awarded to the agency by a court shall be
684 paid into a trust fund used by the department to implement this
685 chapter. The Legislature shall appropriate funds from this trust
686 fund sufficient to administer ~~carry out~~ this chapter and the
687 provisions of law with respect to professions regulated by the
688 Division of Medical Quality Assurance within the department and
689 the boards. The department may contract with public and private
690 entities to receive and deposit revenue pursuant to this
691 section. The department shall maintain separate accounts in the
692 trust fund used by the department to implement this chapter for
693 every profession within the department. To the maximum extent
694 possible, the department shall directly charge all expenses to



857014

576-02645-16

695 the account of each regulated profession. For the purpose of
696 this subsection, direct charge expenses include, but are not
697 limited to, costs for investigations, examinations, and legal
698 services. For expenses that cannot be charged directly, the
699 department shall provide for the proportionate allocation among
700 the accounts of expenses incurred by the department in the
701 performance of its duties with respect to each regulated
702 profession. If a profession has established renewal fees that
703 meet the requirements of subsection (1), has fees that are at
704 the statutory fee cap, and has been operating in a deficit for 2
705 or more fiscal years, the department may waive allocated
706 administrative and operational indirect costs until such time as
707 the profession has a positive cash balance. The costs related to
708 administration and operations include, but are not limited to,
709 the costs of the director's office and the costs of system
710 support, communications, central records, and other such
711 administrative functions. Such waived costs shall be allocated
712 to the other professions that must meet the requirements of this
713 section, and cash in the unlicensed activity account under s.
714 456.065 of the profession whose costs have been waived shall be
715 transferred to the operating account in an amount not to exceed
716 the amount of the deficit. The regulation by the department of
717 professions, as defined in this chapter, must ~~shall~~ be financed
718 solely from revenue collected by the department ~~it~~ from fees and
719 other charges and deposited in the Medical Quality Assurance
720 Trust Fund, and all such revenue is hereby appropriated to the
721 department, which. ~~However, it is legislative intent that each~~
722 ~~profession shall operate within its anticipated fees. The~~
723 ~~department may not expend funds from the account of a profession~~



857014

576-02645-16

724 ~~to pay for the expenses incurred on behalf of another~~
725 ~~profession, except that the Board of Nursing must pay for any~~
726 ~~costs incurred in the regulation of certified nursing~~
727 ~~assistants. The department shall maintain adequate records to~~
728 ~~support its allocation of agency expenses. The department shall~~
729 ~~provide any board with reasonable access to these records upon~~
730 ~~request. On or before October 1 of each year, the department~~
731 ~~shall provide each board an annual report of revenue and direct~~
732 ~~and allocated expenses related to the operation of that~~
733 ~~profession. The board shall use these reports and the~~
734 ~~department's adopted long-range plan to determine the amount of~~
735 ~~license fees. A condensed version of this information, with the~~
736 ~~department's recommendations, shall be included in the annual~~
737 ~~report to the Legislature prepared under s. 456.026.~~

738 Section 10. Section 456.0361, Florida Statutes, is created
739 to read:

740 456.0361 Compliance with continuing education
741 requirements.-

742 (1) The department shall establish an electronic continuing
743 education tracking system to monitor licensee compliance with
744 applicable continuing education requirements and to determine
745 whether a licensee is in full compliance with the requirements
746 at the time of his or her application for license renewal. The
747 tracking system shall be integrated into the department's
748 licensure and renewal process.

749 (2) The department may not renew a license until the
750 licensee complies with all applicable continuing education
751 requirements. This subsection does not prohibit the department
752 or the boards from imposing additional penalties under the



857014

576-02645-16

753 applicable professional practice act or applicable rules for
754 failure to comply with continuing education requirements.

755 (3) The department may adopt rules to implement this
756 section.

757 Section 11. Subsection (20) of section 456.057, Florida
758 Statutes, is amended to read:

759 456.057 Ownership and control of patient records; report or
760 copies of records to be furnished; disclosure of information.—

761 (20) The board with department approval, or the department
762 when there is no board, may temporarily or permanently appoint a
763 person or an entity as a custodian of medical records in the
764 event of the death of a practitioner, the mental or physical
765 incapacitation of a ~~the~~ practitioner, or the abandonment of
766 medical records by a practitioner. Such ~~The~~ custodian ~~appointed~~
767 shall comply with ~~all provisions of~~ this section. The department
768 may contract with a third party to provide these services under
769 the confidentiality and disclosure requirements of this section,
770 ~~including the release of patient records.~~

771 Section 12. Subsection (2) of section 456.0635, Florida
772 Statutes, is amended to read:

773 456.0635 Health care fraud; disqualification for license,
774 certificate, or registration.—

775 (2) Each board within the jurisdiction of the department,
776 or the department if there is no board, shall refuse to admit a
777 candidate to any examination and refuse to issue a license,
778 certificate, or registration to any applicant if the candidate
779 or applicant or any principal, officer, agent, managing
780 employee, or affiliated person of the applicant:

781 (a) Has been convicted of, or entered a plea of guilty or



857014

576-02645-16

782 nolo contendere to, regardless of adjudication, a felony under
783 chapter 409, chapter 817, or chapter 893, or a similar felony
784 offense committed in another state or jurisdiction, unless the
785 candidate or applicant has successfully completed a drug court
786 program for that felony and provides proof that the plea has
787 been withdrawn or the charges have been dismissed. Any such
788 conviction or plea shall exclude the applicant or candidate from
789 licensure, examination, certification, or registration unless
790 the sentence and any subsequent period of probation for such
791 conviction or plea ended:

792 1. For felonies of the first or second degree, more than 15
793 years before the date of application.

