

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Gonzalez offered the following:

2  
3 **Amendment (with title amendment)**

4 Remove lines 245-1023 and insert:

5 Section 3. Paragraph (a) of subsection (2) of section  
6 381.7355, Florida Statutes, is amended, and paragraph (i) is  
7 added to subsection (3) of that section, to read:

8 381.7355 Project requirements; review criteria.-

9 (2) A proposal must include each of the following  
10 elements:

11 (a) The purpose and objectives of the proposal, including  
12 identification of the particular racial or ethnic disparity the  
13 project will address. The proposal must address one or more of  
14 the following priority areas:

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15 1. Decreasing racial and ethnic disparities in maternal  
16 and infant mortality rates.

17 2. Decreasing racial and ethnic disparities in morbidity  
18 and mortality rates relating to cancer.

19 3. Decreasing racial and ethnic disparities in morbidity  
20 and mortality rates relating to HIV/AIDS.

21 4. Decreasing racial and ethnic disparities in morbidity  
22 and mortality rates relating to cardiovascular disease.

23 5. Decreasing racial and ethnic disparities in morbidity  
24 and mortality rates relating to diabetes.

25 6. Increasing adult and child immunization rates in  
26 certain racial and ethnic populations.

27 7. Decreasing racial and ethnic disparities in oral health  
28 care.

29 8. Decreasing racial and ethnic disparities in morbidity  
30 and mortality rates relating to sickle cell disease.

31 9. Improve neighborhood social determinants of health,  
32 such as transportation, safety, and food access, as outlined by  
33 the Centers for Disease Control and Prevention's "Tools for  
34 Putting Social Determinants of Health into Action."

35 (3) Priority shall be given to proposals that:

36 (i) Incorporate policy approaches to achieve sustainable  
37 long-term improvement.

38 Section 4. Subsection (4) of section 381.82, Florida  
39 Statutes, is amended, and subsection (8) is added to that  
40 section, to read:

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41 381.82 Ed and Ethel Moore Alzheimer's Disease Research  
42 Program.—

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

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

50 1. (b) A summary list of the research project and results  
51 or expected results of the research recipients of program grants  
52 or fellowships.

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

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

57 4. (e) A list of principal investigators under the research  
58 project.

59 5. The title, citation, and summary of findings of a  
60 publication ~~publications~~ in a peer-reviewed journal resulting  
61 from the ~~journals involving~~ research supported by grants or  
62 fellowships awarded under the program.

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

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66 7. The status of a patent, if any, generated from the  
67 research project and an economic analysis of the impact of the  
68 resulting patent.

69 8. A list of postsecondary educational institutions  
70 involved in the research project, a description of each  
71 postsecondary educational institution's involvement in the  
72 research project, and the number of students receiving training  
73 or performing research under the research project.

74 (b)(d) The state ranking and total amount of Alzheimer's  
75 disease research funding currently flowing into the state from  
76 the National Institutes of Health.

77 ~~(c)~~ ~~New grants for Alzheimer's disease research which were~~  
78 ~~funded based on research supported by grants or fellowships~~  
79 ~~awarded under the program.~~

80 (c)(f) Progress toward programmatic goals, particularly in  
81 the prevention, diagnosis, treatment, and cure of Alzheimer's  
82 disease.

83 (d)(g) Recommendations to further the mission of the  
84 program.

85 (8) Notwithstanding s. 216.301 and pursuant to s. 216.351,  
86 the balance of any appropriation from the General Revenue Fund  
87 for the Ed and Ethel Moore Alzheimer's Disease Research Program  
88 which is not disbursed but which is obligated pursuant to  
89 contract or committed to be expended by June 30 of the fiscal  
90 year in which the funds are appropriated may be carried forward

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91 for up to 5 years after the effective date of the original  
92 appropriation.

93 Section 5. Subsection (3) of section 381.887, Florida  
94 Statutes, is amended to read:

95 381.887 Emergency treatment for suspected opioid  
96 overdose.—

97 (3) An authorized health care practitioner may prescribe  
98 and dispense an emergency opioid antagonist to a patient or  
99 caregiver for use in accordance with this section, and  
100 pharmacists may dispense an emergency opioid antagonist labeled  
101 for administration by a patient or caregiver in a nonmedically  
102 supervised environment pursuant to such a prescription or  
103 pursuant to a nonpatient-specific standing order which must be  
104 issued in the name of the patient or caregiver, which is  
105 appropriately labeled with instructions for use.

106 (a) A nonpatient-specific standing order may not be valid  
107 for more than 48 months and may not be issued by an authorized  
108 health care practitioner employed by the dispensing pharmacist  
109 or pharmacy. A health care practitioner may not be remunerated  
110 by the dispensing pharmacist or pharmacy for issuing the  
111 standing order.

112 (b) When dispensing an emergency opioid antagonist to a  
113 patient or caregiver, a pharmacist licensed under chapter 465  
114 must provide information that includes, but is not limited to,  
115 opioid overdose prevention, recognition, and response; safe  
116 administration and potential side effects or adverse effects of

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117 administering an emergency opioid antagonist; and the importance  
118 of seeking emergency medical care after administration.

119 (c) Such patient or caregiver is authorized to store and  
120 possess approved emergency opioid antagonists and, in an  
121 emergency situation when a physician is not immediately  
122 available, administer the emergency opioid antagonist to a  
123 person believed in good faith to be experiencing an opioid  
124 overdose, regardless of whether that person has a prescription  
125 for an emergency opioid antagonist.

