

By the Committee on Health Policy

588-01938-17

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1                   A bill to be entitled  
2           An act relating to ratification of Department of  
3           Health rules; ratifying a rule, adopted by the Board  
4           of Medicine, relating to the standard of care for  
5           office surgery for the sole and exclusive purpose of  
6           satisfying any condition on effectiveness pursuant to  
7           s. 120.541(3), F.S., which requires ratification of  
8           any rule exceeding the specified thresholds for likely  
9           adverse impact on or increase in regulatory costs;  
10          providing applicability; providing an effective date.

11  
12 Be It Enacted by the Legislature of the State of Florida:

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14           Section 1. (1) The following rule is ratified for the sole  
15 and exclusive purpose of satisfying any condition on  
16 effectiveness imposed under s. 120.541(3), Florida Statutes:  
17 Rule 64B8-9.009, Florida Administrative Code, titled "Standard  
18 of Care for Office Surgery" as filed for adoption with the  
19 Department of State pursuant to the certification package dated  
20 June 15, 2016.

21           (2) This act serves no other purpose and may not be  
22 codified in the Florida Statutes. After this act becomes law,  
23 its enactment and effective date shall be noted in the Florida  
24 Administrative Code, the Florida Administrative Register, or  
25 both, as appropriate. This act does not alter rulemaking  
26 authority delegated by prior law, does not constitute  
27 legislative preemption of or an exception to any provision of  
28 law governing adoption or enforcement of the cited rule, and is  
29 intended to preserve the status of the cited rule as a rule

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30 under chapter 120, Florida Statutes. This act does not cure any  
31 rulemaking defect or preempt any challenge based on a lack of  
32 authority or a violation of the legal requirements governing the  
33 adoption of the cited rule.

34 Section 2. This act shall take effect upon becoming a law.