794 2. For felonies of the third degree, more than 10 years
795 before the date of application, except for felonies of the third
796 degree under s. 893.13(6)(a).

797 3. For felonies of the third degree under s. 893.13(6)(a),
798 more than 5 years before the date of application;

799 (b) Has been convicted of, or entered a plea of guilty or
800 nolo contendere to, regardless of adjudication, a felony under
801 21 U.S.C. ss. 801-970, or 42 U.S.C. ss. 1395-1396, unless the
802 sentence and any subsequent period of probation for such
803 conviction or plea ended more than 15 years before the date of
804 the application;

805 (c) Has been terminated for cause from the Florida Medicaid
806 program pursuant to s. 409.913, unless the candidate or
807 applicant has been in good standing with the Florida Medicaid
808 program for the most recent 5 years;

809 (d) Has been terminated for cause, pursuant to the appeals
810 procedures established by the state, from any other state



857014

576-02645-16

811 Medicaid program, unless the candidate or applicant has been in
812 good standing with a state Medicaid program for the most recent
813 5 years and the termination occurred at least 20 years before
814 the date of the application; or

815 (e) Is currently listed on the United States Department of
816 Health and Human Services Office of Inspector General's List of
817 Excluded Individuals and Entities.

818
819 ~~This subsection does not apply to candidates or applicants for~~
820 ~~initial licensure or certification who were enrolled in an~~
821 ~~educational or training program on or before July 1, 2009, which~~
822 ~~was recognized by a board or, if there is no board, recognized~~
823 ~~by the department, and who applied for licensure after July 1,~~
824 ~~2012.~~

825 Section 13. Subsection (3) of section 457.107, Florida
826 Statutes, is amended to read:

827 457.107 Renewal of licenses; continuing education.—

828 (3) The board shall ~~by rule~~ prescribe by rule continuing
829 education requirements of up to, ~~not to exceed~~ 30 hours
830 biennially, as a condition for renewal of a license. All
831 education programs that contribute to the advancement,
832 extension, or enhancement of professional skills and knowledge
833 related to the practice of acupuncture, whether conducted by a
834 nonprofit or profitmaking entity, are eligible for approval. The
835 continuing professional education requirements must be in
836 acupuncture or oriental medicine subjects, including, but not
837 limited to, anatomy, biological sciences, adjunctive therapies,
838 sanitation and sterilization, emergency protocols, and diseases.
839 The board may ~~shall have the authority to~~ set a fee of up to,



857014

576-02645-16

840 ~~not to exceed~~ \$100~~7~~ for each continuing education provider. The
841 licensee shall retain in his or her records the certificates of
842 completion of continuing professional education requirements ~~to~~
843 ~~prove compliance with this subsection. The board may request~~
844 ~~such documentation without cause from applicants who are~~
845 ~~selected at random.~~ All national and state acupuncture and
846 oriental medicine organizations and acupuncture and oriental
847 medicine schools are approved to provide continuing professional
848 education in accordance with this subsection.

849 Section 14. Paragraph (e) of subsection (4) of section
850 458.347, Florida Statutes, is amended to read:

851 458.347 Physician assistants.—

852 (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

853 (e) A supervisory physician may delegate to a fully
854 licensed physician assistant the authority to prescribe or
855 dispense any medication used in the supervisory physician's
856 practice unless such medication is listed on the formulary
857 created pursuant to paragraph (f). A fully licensed physician
858 assistant may only prescribe or dispense such medication under
859 the following circumstances:

860 1. A physician assistant must clearly identify to the
861 patient that he or she is a physician assistant and.
862 ~~Furthermore, the physician assistant must~~ inform the patient
863 that the patient has the right to see the physician before a
864 ~~prior to any~~ prescription is being prescribed or dispensed by
865 the physician assistant.

866 2. The supervisory physician must notify the department of
867 his or her intent to delegate, on a department-approved form,
868 before delegating such authority and ~~notify the department of~~



857014

576-02645-16

869 any change in prescriptive privileges of the physician
870 assistant. Authority to dispense may be delegated only by a
871 supervising physician who is registered as a dispensing
872 practitioner in compliance with s. 465.0276.

873 3. The physician assistant must complete file with the
874 ~~department a signed affidavit that he or she has completed a~~
875 minimum of 10 continuing medical education hours in the
876 specialty practice in which the physician assistant has
877 prescriptive privileges with each licensure renewal ~~application.~~

878 4. The department may issue a prescriber number to the
879 physician assistant granting authority for the prescribing of
880 medicinal drugs authorized within this paragraph upon completion
881 of the ~~foregoing~~ requirements of this paragraph. The physician
882 assistant ~~is shall~~ not be required to independently register
883 pursuant to s. 465.0276.