126 Section 6. Subsection (6) is added to section 381.922,  
127 Florida Statutes, to read:

128 381.922 William G. "Bill" Bankhead, Jr., and David Coley  
129 Cancer Research Program.—

130 (6) The Biomedical Research Advisory Council shall submit  
131 a report relating to grants awarded under the program to the  
132 Governor, the President of the Senate, and the Speaker of the  
133 House of Representatives by December 15 each year. The report  
134 must include:

135 (a) For each research project supported by grants or  
136 fellowships awarded under the program:

137 1. A summary of the research project and results or  
138 expected results of the research.

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

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

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143 4. A list of principal investigators under the research  
144 project.

145 5. The title, citation, and summary of findings of a  
146 publication in a peer-reviewed journal resulting from the  
147 research.

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

151 7. The status of a patent, if any, generated from the  
152 research project and an economic analysis of the impact of the  
153 resulting patent.

154 8. A list of postsecondary educational institutions  
155 involved in the research project, a description of each  
156 postsecondary educational institution's involvement in the  
157 research project, and the number of students receiving training  
158 or performing research under the research project.

159 (b) The state ranking and total amount of cancer research  
160 funding currently flowing into the state from the National  
161 Institutes of Health.

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

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

165 Section 7. Subsection (9) of section 382.003, Florida  
166 Statutes, is amended to read:

167 382.003 Powers and duties of the department.—The  
168 department shall:

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169 (9) Appoint one or more suitable persons to act as  
170 subregistrars, who shall be authorized to produce and maintain  
171 paper death certificates and fetal death certificates, ~~and~~ to  
172 issue burial-transit permits in and for such portions of one or  
173 more districts as may be designated, and to issue certified  
174 copies of original certificates of death. A subregistrar may be  
175 removed from office by the department for neglect of or failure  
176 to perform his or her duty in accordance with this chapter. The  
177 department shall adopt rules for the issuance of certified  
178 copies of original certificates of death by subregistrars.

179 Section 8. Subsection (4) of section 382.025, Florida  
180 Statutes, is amended to read:

181 382.025 Certified copies of vital records;  
182 confidentiality; research.—

183 (4) CERTIFIED COPIES OF ORIGINAL CERTIFICATES.—Only the  
184 state registrar, ~~and~~ local registrars, and subregistrars may ~~are~~  
185 ~~authorized to issue a~~ any certificate that ~~which~~ purports to be  
186 a certified copy of an original certificate of live birth,  
187 death, or fetal death. Except as provided in this section,  
188 preparing or issuing certificates is exempt from ~~the provisions~~  
189 ~~of~~ s. 119.07(1).

190 Section 9. Subsection (2) of section 382.0255, Florida  
191 Statutes, is amended, and subsection (5) is added to that  
192 section, to read:

193 382.0255 Fees.—

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194 (2) The fee charged for each request for a certification  
195 of a birth record issued by the department or by the local  
196 registrar shall be subject to an additional fee of \$4, which  
197 shall be deposited in the appropriate departmental trust fund.  
198 On a quarterly basis, the department shall transfer \$1.50 to the  
199 Child Welfare Training Trust Fund created in s. 402.40. The fee  
200 charged by a subregistrar for each request for a certified copy  
201 of an original certificate of death may not exceed \$5 and shall  
202 be remitted to the department for deposit into the Planning and  
203 Evaluation Trust Fund.

204 (5) Notwithstanding s. 406.06, a fee may not be charged  
205 for any determination of the cause of death under s. 406.11 or  
206 for any certification of the cause of death under s. 382.008.

207 Section 10. Subsection (3) of section 384.23, Florida  
208 Statutes, is amended to read:

209 384.23 Definitions.—

210 (3) "Sexually transmissible disease" means a bacterial,  
211 viral, fungal, or parasitic disease, determined by rule of the  
212 department to be sexually transmissible, to be a threat to the  
213 public health and welfare, and to be a disease for which a  
214 legitimate public interest will be served by providing for  
215 prevention, elimination, control, regulation and treatment. The  
216 department must, by rule, determine ~~In considering~~ which  
217 diseases are to be designated as sexually transmissible  
218 diseases, ~~the department shall consider such diseases as~~  
219 ~~chancroid, gonorrhoea, granuloma inguinale, lymphogranuloma~~

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220 ~~venereum, genital herpes simplex, chlamydia, nongonococcal~~  
221 ~~urethritis (NGU), pelvic inflammatory disease (PID)/acute~~  
222 ~~salpingitis, syphilis, and human immune deficiency virus~~  
223 ~~infection for designation, and shall consider the~~  
224 recommendations and classifications of the Centers for Disease  
225 Control and Prevention and other nationally recognized medical  
226 authorities in that determination. Not all diseases that are  
227 sexually transmissible need be designated for the purposes of  
228 this act.

229 Section 11. Subsection (7) is added to section 384.27,  
230 Florida Statutes, to read:

231 384.27 Physical examination and treatment.—

232 (7) (a) A health care practitioner licensed under chapter  
233 458 or chapter 459 or certified under s. 464.012 may provide  
234 expedited partner therapy if the following requirements are met:

235 1. The patient has a laboratory-confirmed or suspected  
236 clinical diagnosis of a sexually transmissible disease.

237 2. The patient indicates that he or she has a partner with  
238 whom he or she engaged in sexual activity before the diagnosis  
239 of the sexually transmissible disease.

