

By the Committee on Health Policy; and Senator Harrell

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1                                   A bill to be entitled  
2           An act relating to the Department of Health; amending  
3           s. 381.4018, F.S.; requiring the Department of Health  
4           to develop strategies to maximize federal-state  
5           partnerships that provide incentives for physicians to  
6           practice in medically underserved or rural areas;  
7           authorizing the department to adopt certain rules;  
8           amending s. 456.013, F.S.; revising health care  
9           practitioner licensure application requirements;  
10          amending s. 458.3312, F.S.; removing a provision  
11          prohibiting a physician from representing himself or  
12          herself as a board-certified specialist in dermatology  
13          unless the recognizing agency is reviewed and  
14          reauthorized on a specified basis by the Board of  
15          Medicine; amending s. 459.0055, F.S.; revising  
16          licensure requirements for a person seeking licensure  
17          or certification as an osteopathic physician; amending  
18          s. 460.408, F.S.; defining the term "contact classroom  
19          hour"; revising provisions relating to continuing  
20          chiropractic education requirements; repealing s.  
21          460.4166, F.S., relating to registered chiropractic  
22          assistants; amending s. 464.202, F.S.; requiring the  
23          Board of Nursing to adopt rules that include  
24          disciplinary procedures and standards of practice for  
25          certified nursing assistants; amending s. 464.203,  
26          F.S.; revising certification requirements for nursing  
27          assistants; amending s. 464.204, F.S.; revising  
28          grounds for board-imposed disciplinary sanctions;  
29          amending s. 466.006, F.S.; revising certain

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30 requirements for examinations to be completed by  
31 applicants seeking dental licensure; amending s.  
32 466.007, F.S.; revising requirements for examinations  
33 of dental hygienists; amending s. 466.017, F.S.;  
34 providing adverse incident reporting requirements;  
35 providing for disciplinary action by the Board of  
36 Dentistry; defining the term "adverse incident";  
37 authorizing the board to adopt rules; amending s.  
38 466.031, F.S.; expanding the definition of the term  
39 "dental laboratory" to include any person, firm, or  
40 corporation that performs an onsite consultation  
41 during dental procedures; amending s. 466.036, F.S.;  
42 revising inspection frequency of dental laboratories  
43 during a specified period; amending s. 468.701, F.S.;  
44 revising the definition of the term "athletic trainer"  
45 for the purpose of relocating an existing requirement;  
46 amending s. 468.707, F.S.; revising athletic trainer  
47 licensure requirements; amending s. 468.711, F.S.;  
48 requiring certain licensees to maintain certification  
49 in good standing without lapse to renew their athletic  
50 trainer license; amending s. 468.713, F.S.; requiring  
51 that an athletic trainer work within a specified scope  
52 of practice; relocating an existing requirement;  
53 amending s. 468.723, F.S.; requiring the direct  
54 supervision of an athletic training student to be in  
55 accordance with rules adopted by the Board of Athletic  
56 Training; amending s. 468.803, F.S.; revising  
57 orthotic, prosthetic, and pedorthic licensure,  
58 registration, and examination requirements; amending

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59 s. 480.033, F.S.; revising the definition of the term  
60 "apprentice"; amending s. 480.041, F.S.; revising  
61 qualifications for licensure as a massage therapist;  
62 specifying that a massage apprentice who was licensed  
63 before a specified date may continue to perform  
64 massage therapy as authorized under his or her  
65 license; authorizing a massage apprentice to apply for  
66 full licensure upon completion of the apprenticeship  
67 under certain conditions; repealing s. 480.042, F.S.,  
68 relating to examinations for licensure as a massage  
69 therapist; amending s. 480.046, F.S.; revising  
70 instances under which disciplinary action may be taken  
71 against massage establishments; prohibiting certain  
72 massage establishments from applying for relicensure;  
73 providing an exception; amending s. 490.003, F.S.;  
74 revising the definition of the terms "doctoral-level  
75 psychological education" and "doctoral degree in  
76 psychology"; amending s. 490.005, F.S.; revising  
77 requirements for licensure by examination of  
78 psychologists and school psychologists; amending s.  
79 490.006, F.S.; revising requirements for licensure by  
80 endorsement of psychologists and school psychologists;  
81 amending s. 491.0045, F.S.; providing an exemption for  
82 registration requirements for clinical social worker  
83 interns, marriage and family therapist interns, and  
84 mental health counselor interns under certain  
85 circumstances; amending s. 491.005, F.S.; revising  
86 requirements for the licensure by examination of  
87 marriage and family therapists; revising examination