884 5. The prescription must be written in a form that complies
885 with chapter 499 and, in addition to the supervisory physician's
886 name, address, and telephone number, ~~must contain, in addition~~
887 ~~to the supervisory physician's name, address, and telephone~~
888 ~~number,~~ the physician assistant's prescriber number. Unless it
889 is a drug or drug sample dispensed by the physician assistant,
890 the prescription must be filled in a pharmacy permitted under
891 chapter 465 and must be dispensed in that pharmacy by a
892 pharmacist licensed under chapter 465. The inclusion appearance
893 of the prescriber number creates a presumption that the
894 physician assistant is authorized to prescribe the medicinal
895 drug and the prescription is valid.

896 6. The physician assistant must note the prescription or
897 dispensing of medication in the appropriate medical record.



857014

576-02645-16

898 Section 15. Paragraph (e) of subsection (4) of section
899 459.022, Florida Statutes, is amended to read:

900 459.022 Physician assistants.—

901 (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

902 (e) A supervisory physician may delegate to a fully
903 licensed physician assistant the authority to prescribe or
904 dispense any medication used in the supervisory physician's
905 practice unless such medication is listed on the formulary
906 created pursuant to s. 458.347. A fully licensed physician
907 assistant may only prescribe or dispense such medication under
908 the following circumstances:

909 1. A physician assistant must clearly identify to the
910 patient that she or he is a physician assistant and.
911 ~~Furthermore, the physician assistant must~~ inform the patient
912 that the patient has the right to see the physician before a
913 ~~prior to any~~ prescription is being prescribed or dispensed by
914 the physician assistant.

915 2. The supervisory physician must notify the department of
916 her or his intent to delegate, on a department-approved form,
917 before delegating such authority and ~~notify the department~~ of
918 any change in prescriptive privileges of the physician
919 assistant. Authority to dispense may be delegated only by a
920 supervisory physician who is registered as a dispensing
921 practitioner in compliance with s. 465.0276.

922 3. The physician assistant must complete file with the
923 ~~department a signed affidavit that she or he has completed~~ a
924 minimum of 10 continuing medical education hours in the
925 specialty practice in which the physician assistant has
926 prescriptive privileges with each licensure renewal ~~application~~.



857014

576-02645-16

927 4. The department may issue a prescriber number to the
928 physician assistant granting authority for the prescribing of
929 medicinal drugs authorized within this paragraph upon completion
930 of the ~~foregoing~~ requirements of this paragraph. The physician
931 assistant ~~is shall~~ not ~~be~~ required to independently register
932 pursuant to s. 465.0276.

933 5. The prescription must be written in a form that complies
934 with chapter 499 and, in addition to the supervisory physician's
935 name, address, and telephone number, must contain, ~~in addition~~
936 ~~to the supervisory physician's name, address, and telephone~~
937 ~~number,~~ the physician assistant's prescriber number. Unless it
938 is a drug or drug sample dispensed by the physician assistant,
939 the prescription must be filled in a pharmacy permitted under
940 chapter 465, and must be dispensed in that pharmacy by a
941 pharmacist licensed under chapter 465. The inclusion ~~appearance~~
942 of the prescriber number creates a presumption that the
943 physician assistant is authorized to prescribe the medicinal
944 drug and the prescription is valid.

945 6. The physician assistant must note the prescription or
946 dispensing of medication in the appropriate medical record.

947 Section 16. Subsection (7) is added to section 460.402,
948 Florida Statutes, to read:

949 460.402 Exceptions.—The provisions of this chapter shall
950 not apply to:

951 (7) A chiropractic physician who holds an active license in
952 another jurisdiction and is performing chiropractic procedures
953 or demonstrating equipment or supplies for educational purposes
954 at a board-approved continuing education program.

955 Section 17. Subsection (3) of section 463.007, Florida



857014

576-02645-16

956 Statutes, is amended to read:

957 463.007 Renewal of license; continuing education.—

958 (3) As a condition of license renewal, a licensee must

959 ~~Unless otherwise provided by law, the board shall require~~
960 ~~licensees to periodically demonstrate his or her their~~
961 ~~professional competence, as a condition of renewal of a license,~~
962 by completing up to 30 hours of continuing education during the
963 2-year period preceding license renewal. For certified
964 optometrists, the 30-hour continuing education requirement
965 includes ~~shall include~~ 6 or more hours of approved transcript-
966 quality coursework in ocular and systemic pharmacology and the
967 diagnosis, treatment, and management of ocular and systemic
968 conditions and diseases during the 2-year period preceding
969 application for license renewal.

970 Section 18. Subsection (7) of section 464.203, Florida
971 Statutes, is amended to read:

972 464.203 Certified nursing assistants; certification
973 requirement.—

974 (7) A certified nursing assistant shall complete 24 ~~12~~
975 hours of inservice training during each biennium ~~calendar year~~.
976 The certified nursing assistant shall maintain ~~be responsible~~
977 ~~for maintaining~~ documentation demonstrating compliance with
978 these provisions. ~~The Council on Certified Nursing Assistants,~~
979 ~~in accordance with s. 464.2085(2)(b), shall propose rules to~~
980 ~~implement this subsection.~~

981 Section 19. Section 464.2085, Florida Statutes, is
982 repealed.

983 Section 20. Paragraph (b) of subsection (1) and subsection
984 (3) of section 465.0276, Florida Statutes, are amended to read:



857014

576-02645-16

985 465.0276 Dispensing practitioner.-

986 (1)

987 (b) A practitioner registered under this section may not
988 dispense a controlled substance listed in Schedule II or
989 Schedule III as provided in s. 893.03. This paragraph does not
990 apply to:

991 1. The dispensing of complimentary packages of medicinal
992 drugs which are labeled as a drug sample or complimentary drug
993 as defined in s. 499.028 to the practitioner's own patients in
994 the regular course of her or his practice without the payment of
995 a fee or remuneration of any kind, whether direct or indirect,
996 as provided in subsection (4) ~~subsection (5)~~.