240 3. The patient indicates that his or her partner is unable  
241 or unlikely to seek clinical services in a timely manner.

242 (b) A pharmacist licensed under chapter 465 may dispense  
243 medication to a person diagnosed with a sexually transmissible  
244 disease pursuant to a prescription for the purpose of treating  
245 that person's partner, regardless of whether the person's

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246 partner has been personally examined by the prescribing health  
247 care practitioner.

248 (c) A pharmacist or health care practitioner must check  
249 for potential allergic reactions, in accordance with the  
250 prevailing professional standard of care, before dispensing a  
251 prescription or providing a medication under this subsection.

252 (d) The department may adopt rules to implement this  
253 subsection.

254 Section 12. Subsections (8) and (12) of section 401.27,  
255 Florida Statutes, are amended to read:

256 401.27 Personnel; standards and certification.—

257 (8) Each emergency medical technician certificate and each  
258 paramedic certificate will expire automatically and may be  
259 renewed if the holder meets the qualifications for renewal as  
260 established by the department. A certificate that is not renewed  
261 at the end of the 2-year period will automatically revert to an  
262 inactive status for a period not to exceed two renewal periods  
263 ~~180 days~~. Such certificate may be reactivated and renewed within  
264 the two renewal periods ~~180 days~~ if the certificateholder meets  
265 all other qualifications for renewal, including continuing  
266 education requirements, and pays a \$25 late fee. The  
267 certificateholder also must pass the certification examination  
268 to reactivate the certificate during the second of the two  
269 renewal periods. Reactivation shall be in a manner and on forms  
270 prescribed by department rule.

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271 (12) An applicant for certification as an emergency  
272 medical technician or paramedic who is trained outside the  
273 state, or trained in the military, must provide proof of a  
274 current, nationally recognized emergency medical technician or  
275 paramedic certification or registration that is recognized by  
276 the department and based upon successful completion of a  
277 training program approved by the department as being equivalent  
278 to the most recent EMT-Basic or EMT-Paramedic National Standard  
279 Curriculum or the National EMS Education Standards of the United  
280 States Department of Transportation and hold a current  
281 certificate of successful course completion in cardiopulmonary  
282 resuscitation (CPR) or advanced cardiac life support for  
283 emergency medical technicians or paramedics, respectively, to be  
284 eligible for the certification ~~examination. The applicant must~~  
285 ~~successfully complete the certification examination within 2~~  
286 ~~years after the date of the receipt of his or her application by~~  
287 ~~the department. After 2 years, the applicant must submit a new~~  
288 ~~application, meet all eligibility requirements, and submit all~~  
289 ~~fees to reestablish eligibility to take the certification~~  
290 ~~examination.~~

291 Section 13. Subsection (7) of section 456.013, Florida  
292 Statutes, is amended to read:

293 456.013 Department; general licensing provisions.—

294 (7) The boards, or the department when there is no board,  
295 shall require the completion of a 2-hour course relating to  
296 prevention of medical errors as part of the biennial licensure

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297 ~~and~~ renewal process. The 2-hour course counts toward ~~shall count~~  
298 ~~towards~~ the total number of continuing education hours required  
299 for the profession. The course must ~~shall~~ be approved by the  
300 board or department, as appropriate, and must ~~shall~~ include a  
301 study of root-cause analysis, error reduction and prevention,  
302 and patient safety. In addition, the course approved by the  
303 Board of Medicine and the Board of Osteopathic Medicine must  
304 ~~shall~~ include information relating to the five most misdiagnosed  
305 conditions during the previous biennium, as determined by the  
306 board. If the course is being offered by a facility licensed  
307 pursuant to chapter 395 for its employees, the board may approve  
308 up to 1 hour of the 2-hour course to be specifically related to  
309 error reduction and prevention methods used in that facility.

310 Section 14. Subsections (3) and (4) of section 456.024,  
311 Florida Statutes, are amended to read:

312 456.024 Members of United States Armed Forces in good  
313 standing with administrative boards or the department; spouses;  
314 licensure.—

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

317 1. who Serves or has served as a health care practitioner  
318 in the United States Armed Forces, the United States Reserve  
319 Forces, or the National Guard;

320 2. or a person who Serves or has served on active duty  
321 with the United States Armed Forces as a health care  
322 practitioner in the United States Public Health Service; or

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323 3. Is a health care practitioner in another state, the  
324 District of Columbia, or a possession or territory of the United  
325 States and is the spouse of a person serving on active duty with  
326 the United States Armed Forces ~~is eligible for licensure in this~~  
327 ~~state.~~

328  
329 The department shall develop an application form, and each  
330 board, or the department if there is no board, shall waive the  
331 application fee, licensure fee, and unlicensed activity fee for  
332 such applicants. For purposes of this subsection, "health care  
333 practitioner" means a health care practitioner as defined in s.  
334 456.001 and a person licensed under part III of chapter 401 or  
335 part IV of chapter 468.

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

338 1. Submits a complete application.

339 2. If he or she is member of the United States Armed  
340 Forces, submits proof that he or she has received ~~Receives~~ an  
341 honorable discharge within 6 months before, or will receive an  
342 honorable discharge within 6 months after, the date of  
343 submission of the application.