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88 requirements for the licensure by examination of  
89 mental health counselors; amending s. 491.006, F.S.;  
90 revising requirements for licensure by endorsement or  
91 certification for specified professions; amending s.  
92 491.007, F.S.; removing a biennial intern registration  
93 fee; amending s. 491.009, F.S.; authorizing the Board  
94 of Clinical Social Work, Marriage and Family Therapy,  
95 and Mental Health Counseling or, under certain  
96 circumstances, the department to enter an order  
97 denying licensure or imposing penalties against an  
98 applicant for licensure under certain circumstances;  
99 amending ss. 491.0046 and 945.42, F.S.; conforming  
100 cross-references; providing an effective date.

101  
102 Be It Enacted by the Legislature of the State of Florida:

103  
104 Section 1. Subsection (3) of section 381.4018, Florida  
105 Statutes, is amended to read:

106 381.4018 Physician workforce assessment and development.—

107 (3) GENERAL FUNCTIONS.—The department shall maximize the  
108 use of existing programs under the jurisdiction of the  
109 department and other state agencies and coordinate governmental  
110 and nongovernmental stakeholders and resources in order to  
111 develop a state strategic plan and assess the implementation of  
112 such strategic plan. In developing the state strategic plan, the  
113 department shall:

114 (a) Monitor, evaluate, and report on the supply and  
115 distribution of physicians licensed under chapter 458 or chapter  
116 459. The department shall maintain a database to serve as a

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117 statewide source of data concerning the physician workforce.

118 (b) Develop a model and quantify, on an ongoing basis, the  
119 adequacy of the state's current and future physician workforce  
120 as reliable data becomes available. Such model must take into  
121 account demographics, physician practice status, place of  
122 education and training, generational changes, population growth,  
123 economic indicators, and issues concerning the "pipeline" into  
124 medical education.

125 (c) Develop and recommend strategies to determine whether  
126 the number of qualified medical school applicants who might  
127 become competent, practicing physicians in this state will be  
128 sufficient to meet the capacity of the state's medical schools.  
129 If appropriate, the department shall, working with  
130 representatives of appropriate governmental and nongovernmental  
131 entities, develop strategies and recommendations and identify  
132 best practice programs that introduce health care as a  
133 profession and strengthen skills needed for medical school  
134 admission for elementary, middle, and high school students, and  
135 improve premedical education at the precollege and college level  
136 in order to increase this state's potential pool of medical  
137 students.

138 (d) Develop strategies to ensure that the number of  
139 graduates from the state's public and private allopathic and  
140 osteopathic medical schools is adequate to meet physician  
141 workforce needs, based on the analysis of the physician  
142 workforce data, so as to provide a high-quality medical  
143 education to students in a manner that recognizes the uniqueness  
144 of each new and existing medical school in this state.

145 (e) Pursue strategies and policies to create, expand, and

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146 maintain graduate medical education positions in the state based  
147 on the analysis of the physician workforce data. Such strategies  
148 and policies must take into account the effect of federal  
149 funding limitations on the expansion and creation of positions  
150 in graduate medical education. The department shall develop  
151 options to address such federal funding limitations. The  
152 department shall consider options to provide direct state  
153 funding for graduate medical education positions in a manner  
154 that addresses requirements and needs relative to accreditation  
155 of graduate medical education programs. The department shall  
156 consider funding residency positions as a means of addressing  
157 needed physician specialty areas, rural areas having a shortage  
158 of physicians, and areas of ongoing critical need, and as a  
159 means of addressing the state's physician workforce needs based  
160 on an ongoing analysis of physician workforce data.

161 (f) Develop strategies to maximize federal and state programs  
162 that provide for the use of incentives to attract physicians to  
163 this state or retain physicians within the state. Such  
164 strategies should explore and maximize federal-state  
165 partnerships that provide incentives for physicians to practice  
166 in federally designated shortage areas, in otherwise medically  
167 underserved areas, or in rural areas. Strategies shall also  
168 consider the use of state programs, such as the Medical  
169 Education Reimbursement and Loan Repayment Program pursuant to  
170 s. 1009.65, which provide for education loan repayment or loan  
171 forgiveness and provide monetary incentives for physicians to  
172 relocate to underserved areas of the state.

173 (g) Coordinate and enhance activities relative to physician  
174 workforce needs, undergraduate medical education, graduate

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175 medical education, and reentry of retired military and other  
176 physicians into the physician workforce provided by the Division  
177 of Medical Quality Assurance, area health education center  
178 networks established pursuant to s. 381.0402, and other offices  
179 and programs within the department as designated by the State  
180 Surgeon General.