997 2. The dispensing of controlled substances in the health
998 care system of the Department of Corrections.

999 3. The dispensing of a controlled substance listed in
1000 Schedule II or Schedule III in connection with the performance
1001 of a surgical procedure. The amount dispensed pursuant to the
1002 subparagraph may not exceed a 14-day supply. This exception does
1003 not allow for the dispensing of a controlled substance listed in
1004 Schedule II or Schedule III more than 14 days after the
1005 performance of the surgical procedure. For purposes of this
1006 subparagraph, the term "surgical procedure" means any procedure
1007 in any setting which involves, or reasonably should involve:

1008 a. Perioperative medication and sedation that allows the
1009 patient to tolerate unpleasant procedures while maintaining
1010 adequate cardiorespiratory function and the ability to respond
1011 purposefully to verbal or tactile stimulation and makes intra-
1012 and postoperative monitoring necessary; or

1013 b. The use of general anesthesia or major conduction



857014

576-02645-16

1014 anesthesia and preoperative sedation.

1015 4. The dispensing of a controlled substance listed in
1016 Schedule II or Schedule III pursuant to an approved clinical
1017 trial. For purposes of this subparagraph, the term "approved
1018 clinical trial" means a clinical research study or clinical
1019 investigation that, in whole or in part, is state or federally
1020 funded or is conducted under an investigational new drug
1021 application that is reviewed by the United States Food and Drug
1022 Administration.

1023 5. The dispensing of methadone in a facility licensed under
1024 s. 397.427 where medication-assisted treatment for opiate
1025 addiction is provided.

1026 6. The dispensing of a controlled substance listed in
1027 Schedule II or Schedule III to a patient of a facility licensed
1028 under part IV of chapter 400.

1029 ~~(3) The department shall inspect any facility where a~~
1030 ~~practitioner dispenses medicinal drugs pursuant to subsection~~
1031 ~~(2) in the same manner and with the same frequency as it~~
1032 ~~inspects pharmacies for the purpose of determining whether the~~
1033 ~~practitioner is in compliance with all statutes and rules~~
1034 ~~applicable to her or his dispensing practice.~~

1035 Section 21. Subsection (3) of section 466.0135, Florida
1036 Statutes, is amended to read:

1037 466.0135 Continuing education; dentists.—

1038 (3) ~~A In applying for license renewal, the dentist shall~~
1039 ~~complete submit a sworn affidavit, on a form acceptable to the~~
1040 ~~department, attesting that she or he has completed the required~~
1041 ~~continuing education as provided required in this section in~~
1042 ~~accordance with the guidelines and provisions of this section~~



857014

576-02645-16

1043 ~~and listing the date, location, sponsor, subject matter, and~~
1044 ~~hours of completed continuing education courses. An~~ The
1045 applicant shall retain in her or his records any ~~such~~ receipts,
1046 vouchers, or certificates ~~as may be necessary to document~~
1047 completion of such ~~the~~ continuing education courses ~~listed in~~
1048 ~~accordance with this subsection. With cause, the board may~~
1049 ~~request such documentation by the applicant, and the board may~~
1050 ~~request such documentation from applicants selected at random~~
1051 ~~without cause.~~

1052 Section 22. Section 466.014, Florida Statutes, is amended
1053 to read:

1054 466.014 Continuing education; dental hygienists.—In
1055 addition to the other requirements for relicensure for dental
1056 hygienists set out in this chapter ~~act~~, the board shall require
1057 each licensed dental hygienist to complete at least ~~not less~~
1058 ~~than~~ 24 hours but not ~~or~~ more than 36 hours of continuing
1059 professional education in dental subjects, biennially, in
1060 programs prescribed or approved by the board or in equivalent
1061 programs of continuing education. Programs of continuing
1062 education approved by the board are ~~shall be~~ programs of
1063 learning which, in the opinion of the board, contribute directly
1064 to the dental education of the dental hygienist. The board shall
1065 adopt rules and guidelines to administer and enforce ~~the~~
1066 ~~provisions of this section. In applying for license renewal, the~~
1067 ~~dental hygienist shall submit a sworn affidavit, on a form~~
1068 ~~acceptable to the department, attesting that she or he has~~
1069 ~~completed the continuing education required in this section in~~
1070 ~~accordance with the guidelines and provisions of this section~~
1071 ~~and listing the date, location, sponsor, subject matter, and~~



857014

576-02645-16

1072 ~~hours of completed continuing education courses. An~~ The
1073 applicant shall retain in her or his records any ~~such~~ receipts,
1074 vouchers, or certificates ~~as may be~~ necessary to document
1075 completion of such ~~the~~ continuing education courses ~~listed in~~
1076 ~~accordance with this section. With cause, the board may request~~
1077 ~~such documentation by the applicant, and the board may request~~
1078 ~~such documentation from applicants selected at random without~~
1079 ~~cause.~~ Compliance with the continuing education requirements is
1080 ~~shall be~~ mandatory for issuance of the renewal certificate. The
1081 board may ~~shall have the authority to~~ excuse licensees, as a
1082 group or as individuals, from all or part of the continuing
1083 educational requirements if, ~~or any part thereof, in the event~~
1084 an unusual circumstance, emergency, or hardship has prevented
1085 compliance with this section.