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

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349 b. Is a military health care practitioner in a profession  
350 for which licensure in a state or jurisdiction is not required  
351 to practice in the United States Armed Forces, if he or she  
352 submits to the department evidence of military training or  
353 experience substantially equivalent to the requirements for  
354 licensure in this state in that profession and evidence that he  
355 or she has obtained a passing score on the appropriate  
356 examination of a national or regional standards organization if  
357 required for licensure in this state; or

358 c. Is the spouse of a person serving on active duty in the  
359 United States Armed Forces and is a health care practitioner in  
360 a profession for which licensure in another state or  
361 jurisdiction is not required, if he or she submits to the  
362 department evidence of training or experience substantially  
363 equivalent to the requirements for licensure in this state in  
364 that profession and evidence that he or she has obtained a  
365 passing score on the appropriate examination of a national or  
366 regional standards organization if required for licensure in  
367 this state.

368 4. Attests that he or she is not, at the time of  
369 submission of the application, the subject of a disciplinary  
370 proceeding in a jurisdiction in which he or she holds a license  
371 or by the United States Department of Defense for reasons  
372 related to the practice of the profession for which he or she is  
373 applying.

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374 5. Actively practiced the profession for which he or she  
375 is applying for the 3 years preceding the date of submission of  
376 the application.

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

380

381 The department shall verify information submitted by the  
382 applicant under this subsection using the National Practitioner  
383 Data Bank.

384 ~~(c)~~ ~~(b)~~ Each applicant who meets the requirements of this  
385 subsection shall be licensed with all rights and  
386 responsibilities as defined by law. The applicable board, or the  
387 department if there is no board, may deny an application if the  
388 applicant has been convicted of or pled guilty or nolo  
389 contendere to, regardless of adjudication, any felony or  
390 misdemeanor related to the practice of a health care profession  
391 regulated by this state.

392 ~~(d)~~ ~~(e)~~ An applicant for initial licensure under this  
393 subsection must submit the information required by ss.  
394 456.039(1) and 456.0391(1) no later than 1 year after the  
395 license is issued.

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

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400 ~~1. A completed application upon a form prepared and~~  
401 ~~furnished by the department in accordance with the board's~~  
402 ~~rules;~~

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

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

406 ~~4. Proof that the applicant holds a valid license for the~~  
407 ~~profession issued by another state, the District of Columbia, or~~  
408 ~~a possession or territory of the United States, and is not the~~  
409 ~~subject of any disciplinary proceeding in any jurisdiction in~~  
410 ~~which the applicant holds a license to practice a profession~~  
411 ~~regulated by this chapter;~~

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

415 ~~6. Proof that the applicant would otherwise be entitled to~~  
416 ~~full licensure under the appropriate practice act, and is~~  
417 ~~eligible to take the respective licensure examination as~~  
418 ~~required in Florida.~~

419 ~~(b) The applicant must also submit to the Department of~~  
420 ~~Law Enforcement a complete set of fingerprints. The Department~~  
421 ~~of Law Enforcement shall conduct a statewide criminal history~~  
422 ~~check and forward the fingerprints to the Federal Bureau of~~  
423 ~~Investigation for a national criminal history check.~~

424 ~~(c) Each board, or the department if there is no board,~~  
425 ~~shall review the results of the state and federal criminal~~

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426 ~~history checks according to the level 2 screening standards in~~  
427 ~~s. 435.04 when granting an exemption and when granting or~~  
428 ~~denying the temporary license.~~

429 ~~(d) The applicant shall pay the cost of fingerprint~~  
430 ~~processing. If the fingerprints are submitted through an~~  
431 ~~authorized agency or vendor, the agency or vendor shall collect~~  
432 ~~the required processing fees and remit the fees to the~~  
433 ~~Department of Law Enforcement.~~

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

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

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

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

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

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

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

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452 ~~4. Has previously failed the Florida examination required~~  
453 ~~to receive a license to practice the profession for which the~~  
454 ~~applicant is seeking a license.~~

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

458 ~~(j) An applicant who is issued a temporary professional~~  
459 ~~license to practice as a dentist pursuant to this section must~~  
460 ~~practice under the indirect supervision, as defined in s.~~  
461 ~~466.003, of a dentist licensed pursuant to chapter 466.~~

462 Section 15. Section 456.0241, Florida Statutes, is created  
463 to read:

464 456.0241 Temporary certificate for active duty military  
465 health care practitioners.-

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

467 (a) "Military health care practitioner" means:

468 1. A person practicing as a health care practitioner as  
469 defined in s. 456.001, as a person licensed under part III of  
470 chapter 401, or as a person licensed under part IV of chapter  
471 468 who is serving on active duty in the United States Armed  
472 Forces, the United States Reserve Forces, or the National Guard;

473 or

474 2. A person who is serving on active duty in the United  
475 States Armed Forces and serving in the United States Public  
476 Health Service.

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477 (b) "Military platform" means a military training  
478 agreement with a nonmilitary health care provider that is  
479 designed to develop and support medical, surgical, or other  
480 health care treatment opportunities in a nonmilitary health care  
481 provider setting to authorize a military health care  
482 practitioner to develop and maintain the technical proficiency  
483 necessary to meet the present and future health care needs of  
484 the United States Armed Forces. Such agreements may include  
485 Training Affiliation Agreements and External Resource Sharing  
486 Agreements.

487 (2) The department may issue a temporary certificate to an  
488 active duty military health care practitioner to practice in a  
489 regulated profession in this state if the applicant:

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

492 (b) Submits a complete application and a nonrefundable  
493 application fee.