181 (h) Work in conjunction with and act as a coordinating body  
182 for governmental and nongovernmental stakeholders to address  
183 matters relating to the state's physician workforce assessment  
184 and development for the purpose of ensuring an adequate supply  
185 of well-trained physicians to meet the state's future needs.  
186 Such governmental stakeholders shall include, but need not be  
187 limited to, the State Surgeon General or his or her designee,  
188 the Commissioner of Education or his or her designee, the  
189 Secretary of Health Care Administration or his or her designee,  
190 and the Chancellor of the State University System or his or her  
191 designee, and, at the discretion of the department, other  
192 representatives of state and local agencies that are involved in  
193 assessing, educating, or training the state's current or future  
194 physicians. Other stakeholders shall include, but need not be  
195 limited to, organizations representing the state's public and  
196 private allopathic and osteopathic medical schools;  
197 organizations representing hospitals and other institutions  
198 providing health care, particularly those that currently provide  
199 or have an interest in providing accredited medical education  
200 and graduate medical education to medical students and medical  
201 residents; organizations representing allopathic and osteopathic  
202 practicing physicians; and, at the discretion of the department,  
203 representatives of other organizations or entities involved in

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204 assessing, educating, or training the state's current or future  
205 physicians.

206 (i) Serve as a liaison with other states and federal  
207 agencies and programs in order to enhance resources available to  
208 the state's physician workforce and medical education continuum.

209 (j) Act as a clearinghouse for collecting and disseminating  
210 information concerning the physician workforce and medical  
211 education continuum in this state.

212

213 The department may adopt rules to implement this subsection,  
214 including rules to establish guidelines to implement the federal  
215 Conrad 30 Waiver Program created under s. 214(1) of the  
216 Immigration and Nationality Act.

217 Section 2. Paragraph (a) of subsection (1) of section  
218 456.013, Florida Statutes, is amended to read:

219 456.013 Department; general licensing provisions.—

220 (1) (a) Any person desiring to be licensed in a profession  
221 within the jurisdiction of the department shall apply to the  
222 department in writing ~~to take the licensure examination~~. The  
223 application shall be made on a form prepared and furnished by  
224 the department. The application form must be available on the  
225 Internet, ~~World Wide Web~~ and the department may accept  
226 electronically submitted applications. The application shall  
227 require the social security number and date of birth of the  
228 applicant, except as provided in paragraphs (b) and (c). The  
229 form shall be supplemented as needed to reflect any material  
230 change in any circumstance or condition stated in the  
231 application which takes place between the initial filing of the  
232 application and the final grant or denial of the license and



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233 which might affect the decision of the department. If an  
234 application is submitted electronically, the department may  
235 require supplemental materials, including an original signature  
236 of the applicant and verification of credentials, to be  
237 submitted in a nonelectronic format. An incomplete application  
238 shall expire 1 year after initial filing. In order to further  
239 the economic development goals of the state, and notwithstanding  
240 any law to the contrary, the department may enter into an  
241 agreement with the county tax collector for the purpose of  
242 appointing the county tax collector as the department's agent to  
243 accept applications for licenses and applications for renewals  
244 of licenses. The agreement must specify the time within which  
245 the tax collector must forward any applications and accompanying  
246 application fees to the department.

247 Section 3. Section 458.3312, Florida Statutes, is amended  
248 to read:

249 458.3312 Specialties.—A physician licensed under this  
250 chapter may not hold himself or herself out as a board-certified  
251 specialist unless the physician has received formal recognition  
252 as a specialist from a specialty board of the American Board of  
253 Medical Specialties or other recognizing agency that has been  
254 approved by the board. However, a physician may indicate the  
255 services offered and may state that his or her practice is  
256 limited to one or more types of services when this accurately  
257 reflects the scope of practice of the physician. ~~A physician may  
258 not hold himself or herself out as a board-certified specialist  
259 in dermatology unless the recognizing agency, whether authorized  
260 in statute or by rule, is triennially reviewed and reauthorized  
261 by the Board of Medicine.~~

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262 Section 4. Subsection (1) of section 459.0055, Florida  
263 Statutes, is amended to read:

264 459.0055 General licensure requirements.—

265 (1) Except as otherwise provided herein, any person  
266 desiring to be licensed or certified as an osteopathic physician  
267 pursuant to this chapter shall:

268 (a) Complete an application form and submit the appropriate  
269 fee to the department;

270 (b) Be at least 21 years of age;

271 (c) Be of good moral character;

272 (d) Have completed at least 3 years of preprofessional  
273 postsecondary education;

274 (e) Have not previously committed any act that would  
275 constitute a violation of this chapter, unless the board  
276 determines that such act does not adversely affect the  
277 applicant's present ability and fitness to practice osteopathic  
278 medicine;

279 (f) Not be under investigation in any jurisdiction for an  
280 act that would constitute a violation of this chapter. If, upon  
281 completion of such investigation, it is determined that the  
282 applicant has committed an act that would constitute a violation  
283 of this chapter, the applicant is ineligible for licensure  
284 unless the board determines that such act does not adversely  
285 affect the applicant's present ability and fitness to practice  
286 osteopathic medicine;

287 (g) Have not had an application for a license to practice  
288 osteopathic medicine denied or a license to practice osteopathic  
289 medicine revoked, suspended, or otherwise acted against by the  
290 licensing authority of any jurisdiction unless the board

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291 determines that the grounds on which such action was taken do  
292 not adversely affect the applicant's present ability and fitness  
293 to practice osteopathic medicine. A licensing authority's  
294 acceptance of a physician's relinquishment of license,  
295 stipulation, consent order, or other settlement, offered in  
296 response to or in anticipation of the filing of administrative  
297 charges against the osteopathic physician, shall be considered  
298 action against the osteopathic physician's license;

299 (h) Not have received less than a satisfactory evaluation  
300 from an internship, residency, or fellowship training program,  
301 unless the board determines that such act does not adversely  
302 affect the applicant's present ability and fitness to practice  
303 osteopathic medicine. Such evaluation shall be provided by the  
304 director of medical education from the medical training  
305 facility;

306 (i) Have met the criteria set forth in s. 459.0075, s.  
307 459.0077, or s. 459.021, whichever is applicable;

308 (j) Submit to the department a set of fingerprints on a  
309 form and under procedures specified by the department, along  
310 with a payment in an amount equal to the costs incurred by the  
311 Department of Health for the criminal background check of the  
312 applicant;

313 (k) Demonstrate that he or she is a graduate of a medical  
314 college recognized and approved by the American Osteopathic  
315 Association;

316 (l) Demonstrate that she or he has successfully completed  
317 an internship or residency ~~a resident internship~~ of not less  
318 than 12 months in a program accredited ~~hospital approved~~ for  
319 this purpose by ~~the Board of Trustees of~~ the American

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320 Osteopathic Association or the Accreditation Council for  
321 Graduate Medical Education ~~any other internship program approved~~  
322 ~~by the board upon a showing of good cause by the applicant.~~ This  
323 requirement may be waived for an applicant who matriculated in a  
324 college of osteopathic medicine during or before 1948; and

325 (m) Demonstrate that she or he has obtained a passing  
326 score, as established by rule of the board, on all parts of the  
327 examination conducted by the National Board of Osteopathic  
328 Medical Examiners or other examination approved by the board no  
329 more than 5 years before making application in this state or, if  
330 holding a valid active license in another state, that the  
331 initial licensure in the other state occurred no more than 5  
332 years after the applicant obtained a passing score on the  
333 examination conducted by the National Board of Osteopathic  
334 Medical Examiners or other substantially similar examination  
335 approved by the board.

336 Section 5. Subsection (1) of section 460.408, Florida  
337 Statutes, is amended to read:

338 460.408 Continuing chiropractic education.—

339 (1) The board shall require licensees to periodically  
340 demonstrate their professional competence as a condition of  
341 renewal of a license by completing up to 40 contact classroom  
342 hours of continuing education. For purposes of this subsection,  
343 the term "contact classroom hour" means a presentation in which  
344 the persons presenting and the persons attending the course are  
345 present on site. Up to 10 general credit continuing education  
346 hours may be completed online in place of contact classroom  
347 hours, as determined by board rule. Online continuing education  
348 courses must be competency-based and must use the Shareable

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349 Content Objective Reference Model standard or more stringent  
350 standards, as determined by the board.

351 (a) Continuing education courses sponsored by chiropractic  
352 colleges whose graduates are eligible for examination under ~~any~~  
353 ~~provision of~~ this chapter may be approved upon review by the  
354 board if all other requirements of board rules setting forth  
355 criteria for course approval are met.