1086 Section 23. Subsection (5) of section 466.032, Florida
1087 Statutes, is amended to read:

1088 466.032 Registration.—

1089 (5) A ~~The~~ dental laboratory owner or at least one employee
1090 of any dental laboratory renewing registration on or after July
1091 1, 2010, shall complete 18 hours of continuing education
1092 biennially. Programs of continuing education must ~~shall~~ be
1093 programs of learning that contribute directly to the education
1094 of the dental technician and may include, but are not limited
1095 to, attendance at lectures, study clubs, college courses, or
1096 scientific sessions of conventions and research.

1097 (a) The aim of continuing education for dental technicians
1098 is to improve dental health care delivery to the public as such
1099 is impacted through the design, manufacture, and use of
1100 artificial human oral prosthetics and related restorative



857014

576-02645-16

1101 appliances.

1102 (b) Continuing education courses shall address one or more
1103 of the following areas of professional development, including,
1104 but not limited to:

1105 1. Laboratory and technological subjects, including, but
1106 not limited to, laboratory techniques and procedures, materials,
1107 and equipment; and

1108 2. Subjects pertinent to oral health, infection control,
1109 and safety.

1110 (c) Programs that meet ~~meeting~~ the general requirements of
1111 continuing education may be developed and offered to dental
1112 technicians by the Florida Dental Laboratory Association and the
1113 Florida Dental Association. Other organizations, schools, or
1114 agencies may also be approved to develop and offer continuing
1115 education in accordance with specific criteria established by
1116 the department.

1117 ~~(d) Any dental laboratory renewing a registration on or~~
1118 ~~after July 1, 2010, shall submit a sworn affidavit, on a form~~
1119 ~~approved by the department, attesting that either the dental~~
1120 ~~laboratory owner or one dental technician employed by the~~
1121 ~~registered dental laboratory has completed the continuing~~
1122 ~~education required in this subsection in accordance with the~~
1123 ~~guidelines and provisions of this subsection and listing the~~
1124 ~~date, location, sponsor, subject matter, and hours of completed~~
1125 ~~continuing education courses. The dental laboratory shall retain~~
1126 ~~in its records such receipts, vouchers, or certificates as may~~
1127 ~~be necessary to document completion of the continuing education~~
1128 ~~courses listed in accordance with this subsection. With cause,~~
1129 ~~the department may request that the documentation be provided by~~



857014

576-02645-16

1130 ~~the applicant. The department may also request the documentation~~
1131 ~~from applicants selected at random without cause.~~

1132 (d)~~(e)~~1. This subsection does not apply to a dental
1133 laboratory that is physically located within a dental practice
1134 operated by a dentist licensed under this chapter.

1135 2. A dental laboratory in another state or country which
1136 provides service to a dentist licensed under this chapter is not
1137 required to register with the state and may continue to provide
1138 services to such dentist with a proper prescription. However, a
1139 dental laboratory in another state or country, ~~however,~~ may
1140 voluntarily comply with this subsection.

1141 Section 24. Section 468.1201, Florida Statutes, is
1142 repealed.

1143 Section 25. Paragraph (a) of subsection (3), subsections
1144 (4) and (5), paragraphs (a) and (e) of subsection (6), and
1145 subsection (7) of section 483.901, Florida Statutes, are
1146 amended, and paragraph (k) is added to subsection (6) of that
1147 section, to read:

1148 483.901 Medical physicists; definitions; licensure.—

1149 (3) DEFINITIONS.—As used in this section, the term:

1150 ~~(a) "Council" means the Advisory Council of Medical~~
1151 ~~Physicists in the Department of Health.~~

1152 ~~(4) COUNCIL.—The Advisory Council of Medical Physicists is~~
1153 ~~created in the Department of Health to advise the department in~~
1154 ~~regulating the practice of medical physics in this state.~~

1155 ~~(a) The council shall be composed of nine members appointed~~
1156 ~~by the State Surgeon General as follows:~~

1157 1. ~~A licensed medical physicist who specializes in~~
1158 ~~diagnostic radiological physics.~~