494 (c) Holds an active, unencumbered license to practice as a  
495 health care professional issued by another state, the District  
496 of Columbia, or a possession or territory of the United States  
497 or is a military health care practitioner in a profession for  
498 which licensure in a state or jurisdiction is not required for  
499 practice in the United States Armed Forces and provides evidence  
500 of military training and experience substantially equivalent to  
501 the requirements for licensure in this state in that profession.

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502 (d) Attests that he or she is not, at the time of  
503 submission of the application, the subject of a disciplinary  
504 proceeding in a jurisdiction in which he or she holds a license  
505 or by the United States Department of Defense for reasons  
506 related to the practice of the profession for which he or she is  
507 applying.

508 (e) Has been determined to be competent in the profession  
509 for which he or she is applying.

510 (f) Submits a set of fingerprints for a background  
511 screening pursuant to s. 456.0135, if required for the  
512 profession for which he or she is applying.

513  
514 The department shall verify information submitted by the  
515 applicant under this subsection using the National Practitioner  
516 Data Bank.

517 (3) A temporary certificate issued under this section  
518 expires 6 months after issuance but may be renewed upon proof of  
519 continuing military orders for active duty assignment in this  
520 state and evidence that the military health care practitioner  
521 continues to be a military platform participant.

522 (4) A military health care practitioner applying for a  
523 temporary certificate under this section is exempt from ss.  
524 456.039-456.046. All other provisions of this chapter apply to  
525 such military health care practitioner.

526 (5) An applicant for a temporary certificate under this  
527 section is deemed ineligible if he or she:

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528 (a) Has been convicted of or pled guilty or nolo  
529 contendere to, regardless of adjudication, any felony or  
530 misdemeanor related to the practice of a health care profession;

531 (b) Has had a health care provider license revoked or  
532 suspended in another state, the District of Columbia, or a  
533 possession or territory of the United States;

534 (c) Has failed to obtain a passing score on the Florida  
535 examination required to receive a license to practice the  
536 profession for which he or she is applying; or

537 (d) Is under investigation in another jurisdiction for an  
538 act that would constitute a violation of the applicable  
539 licensing chapter or this chapter until the investigation is  
540 complete and all charges against him or her are disposed of by  
541 dismissal, nolle prosequi, or acquittal.

542 (6) The department shall, by rule, set an application fee  
543 not to exceed \$50 and a renewal fee not to exceed \$50.

544 (7) Application shall be made on a form prescribed and  
545 furnished by the department.

546 (8) The department shall adopt rules to implement this  
547 section.

548 Section 16. Section 456.0361, Florida Statutes, is created  
549 to read:

550 456.0361 Compliance with continuing education  
551 requirements.-

552 (1) The department shall establish an electronic  
553 continuing education tracking system to monitor licensee

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554 compliance with applicable continuing education requirements and  
555 to determine whether a licensee is in full compliance with the  
556 requirements at the time of his or her application for license  
557 renewal. The tracking system shall be integrated into the  
558 department's licensure and renewal process.

559 (2) The department may not renew a license until the  
560 licensee complies with all applicable continuing education  
561 requirements. This subsection does not prohibit the department  
562 or the boards from imposing additional penalties under the  
563 applicable professional practice act or applicable rules for  
564 failure to comply with continuing education requirements.

565 (3) The department may adopt rules to implement this  
566 section.

567 Section 17. Subsection (20) of section 456.057, Florida  
568 Statutes, is amended to read:

569 456.057 Ownership and control of patient records; report  
570 or copies of records to be furnished; disclosure of  
571 information.—

572 (20) The board with department approval, or the department  
573 when there is no board, may temporarily or permanently appoint a  
574 person or entity as a custodian of medical records in the event  
575 of the death of a practitioner, the mental or physical  
576 incapacitation of a ~~the~~ practitioner, or the abandonment of  
577 medical records by a practitioner. Such ~~The~~ custodian ~~appointed~~  
578 shall comply with ~~all provisions of~~ this section. The department  
579 may contract with a third party to provide these services under

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580 the confidentiality and disclosure requirements of this section,  
581 including the release of patient records.

582 Section 18. Subsection (2) of section 456.0635, Florida  
583 Statutes, is amended to read:

584 456.0635 Health care fraud; disqualification for license,  
585 certificate, or registration.—

586 (2) Each board within the jurisdiction of the department,  
587 or the department if there is no board, shall refuse to admit a  
588 candidate to any examination and refuse to issue a license,  
589 certificate, or registration to any applicant if the candidate  
590 or applicant or any principal, officer, agent, managing  
591 employee, or affiliated person of the applicant:

592 (a) Has been convicted of, or entered a plea of guilty or  
593 nolo contendere to, regardless of adjudication, a felony under  
594 chapter 409, chapter 817, or chapter 893, or a similar felony  
595 offense committed in another state or jurisdiction, unless the  
596 candidate or applicant has successfully completed a drug court  
597 program for that felony and provides proof that the plea has  
598 been withdrawn or the charges have been dismissed. Any such  
599 conviction or plea shall exclude the applicant or candidate from  
600 licensure, examination, certification, or registration unless  
601 the sentence and any subsequent period of probation for such  
602 conviction or plea ended:

603 1. For felonies of the first or second degree, more than  
604 15 years before the date of application.

