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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2017	.	
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The Committee on Health Policy (Gibson) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Subsection (4) of section 456.001, Florida  
Statutes, is amended to read:

456.001 Definitions.—As used in this chapter, the term:

(4) "Health care practitioner" means any person licensed  
under chapter 457; chapter 458; chapter 459; chapter 460;  
chapter 461; chapter 462; chapter 463; chapter 464; chapter 465;



123346

11 chapter 466; chapter 467; part I, part II, part III, part V,  
12 part X, part XIII, ~~or~~ part XIV, or part XVII of chapter 468;  
13 chapter 478; chapter 480; part III or part IV of chapter 483;  
14 chapter 484; chapter 486; chapter 490; or chapter 491.

15 Section 2. Part XVII of chapter 468, Florida Statutes,  
16 consisting of sections 468.931 through 468.935, Florida  
17 Statutes, is created to read:

18 PART XVII

19 DIABETES EDUCATORS

20 468.931 Legislative intent; implementation.-

21 (1) The Legislature finds that the provision of diabetes  
22 self-management training by unregistered and incompetent  
23 practitioners presents a danger to the public health and safety.  
24 Therefore, it is the intent of the Legislature to prohibit  
25 diabetes educators who fall below minimum competency standards  
26 or who otherwise present a danger to the public health and  
27 safety from providing diabetes self-management training in this  
28 state.

29 (2) The Department of Health must implement the provisions  
30 of this part by July 1, 2018.

31 468.932 Definitions.-As used in this part, the term:

32 (1) "Department" means the Department of Health.

33 (2) "Diabetes educator" means a health care practitioner  
34 registered under this part who has demonstrated a comprehensive  
35 knowledge of and experience in prediabetes, diabetes prevention,  
36 and diabetes education and who provides diabetes self-management  
37 training.

38 (3) "Diabetes self-management training" means the  
39 assessment and development of a plan of care for a person with



123346

40 diabetes through a collaborative process through which such  
41 person gains the knowledge and skills necessary to modify  
42 behavior and successfully self-manage the disease as provided  
43 for in the national standards published by the American Diabetes  
44 Association.

45 468.933 Requirements for registration; registration  
46 renewal.-

47 (1) The department shall issue a registration to an  
48 applicant who has submitted to the department:

49 (a) A completed application in a form prescribed by the  
50 department.

51 (b) A registration fee, pursuant to s. 468.934.

52 (c)1. Proof of certification as a Certified Diabetes  
53 Educator by the National Certification Board for Diabetes  
54 Educators or certification in Board Certified-Advanced Diabetes  
55 Management by the American Association of Diabetes Educators; or

56 2. Proof of completion of at least 250 practice hours of  
57 diabetes education, of which at least 100 practice hours are  
58 earned in the calendar year immediately preceding application,  
59 and proof of passing the registration examination administered  
60 by the National Certification Board for Diabetes Educators; and

61 a. Proof of licensure under chapter 456, chapter 458,  
62 chapter 459, chapter 461, chapter 463, chapter 464, chapter 465,  
63 chapter 466, part III or part X of this chapter, chapter 483,  
64 part I of chapter 484, chapter 486, chapter 490, or s. 491.0145;

65 b. Proof of certification as a clinical exercise  
66 physiologist or Registered Clinical Exercise Physiologist by the  
67 American College of Sports Medicine; or

68 c. Proof of a master's degree or higher in social work from



123346

69 an accredited United States college or university.

70 (2) The department shall renew a registration under this  
71 section upon receipt of a renewal application and biennial  
72 renewal fee from a registrant. The department shall adopt rules  
73 establishing a procedure for the biennial renewal of  
74 registrations under this section.

75 468.934 Fees.—The department shall establish, by rule, the  
76 following fees to be paid by a person seeking registration or  
77 registration renewal as a diabetes educator, which must be  
78 adequate to implement and administer this part:

79 (1) A nonrefundable application fee, which may not exceed  
80 \$100.

81 (2) An initial registration fee, which may not exceed \$100.

82 (3) A biennial renewal fee, which may not exceed \$80.

83 (4) A fee for reactivation of an inactive registration,  
84 which may not exceed \$135.

85 468.935 Prohibited acts; exemptions.—

86 (1) A person may not provide diabetes self-management  
87 training, or represent himself or herself as being a diabetes  
88 educator, unless he or she is registered pursuant to this part.

89 (2) This section does not prohibit or restrict:

90 (a) A person licensed under chapter 456, chapter 458,  
91 chapter 459, chapter 461, chapter 463, part I of chapter 464,  
92 chapter 465, chapter 466, part III or part X of this chapter,  
93 chapter 483, part I of chapter 484, chapter 486, or chapter 490  
94 from engaging in the profession or occupation for which he or  
95 she is licensed.

96 (b) A person employed by the federal government or any  
97 bureau, division, or agency of the federal government from



123346

98 discharging his or her official duties.

99 (3) The department may take disciplinary action pursuant to  
100 s. 456.072 against an applicant or registrant and may deny,  
101 revoke, or suspend registration or registration renewal for a  
102 violation of this section.

103 (4) The department may adopt rules to implement and  
104 administer this section.

105 Section 3. This act shall take effect July 1, 2017.

106  
107 ===== T I T L E A M E N D M E N T =====

108 And the title is amended as follows:

109 Delete everything before the enacting clause  
110 and insert:

111 A bill to be entitled  
112 An act relating to diabetes educators; amending s.  
113 456.001, F.S.; redefining the term "health care  
114 practitioner" to include diabetes educators; creating  
115 part XVII of ch. 468, F.S., entitled "Diabetes  
116 Educators"; providing legislative findings and intent;  
117 requiring implementation by a specified date;  
118 providing definitions; providing requirements for  
119 registration as a diabetes educator; requiring the  
120 Department of Health to renew a registration under  
121 certain circumstances; requiring the department to  
122 adopt rules for biennial renewal of registrations;  
123 requiring the department to establish specified fees;  
124 prohibiting an unregistered person from certain  
125 activities relating to diabetes self-management  
126 training; providing exemptions; authorizing the



127 department to take disciplinary action against an  
128 applicant or registrant for specified violations;  
129 authorizing rulemaking; providing an effective date.