857014

576-02645-16

- 1159 ~~2. A licensed medical physicist who specializes in~~
1160 ~~therapeutic radiological physics.~~
- 1161 ~~3. A licensed medical physicist who specializes in medical~~
1162 ~~nuclear radiological physics.~~
- 1163 ~~4. A physician who is board certified by the American Board~~
1164 ~~of Radiology or its equivalent.~~
- 1165 ~~5. A physician who is board certified by the American~~
1166 ~~Osteopathic Board of Radiology or its equivalent.~~
- 1167 ~~6. A chiropractic physician who practices radiology.~~
- 1168 ~~7. Three consumer members who are not, and have never been,~~
1169 ~~licensed as a medical physicist or licensed in any closely~~
1170 ~~related profession.~~
- 1171 ~~(b) The State Surgeon General shall appoint the medical~~
1172 ~~physicist members of the council from a list of candidates who~~
1173 ~~are licensed to practice medical physics.~~
- 1174 ~~(c) The State Surgeon General shall appoint the physician~~
1175 ~~members of the council from a list of candidates who are~~
1176 ~~licensed to practice medicine in this state and are board~~
1177 ~~certified in diagnostic radiology, therapeutic radiology, or~~
1178 ~~radiation oncology.~~
- 1179 ~~(d) The State Surgeon General shall appoint the public~~
1180 ~~members of the council.~~
- 1181 ~~(e) As the term of each member expires, the State Surgeon~~
1182 ~~General shall appoint the successor for a term of 4 years. A~~
1183 ~~member shall serve until the member's successor is appointed,~~
1184 ~~unless physically unable to do so.~~
- 1185 ~~(f) An individual is ineligible to serve more than two full~~
1186 ~~consecutive 4-year terms.~~
- 1187 ~~(g) If a vacancy on the council occurs, the State Surgeon~~



857014

576-02645-16

1188 ~~General shall appoint a member to serve for a 4-year term.~~
1189 ~~(h) A council member must be a United States citizen and~~
1190 ~~must have been a resident of this state for 2 consecutive years~~
1191 ~~immediately before being appointed.~~
1192 ~~1. A member of the council who is a medical physicist must~~
1193 ~~have practiced for at least 6 years before being appointed or be~~
1194 ~~board certified for the specialty in which the member practices.~~
1195 ~~2. A member of the council who is a physician must be~~
1196 ~~licensed to practice medicine in this state and must have~~
1197 ~~practiced diagnostic radiology or radiation oncology in this~~
1198 ~~state for at least 2 years before being appointed.~~
1199 ~~3. The public members of the council must not have a~~
1200 ~~financial interest in any endeavor related to the practice of~~
1201 ~~medical physics.~~
1202 ~~(i) A council member may be removed from the council if the~~
1203 ~~member:~~
1204 ~~1. Did not have the required qualifications at the time of~~
1205 ~~appointment;~~
1206 ~~2. Does not maintain the required qualifications while~~
1207 ~~serving on the council; or~~
1208 ~~3. Fails to attend the regularly scheduled council meetings~~
1209 ~~in a calendar year as required by s. 456.011.~~
1210 ~~(j) Members of the council may not receive compensation for~~
1211 ~~their services; however, they are entitled to reimbursement,~~
1212 ~~from funds deposited in the Medical Quality Assurance Trust~~
1213 ~~Fund, for necessary travel expenses as specified in s. 112.061~~
1214 ~~for each day they engage in the business of the council.~~
1215 ~~(k) At the first regularly scheduled meeting of each~~
1216 ~~calendar year, the council shall elect a presiding officer and~~



857014

576-02645-16

1217 ~~an assistant presiding officer from among its members. The~~
1218 ~~council shall meet at least once each year and at other times in~~
1219 ~~accordance with department requirements.~~

1220 ~~(1) The department shall provide administrative support to~~
1221 ~~the council for all licensing activities.~~

1222 ~~(m) The council may conduct its meetings electronically.~~

1223 ~~(5) POWERS OF COUNCIL. The council shall:~~

1224 ~~(a) Recommend rules to administer this section.~~

1225 ~~(b) Recommend practice standards for the practice of~~
1226 ~~medical physics which are consistent with the Guidelines for~~
1227 ~~Ethical Practice for Medical Physicists prepared by the American~~
1228 ~~Association of Physicists in Medicine and disciplinary~~
1229 ~~guidelines adopted under s. 456.079.~~

1230 ~~(c) Develop and recommend continuing education requirements~~
1231 ~~for licensed medical physicists.~~

1232 ~~(4)~~ (6) LICENSE REQUIRED.—An individual may not engage in
1233 the practice of medical physics, including the specialties of
1234 diagnostic radiological physics, therapeutic radiological
1235 physics, medical nuclear radiological physics, or medical health
1236 physics, without a license issued by the department for the
1237 appropriate specialty.

1238 (a) The department shall adopt rules to administer this
1239 section which specify license application and renewal fees,
1240 continuing education requirements, and standards for practicing
1241 medical physics. ~~The council shall recommend to the department~~
1242 ~~continuing education requirements that shall be a condition of~~
1243 ~~license renewal.~~ The department shall require a minimum of 24
1244 hours per biennium of continuing education offered by an
1245 organization ~~recommended by the council and approved by the~~



857014

576-02645-16

1246 department. The department, ~~upon recommendation of the council,~~
1247 may adopt rules to specify continuing education requirements for
1248 persons who hold a license in more than one specialty.

1249 (e) Upon ~~On~~ receipt of an application and fee as specified
1250 in this section, the department may issue a license to practice
1251 medical physics in this state ~~on or after October 1, 1997,~~ to a
1252 person who is board certified in the medical physics specialty
1253 in which the applicant applies to practice by the American Board
1254 of Radiology for diagnostic radiological physics, therapeutic
1255 radiological physics, or medical nuclear radiological physics;
1256 by the American Board of Medical Physics for diagnostic
1257 radiological physics, therapeutic radiological physics, or
1258 medical nuclear radiological physics; or by the American Board
1259 of Health Physics or an equivalent certifying body approved by
1260 the department.