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

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

610           (b) Has been convicted of, or entered a plea of guilty or  
611 nolo contendere to, regardless of adjudication, a felony under  
612 21 U.S.C. ss. 801-970, or 42 U.S.C. ss. 1395-1396, unless the  
613 sentence and any subsequent period of probation for such  
614 conviction or plea ended more than 15 years before the date of  
615 the application;

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

620           (d) Has been terminated for cause, pursuant to the appeals  
621 procedures established by the state, from any other state  
622 Medicaid program, unless the candidate or applicant has been in  
623 good standing with a state Medicaid program for the most recent  
624 5 years and the termination occurred at least 20 years before  
625 the date of the application; or

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

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630 ~~This subsection does not apply to candidates or applicants for~~  
631 ~~initial licensure or certification who were enrolled in an~~  
632 ~~educational or training program on or before July 1, 2009, which~~  
633 ~~was recognized by a board or, if there is no board, recognized~~  
634 ~~by the department, and who applied for licensure after July 1,~~  
635 ~~2012.~~

636 Section 19. Subsection (3) of section 457.107, Florida  
637 Statutes, is amended to read:

638 457.107 Renewal of licenses; continuing education.—

639 (3) The board shall ~~by rule~~ prescribe by rule continuing  
640 education requirements of up to, ~~not to exceed~~ 30 hours  
641 biennially, as a condition for renewal of a license. All  
642 education programs that contribute to the advancement,  
643 extension, or enhancement of professional skills and knowledge  
644 related to the practice of acupuncture, whether conducted by a  
645 nonprofit or profitmaking entity, are eligible for approval. The  
646 continuing professional education requirements must be in  
647 acupuncture or oriental medicine subjects, including, but not  
648 limited to, anatomy, biological sciences, adjunctive therapies,  
649 sanitation and sterilization, emergency protocols, and diseases.  
650 The board may ~~shall have the authority to~~ set a fee of up to,  
651 ~~not to exceed~~ \$100, for each continuing education provider. The  
652 licensee shall retain in his or her records the certificates of  
653 completion of continuing professional education requirements ~~to~~  
654 ~~prove compliance with this subsection. The board may request~~  
655 ~~such documentation without cause from applicants who are~~

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656 ~~selected at random.~~ All national and state acupuncture and  
657 oriental medicine organizations and acupuncture and oriental  
658 medicine schools are approved to provide continuing professional  
659 education in accordance with this subsection.

660 Section 20. Paragraph (e) of subsection (4) of section  
661 458.347, Florida Statutes, is amended to read:

662 458.347 Physician assistants.—

663 (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

664 (e) A supervisory physician may delegate to a fully  
665 licensed physician assistant the authority to prescribe or  
666 dispense any medication used in the supervisory physician's  
667 practice unless such medication is listed on the formulary  
668 created pursuant to paragraph (f). A fully licensed physician  
669 assistant may only prescribe or dispense such medication under  
670 the following circumstances:

671 1. A physician assistant must clearly identify to the  
672 patient that he or she is a physician assistant and.  
673 ~~Furthermore, the physician assistant must~~ inform the patient  
674 that the patient has the right to see the physician before a  
675 ~~prior to any~~ prescription is being prescribed or dispensed by  
676 the physician assistant.

677 2. The supervisory physician must notify the department of  
678 his or her intent to delegate, on a department-approved form,  
679 before delegating such authority and ~~notify the department of~~  
680 any change in prescriptive privileges of the physician  
681 assistant. Authority to dispense may be delegated only by a

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682 supervising physician who is registered as a dispensing  
683 practitioner in compliance with s. 465.0276.

684 3. The physician assistant must complete ~~file with the~~  
685 ~~department a signed affidavit that he or she has completed a~~  
686 minimum of 10 continuing medical education hours in the  
687 specialty practice in which the physician assistant has  
688 prescriptive privileges with each licensure renewal ~~application~~.

689 4. The department may issue a prescriber number to the  
690 physician assistant granting authority for the prescribing of  
691 medicinal drugs authorized within this paragraph upon completion  
692 of the ~~foregoing~~ requirements of this paragraph. The physician  
693 assistant ~~is shall~~ not ~~be~~ required to independently register  
694 pursuant to s. 465.0276.

695 5. The prescription must be written in a form that  
696 complies with chapter 499 and, in addition to the supervisory  
697 physician's name, address, and telephone number, must contain,  
698 ~~in addition to the supervisory physician's name, address, and~~  
699 ~~telephone number,~~ the physician assistant's prescriber number.  
700 Unless it is a drug or drug sample dispensed by the physician  
701 assistant, the prescription must be filled in a pharmacy  
702 permitted under chapter 465 and must be dispensed in that  
703 pharmacy by a pharmacist licensed under chapter 465. The  
704 inclusion ~~appearance~~ of the prescriber number creates a  
705 presumption that the physician assistant is authorized to  
706 prescribe the medicinal drug and the prescription is valid.

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

709           Section 21. Paragraph (e) of subsection (4) of section  
710 459.022, Florida Statutes, is amended to read:

711           459.022 Physician assistants.—

712           (4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

713           (e) A supervisory physician may delegate to a fully  
714 licensed physician assistant the authority to prescribe or  
715 dispense any medication used in the supervisory physician's  
716 practice unless such medication is listed on the formulary  
717 created pursuant to s. 458.347. A fully licensed physician  
718 assistant may only prescribe or dispense such medication under  
719 the following circumstances:

720           1. A physician assistant must clearly identify to the  
721 patient that she or he is a physician assistant and—  
722 ~~Furthermore, the physician assistant~~ must inform the patient  
723 that the patient has the right to see the physician before a  
724 ~~prior to any~~ prescription is being prescribed or dispensed by  
725 the physician assistant.