356 (b) The board shall approve those courses that build upon  
357 the basic courses required for the practice of chiropractic  
358 medicine, ~~and the board~~ may also approve courses in adjunctive  
359 modalities. Courses that consist of instruction in the use,  
360 application, prescription, recommendation, or administration of  
361 a specific company's brand of products or services are not  
362 eligible for approval.

363 Section 6. Section 460.4166, Florida Statutes, is repealed.

364 Section 7. Section 464.202, Florida Statutes, is amended to  
365 read:

366 464.202 Duties and powers of the board.—The board shall  
367 maintain, or contract with or approve another entity to  
368 maintain, a state registry of certified nursing assistants. The  
369 registry must consist of the name of each certified nursing  
370 assistant in this state; other identifying information defined  
371 by board rule; certification status; the effective date of  
372 certification; other information required by state or federal  
373 law; information regarding any crime or any abuse, neglect, or  
374 exploitation as provided under chapter 435; and any disciplinary  
375 action taken against the certified nursing assistant. The  
376 registry shall be accessible to the public, the  
377 certificateholder, employers, and other state agencies. The

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378 board shall adopt by rule testing procedures for use in  
379 certifying nursing assistants and shall adopt rules regulating  
380 the practice of certified nursing assistants, including  
381 disciplinary procedures and standards of practice, and  
382 specifying the scope of practice authorized and the level of  
383 supervision required for the practice of certified nursing  
384 assistants. The board may contract with or approve another  
385 entity or organization to provide the examination services,  
386 including the development and administration of examinations.  
387 The board shall require that the contract provider offer  
388 certified nursing assistant applications via the Internet, and  
389 may require the contract provider to accept certified nursing  
390 assistant applications for processing via the Internet. The  
391 board shall require the contract provider to provide the  
392 preliminary results of the certified nursing examination on the  
393 date the test is administered. The provider shall pay all  
394 reasonable costs and expenses incurred by the board in  
395 evaluating the provider's application and performance during the  
396 delivery of services, including examination services and  
397 procedures for maintaining the certified nursing assistant  
398 registry.

399 Section 8. Paragraph (c) of subsection (1) of section  
400 464.203, Florida Statutes, is amended to read:

401 464.203 Certified nursing assistants; certification  
402 requirement.—

403 (1) The board shall issue a certificate to practice as a  
404 certified nursing assistant to any person who demonstrates a  
405 minimum competency to read and write and successfully passes the  
406 required background screening pursuant to s. 400.215. If the

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407 person has successfully passed the required background screening  
408 pursuant to s. 400.215 or s. 408.809 within 90 days before  
409 applying for a certificate to practice and the person's  
410 background screening results are not retained in the  
411 clearinghouse created under s. 435.12, the board shall waive the  
412 requirement that the applicant successfully pass an additional  
413 background screening pursuant to s. 400.215. The person must  
414 also meet one of the following requirements:

415 (c) Is currently certified in another state or territory of  
416 the United States or in the District of Columbia; is listed on  
417 that jurisdiction's ~~state's~~ certified nursing assistant  
418 registry; and has not been found to have committed abuse,  
419 neglect, or exploitation in that jurisdiction ~~state~~.

420 Section 9. Paragraph (b) of subsection (1) of section  
421 464.204, Florida Statutes, is amended to read:

422 464.204 Denial, suspension, or revocation of certification;  
423 disciplinary actions.-

424 (1) The following acts constitute grounds for which the  
425 board may impose disciplinary sanctions as specified in  
426 subsection (2):

427 (b) ~~Intentionally~~ Violating any provision of this chapter,  
428 chapter 456, or the rules adopted by the board.

429 Section 10. Paragraph (b) of subsection (3) and subsection  
430 (4) of section 466.006, Florida Statutes, are amended to read:

431 466.006 Examination of dentists.-

432 (3) If an applicant is a graduate of a dental college or  
433 school not accredited in accordance with paragraph (2)(b) or of  
434 a dental college or school not approved by the board, the  
435 applicant is not entitled to take the examinations required in

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436 this section to practice dentistry until she or he satisfies one  
437 of the following:

438 (b) Submits proof of having successfully completed at least  
439 2 consecutive academic years at a full-time supplemental general  
440 dentistry program accredited by the American Dental Association  
441 Commission on Dental Accreditation. This program must provide  
442 didactic and clinical education at the level of a D.D.S. or  
443 D.M.D. program accredited by the American Dental Association  
444 Commission on Dental Accreditation. For purposes of this  
445 paragraph, a supplemental general dentistry program does not  
446 include an advanced education program in a dental specialty.