1261 (k) Upon proof of a completed residency program and receipt
1262 of the fee set forth by rule, the department may issue a
1263 temporary license for no more than 1 year. The department may
1264 adopt by rule requirements for temporary licensure and renewal
1265 of temporary licenses.

1266 (5) ~~(7)~~ FEES.—The fee for the initial license application
1267 shall be \$500 and is nonrefundable. The fee for license renewal
1268 may not be more than \$500. These fees may cover only the costs
1269 incurred by the department ~~and the council~~ to administer this
1270 section. By July 1 each year, the department shall determine
1271 ~~advise the council~~ if the fees are insufficient to administer
1272 this section.

1273 Section 26. Subsection (2) of section 484.047, Florida
1274 Statutes, is amended to read:



857014

576-02645-16

1275 484.047 Renewal of license.-
1276 (2) In addition to the other requirements for renewal
1277 provided in this section and by the board, the department shall
1278 renew a license upon receipt of the renewal application and, the
1279 renewal fee, ~~and a written statement affirming compliance with~~
1280 ~~all other requirements set forth in this section and by the~~
1281 ~~board.~~ A licensee must maintain, if applicable, a certificate
1282 from a manufacturer or independent testing agent certifying that
1283 the testing room meets the requirements of s. 484.0501(6) and,
1284 if applicable, a certificate from a manufacturer or independent
1285 testing agent stating that all audiometric testing equipment
1286 used by the licensee has been calibrated acoustically to
1287 American National Standards Institute standards on an annual
1288 basis ~~acoustically to American National Standards Institute~~
1289 ~~standard specifications.~~ Possession of any applicable
1290 certificate is ~~the certificates shall be~~ a prerequisite to
1291 renewal.

1292 Section 27. Subsections (1) and (4) of section 486.109,
1293 Florida Statutes, are amended to read:

1294 486.109 Continuing education.-

1295 (1) The board shall require licensees to ~~periodically~~
1296 demonstrate their professional competence as a condition of
1297 renewal of a license by completing 24 hours of continuing
1298 education biennially.

1299 (4) Each licensee shall maintain ~~be responsible for~~
1300 ~~maintaining~~ sufficient records ~~in a format as determined by rule~~
1301 ~~which shall be subject to a random audit by the department to~~
1302 demonstrate ~~assure~~ compliance with this section.

1303 Section 28. Paragraph (a) of subsection (15) of section



857014

576-02645-16

1304 499.028, Florida Statutes, is amended to read:

1305 499.028 Drug samples or complimentary drugs; starter packs;
1306 permits to distribute.—

1307 (15) A person may not possess a prescription drug sample
1308 unless:

1309 (a) The drug sample was prescribed to her or him as
1310 evidenced by the label required in s. 465.0276(4) ~~s.~~
1311 ~~465.0276(5)~~.

1312 Section 29. Paragraph (g) of subsection (3) of section
1313 921.0022, Florida Statutes, is amended to read:

1314 921.0022 Criminal Punishment Code; offense severity ranking
1315 chart.—

1316 (3) OFFENSE SEVERITY RANKING CHART

1317 (g) LEVEL 7

1318

Florida Statute	Felony Degree	Description
316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton

1319

1320

1321



857014

576-02645-16

1322			disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
	327.35 (3) (c) 2.	3rd	Vessel BUI resulting in serious bodily injury.
1323			
	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
1324			
	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
1325			
	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
1326			
	456.065 (2)	3rd	Practicing a health care profession without a license.
1327			
	456.065 (2)	2nd	Practicing a health care



857014

576-02645-16

1328			profession without a license which results in serious bodily injury.
	458.327 (1)	3rd	Practicing medicine without a license.
1329			
	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
1330			
	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
1331			
	461.012 (1)	3rd	Practicing podiatric medicine without a license.
1332			
	462.17	3rd	Practicing naturopathy without a license.
1333			
	463.015 (1)	3rd	Practicing optometry without a license.
1334			
	464.016 (1)	3rd	Practicing nursing without a license.
1335			
	465.015 (2)	3rd	Practicing pharmacy



857014

576-02645-16

1336

466.026 (1) 3rd Practicing dentistry or dental hygiene without a license.

1337

467.201 3rd Practicing midwifery without a license.

1338

468.366 3rd Delivering respiratory care services without a license.

1339

483.828 (1) 3rd Practicing as clinical laboratory personnel without a license.

1340

483.901 (7) ~~483.901 (9)~~ 3rd Practicing medical physics without a license.

1341

484.013 (1) (c) 3rd Preparing or dispensing optical devices without a prescription.

1342

484.053 3rd Dispensing hearing aids without a license.

1343

494.0018 (2) 1st Conviction of any violation of chapter 494



857014

576-02645-16

			in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
1344	560.123 (8) (b) 1.	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.
1345	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
1346	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
1347	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.



857014

576-02645-16

1348

775.21(10)(b) 3rd Sexual predator working where children regularly congregate.

1349

775.21(10)(g) 3rd Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.

1350

782.051(3) 2nd Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.

1351

782.07(1) 2nd Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).