726           2. The supervisory physician must notify the department of  
727 her or his intent to delegate, on a department-approved form,  
728 before delegating such authority and ~~notify the department~~ of  
729 any change in prescriptive privileges of the physician  
730 assistant. Authority to dispense may be delegated only by a  
731 supervisory physician who is registered as a dispensing  
732 practitioner in compliance with s. 465.0276.

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733           3. The physician assistant must complete ~~file with the~~  
734 ~~department a signed affidavit that she or he has completed a~~  
735 minimum of 10 continuing medical education hours in the  
736 specialty practice in which the physician assistant has  
737 prescriptive privileges with each licensure renewal ~~application.~~

738           4. The department may issue a prescriber number to the  
739 physician assistant granting authority for the prescribing of  
740 medicinal drugs authorized within this paragraph upon completion  
741 of the ~~foregoing~~ requirements of this paragraph. The physician  
742 assistant ~~is shall~~ not be required to independently register  
743 pursuant to s. 465.0276.

744           5. The prescription must be written in a form that  
745 complies with chapter 499 and, in addition to the supervisory  
746 physician's name, address, and telephone number, must contain,  
747 ~~in addition to the supervisory physician's name, address, and~~  
748 ~~telephone number,~~ the physician assistant's prescriber number.  
749 Unless it is a drug or drug sample dispensed by the physician  
750 assistant, the prescription must be filled in a pharmacy  
751 permitted under chapter 465, and must be dispensed in that  
752 pharmacy by a pharmacist licensed under chapter 465. The  
753 inclusion ~~appearance~~ of the prescriber number creates a  
754 presumption that the physician assistant is authorized to  
755 prescribe the medicinal drug and the prescription is valid.

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

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Amendment No.

758 Section 22. Subsection (7) is added to section 460.402,  
759 Florida Statutes, to read:

760 460.402 Exceptions.—The provisions of this chapter shall  
761 not apply to:

762 (7) A chiropractic physician who holds an active license  
763 in another state, the District of Columbia, or a possession or  
764 territory of the United States and is performing chiropractic  
765 procedures or demonstrating equipment or supplies for  
766 educational purposes at a board-approved continuing education  
767 program.

768 Section 23. Subsection (3) of section 463.007, Florida  
769 Statutes, is amended to read:

770 463.007 Renewal of license; continuing education.—

771 (3) As a condition of license renewal, a licensee must  
772 ~~Unless otherwise provided by law, the board shall require~~  
773 ~~licensees to periodically demonstrate his or her their~~  
774 ~~professional competence, as a condition of renewal of a license,~~  
775 by completing up to 30 hours of continuing education during the  
776 2-year period preceding license renewal. For certified  
777 optometrists, the 30-hour continuing education requirement  
778 includes ~~shall include~~ 6 or more hours of approved transcript-  
779 quality coursework in ocular and systemic pharmacology and the  
780 diagnosis, treatment, and management of ocular and systemic  
781 conditions and diseases during the 2-year period preceding  
782 application for license renewal.

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783 Section 24. Subsection (7) of section 464.203, Florida  
784 Statutes, is amended to read:

785 464.203 Certified nursing assistants; certification  
786 requirement.—

787 (7) A certified nursing assistant shall complete 24 ~~12~~  
788 hours of inservice training during each biennium ~~calendar year~~.  
789 The certified nursing assistant shall maintain ~~be responsible~~  
790 ~~for maintaining~~ documentation demonstrating compliance with  
791 ~~these provisions. The Council on Certified Nursing Assistants,~~  
792 ~~in accordance with s. 464.2085(2) (b), shall propose rules to~~  
793 ~~implement~~ this subsection.

794 Section 25. Section 464.2085, Florida Statutes, is  
795 repealed.

796 Section 26. Subsection (1) of section 465.009, Florida  
797 Statutes, is amended to read:

798 465.009 Continuing professional pharmaceutical education.—

799 (1) No license renewal shall be issued by the department  
800 until the licensee submits proof satisfactory to the board that  
801 during the 2 years prior to her or his application for renewal  
802 the licensee has participated in not less than 30 hours of  
803 continuing professional pharmaceutical education in courses  
804 approved by the board.

805 (a) Each pharmacist shall complete, as a part of the 30  
806 hours of continuing professional pharmaceutical education  
807 required for biennial licensure renewal, a training program  
808 approved by the board regarding, but not limited to, proper

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809 medical record documentation and patient education procedures  
810 relating to the dispensing of emergency opioid antagonists.

811 (b) The board shall adopt rules regarding the content and  
812 length of the training program required in paragraph (a).

813 Section 27. Section 465.027, Florida Statutes, is amended  
814 to read:

815 465.027 Exceptions.—

816 (1) This chapter shall not be construed to prohibit the  
817 sale of home remedies or preparations commonly known as patents  
818 or proprietary preparations, when ~~such are~~ sold only in original  
819 or unbroken packages, nor shall this chapter be construed to  
820 prevent businesses from engaging in the sale of sundries or  
821 patents or proprietary preparations.

822 (2) This chapter shall not apply to a manufacturer, or its  
823 agent, holding an active permit as a manufacturer under chapter  
824 499 and engaged solely in the manufacture or distribution of  
825 dialysate, drugs, or devices necessary to perform home renal  
826 dialysis on patients with chronic kidney failure, if the  
827 dialysate, drugs, or devices are:

828 (a) Approved or cleared by the United States Food and Drug  
829 Administration; and

830 (b) Delivered in the original, sealed packaging after  
831 receipt of a physician's order to dispense to:

832 1. A patient with chronic kidney failure, or the patient's  
833 designee, for the patient's self-administration of the dialysis  
834 therapy; or

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835 2. A health care practitioner or an institution for  
836 administration or delivery of the dialysis therapy to a patient  
837 with chronic kidney failure.

839 -----  
840 **T I T L E A M E N D M E N T**

841 Remove lines 11-103 and insert:  
842 courses; amending s. 381.7355, F.S.; revising the  
843 review criteria for Closing the Gap grant proposals;  
844 amending s. 381.82, F.S.; revising the reporting  
845 requirements for the Alzheimer's Disease Research  
846 Grant Advisory Board under the Ed and Ethel Moore  
847 Alzheimer's Disease Research Program; providing for  
848 the carryforward for a limited period of any  
849 unexpended balance of an appropriation for the  
850 program; amending s. 381.877, F.S.; providing that a  
851 pharmacist may dispense an emergency opioid antagonist  
852 pursuant to a prescription or a non-patient specific  
853 standing order for an auto injection delivery system  
854 or an intranasal delivery system; prohibiting health  
855 care practitioners employed by the pharmacist from  
856 issuing a non-patient specific standing order for an  
857 emergency opioid antagonist; prohibiting a health care  
858 practitioner from receiving remuneration for issuing a  
859 non-patient specific standing order for an emergency  
860 opioid antagonist; requiring pharmacists dispensing

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861 emergency opioid antagonists to provide certain  
862 information to the patient or caregiver; amending s.  
863 381.922, F.S.; providing reporting requirements for  
864 the Biomedical Research Advisory Council under the  
865 William G. "Bill" Bankhead, Jr., and David Coley  
866 Cancer Research Program; amending s. 382.003, F.S.;  
867 authorizing subregistrars to issue certified copies of  
868 original certificates of death; requiring the  
869 department to adopt rules; amending s. 382.025, F.S.;  
870 authorizing a subregistrar to issue a certified copy  
871 of an original certificate of live birth, death, or  
872 fetal death; amending s. 382.0255, F.S.; providing for  
873 the charge and distribution of a fee for a certified  
874 copy of an original certificate of death; prohibiting  
875 a fee for a determination or certification of the  
876 cause of death under certain provisions; amending s.  
877 384.23, F.S.; revising the factors to be considered in  
878 designating a condition as a sexually transmissible  
879 disease; amending s. 384.27, F.S.; authorizing certain  
880 health care practitioners to provide partner therapy  
881 under certain conditions; authorizing the department  
882 to adopt rules; amending s. 401.27, F.S.; increasing  
883 the length of time that an emergency medical  
884 technician or paramedic certificate may remain in an  
885 inactive status; revising the requirements for  
886 reactivating and renewing such a certificate; revising

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887 eligibility for certification; deleting a requirement  
888 that applicants successfully complete a certification  
889 examination within a specified timeframe; amending s.  
890 456.013, F.S.; revising course requirements for  
891 renewing a certain license; amending s. 456.024, F.S.;  
892 revising the eligibility criteria for a member of the  
893 United States Armed Forces, the United States Reserve  
894 Forces, or the National Guard and the spouse of an  
895 active duty military member to be issued a license to  
896 practice as a health care practitioner in this state;  
897 deleting provisions relating to temporary professional  
898 licensure for spouses of active duty members of the  
899 United States Armed Forces; creating s. 456.0241,  
900 F.S.; providing definitions; providing for issuance of  
901 a temporary certificate under certain conditions for  
902 certain military health care practitioners; providing  
903 for the automatic expiration of the temporary  
904 certificate unless renewed; providing for application  
905 and renewal fees; requiring the department to adopt  
906 rules; creating s. 456.0361, F.S.; requiring the  
907 department to establish an electronic continuing  
908 education tracking system; prohibiting the department  
909 from renewing a license unless the licensee has  
910 complied with all continuing education requirements;  
911 authorizing the department to adopt rules; amending s.  
912 456.057, F.S.; requiring a person or entity appointed

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913 by the board as a custodian of medical records to be  
914 approved by the department; authorizing the department  
915 to contract with a third party to provide custodial  
916 services; amending s. 456.0635, F.S.; deleting a  
917 provision on applicability relating to the issuance of  
918 licenses; amending s. 457.107, F.S.; deleting a  
919 provision authorizing the Board of Acupuncture to  
920 request certain documentation from applicants;  
921 amending s. 458.347, F.S.; deleting a requirement that  
922 a physician assistant file a signed affidavit with the  
923 department; amending s. 459.022, F.S.; deleting a  
924 requirement that a physician assistant file a signed  
925 affidavit with the department; amending s. 460.402,  
926 F.S.; providing an additional exception to licensure  
927 requirements for chiropractic physicians; amending s.  
928 463.007, F.S.; making technical changes; amending s.  
929 464.203, F.S.; revising inservice training  
930 requirements for certified nursing assistants;  
931 repealing s. 464.2085, F.S., relating to the Council  
932 on Certified Nursing Assistants; amending s. 465.009,  
933 providing training requirements for pharmacists  
934 related to opioid antagonist dispensing; authorizing  
935 the department to adopt rules; amending 465.027, F.S.;  
936 providing an additional exception to pharmacy  
937 regulations for manufacturers of dialysis drugs or  
938 supplies; amending s. 465.0276, F.S.; deleting a

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