1352

782.071 2nd Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).

1353



857014

576-02645-16

1354	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
1355	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
1356	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
1357	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
1358	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
1359	784.048 (7)	3rd	Aggravated stalking; violation of court order.
1360	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators



857014

576-02645-16

1361			facility staff.
	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
1362			
	784.081 (1)	1st	Aggravated battery on specified official or employee.
1363			
	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
1364			
	784.083 (1)	1st	Aggravated battery on code inspector.
1365			
	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
1366			
	787.06 (3) (e) 2.	1st	Human trafficking using coercion for labor and services by the transfer or transport of an adult from outside Florida to within the state.
1367			
	790.07 (4)	1st	Specified weapons



857014

576-02645-16

1368

790.16(1) 1st violation subsequent to
previous conviction of s.
790.07(1) or (2).

1369

790.165(2) 2nd Discharge of a machine gun
under specified
circumstances.

1370

790.165(3) 2nd Manufacture, sell,
possess, or deliver hoax
bomb.

1371

790.166(3) 2nd Possessing, displaying, or
threatening to use any
hoax bomb while committing
or attempting to commit a
felony.

1372

790.166(4) 2nd Possessing, selling,
using, or attempting to
use a hoax weapon of mass
destruction.

790.166(4) 2nd Possessing, displaying, or
threatening to use a hoax
weapon of mass destruction
while committing or
attempting to commit a
felony.



857014

576-02645-16

1373	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
1374	794.08 (4)	3rd	Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.
1375	796.05 (1)	1st	Live on earnings of a prostitute; 2nd offense.
1376	796.05 (1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
1377	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.
1378	800.04 (5) (c) 2.	2nd	Lewd or lascivious molestation; victim 12 years of age or older but



857014

576-02645-16

1379			younger than 16 years of age; offender 18 years of age or older.
	800.04 (5) (e)	1st	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years; offender 18 years or older; prior conviction for specified sex offense.
1380			
	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
1381			
	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
1382			
	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
1383			
	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
1384			
	810.02 (3) (e)	2nd	Burglary of authorized



857014

576-02645-16

1391	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
1392	812.131 (2) (a)	2nd	Robbery by sudden snatching.
1393	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
1394	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
1395	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
1396	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
1397	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.



857014

576-02645-16

1398	817.2341 (2) (b) & (3) (b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.
1399	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
1400	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
1401	825.103 (3) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.
1402	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.



857014

576-02645-16

1403	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
1404	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
1405	838.015	2nd	Bribery.
1406	838.016	2nd	Unlawful compensation or reward for official behavior.
1407	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
1408	838.22	2nd	Bid tampering.
1409	843.0855 (2)	3rd	Impersonation of a public officer or employee.
1410	843.0855 (3)	3rd	Unlawful simulation of legal process.
	843.0855 (4)	3rd	Intimidation of a public officer or employee.



857014

576-02645-16

1411	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
1412	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
1413	872.06	2nd	Abuse of a dead human body.
1414	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
1415	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
1416	893.13 (1) (c) 1.	1st	Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1) (a), (1) (b),



857014

576-02645-16

1417

893.13(1)(e)1.

1st

(1)(d), (2)(a), (2)(b), or (2)(c)4.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.

Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4., within 1,000 feet of property used for religious services or a specified business site.

1418

893.13(4)(a)

1st

Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs).

1419

893.135(1)(a)1.

1st

Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.



857014

576-02645-16

1420

893.135 1st Trafficking in cocaine,
(1) (b) 1.a. more than 28 grams, less
than 200 grams.

1421

893.135 1st Trafficking in illegal
(1) (c) 1.a. drugs, more than 4 grams,
less than 14 grams.

1422

893.135 1st Trafficking in
(1) (c) 2.a. hydrocodone, 14 grams or
more, less than 28 grams.

1423

893.135 1st Trafficking in
(1) (c) 2.b. hydrocodone, 28 grams or
more, less than 50 grams.

1424

893.135 1st Trafficking in oxycodone,
(1) (c) 3.a. 7 grams or more, less than
14 grams.

1425

893.135 1st Trafficking in oxycodone,
(1) (c) 3.b. 14 grams or more, less
than 25 grams.

1426

893.135 (1) (d) 1. 1st Trafficking in
phencyclidine, more than
28 grams, less than 200
grams.



857014

576-02645-16

1427	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
1428	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
1429	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
1430	893.135 (1) (h) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
1431	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
1432	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
1433			



857014

576-02645-16

1434	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
1435	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
1436	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
1437	943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
1438	943.0435 (8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
	943.0435 (9) (a)	3rd	Sexual offender; failure



857014

576-02645-16

1439

943.0435 (13)

3rd

to comply with reporting requirements.

Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

1440

943.0435 (14)

3rd

Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

1441

944.607 (9)

3rd

Sexual offender; failure to comply with reporting requirements.

1442

944.607 (10) (a)

3rd

Sexual offender; failure to submit to the taking of a digitized photograph.

1443

944.607 (12)

3rd

Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.



857014

576-02645-16

1444

944.607(13) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

1445

985.4815(10) 3rd Sexual offender; failure to submit to the taking of a digitized photograph.

1446

985.4815(12) 3rd Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

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985.4815(13) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

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Section 30. This act shall take effect July 1, 2016.