447 (4) Notwithstanding any other provision of law in chapter  
448 456 pertaining to the clinical dental licensure examination or  
449 national examinations, to be licensed as a dentist in this  
450 state, an applicant must successfully complete both of the  
451 following:

452 (a) A written examination on the laws and rules of the  
453 state regulating the practice of dentistry.~~7~~

454 (b)~~1.~~ A practical or clinical examination, which must ~~shall~~  
455 be the American Dental Licensing Examination produced by the  
456 American Board of Dental Examiners, Inc., or its successor  
457 entity, if any, that is administered in this state ~~and graded by~~  
458 ~~dentists licensed in this state and employed by the department~~  
459 ~~for just such purpose~~, provided that the board has attained, and  
460 continues to maintain thereafter, representation on the board of  
461 directors of the American Board of Dental Examiners, the  
462 examination development committee of the American Board of  
463 Dental Examiners, and such other committees of the American  
464 Board of Dental Examiners as the board deems appropriate by rule



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465 to assure that the standards established herein are maintained  
466 organizationally. A passing score on the American Dental  
467 Licensing Examination administered in this state ~~and graded by~~  
468 ~~dentists who are licensed in this state~~ is valid for 365 days  
469 after the date the official examination results are published.

470 1.2.a. As an alternative to such practical or clinical  
471 examination ~~the requirements of subparagraph 1.~~, an applicant  
472 may submit scores from an American Dental Licensing Examination  
473 previously administered in a jurisdiction other than this state  
474 after October 1, 2011, and such examination results shall be  
475 recognized as valid for the purpose of licensure in this state.  
476 A passing score on the American Dental Licensing Examination  
477 administered out-of-state shall be the same as the passing score  
478 for the American Dental Licensing Examination administered in  
479 this state ~~and graded by dentists who are licensed in this~~  
480 ~~state~~. The examination results are valid for 365 days after the  
481 date the official examination results are published. The  
482 applicant must have completed the examination after October 1,  
483 2011.

484 ~~b.~~ This subparagraph may not be given retroactive  
485 application.

486 2.3. If the date of an applicant's passing American Dental  
487 Licensing Examination scores from an examination previously  
488 administered in a jurisdiction other than this state under  
489 subparagraph 1. ~~subparagraph 2.~~ is older than 365 days, ~~then~~  
490 such scores are ~~shall nevertheless be recognized as~~ valid for  
491 the purpose of licensure in this state, but only if the  
492 applicant demonstrates that all of the following additional  
493 standards have been met:

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494 a.~~(I)~~ The applicant completed the American Dental Licensing  
495 Examination after October 1, 2011.

496 ~~(II)~~ This sub-subparagraph may not be given retroactive  
497 application;

498 b. The applicant graduated from a dental school accredited  
499 by the American Dental Association Commission on Dental  
500 Accreditation or its successor entity, if any, or any other  
501 dental accrediting organization recognized by the United States  
502 Department of Education. Provided, however, if the applicant did  
503 not graduate from such a dental school, the applicant may submit  
504 proof of having successfully completed a full-time supplemental  
505 general dentistry program accredited by the American Dental  
506 Association Commission on Dental Accreditation of at least 2  
507 consecutive academic years at such accredited sponsoring  
508 institution. Such program must provide didactic and clinical  
509 education at the level of a D.D.S. or D.M.D. program accredited  
510 by the American Dental Association Commission on Dental  
511 Accreditation. For purposes of this paragraph, a supplemental  
512 general dentistry program does not include an advanced education  
513 program in a dental specialty;

514 c. The applicant currently possesses a valid and active  
515 dental license in good standing, with no restriction, which has  
516 never been revoked, suspended, restricted, or otherwise  
517 disciplined, from another state or territory of the United  
518 States, the District of Columbia, or the Commonwealth of Puerto  
519 Rico;

520 d. The applicant submits proof that he or she has never  
521 been reported to the National Practitioner Data Bank, the  
522 Healthcare Integrity and Protection Data Bank, or the American

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523 Association of Dental Boards Clearinghouse. This sub-  
524 subparagraph does not apply if the applicant successfully  
525 appealed to have his or her name removed from the data banks of  
526 these agencies;

527 e. (I) (A) ~~In the 5 years immediately preceding the date of~~  
528 ~~application for licensure in this state,~~ The applicant submits  
529 ~~must submit~~ proof of having been consecutively engaged in the  
530 full-time practice of dentistry in another state or territory of  
531 the United States, the District of Columbia, or the Commonwealth  
532 of Puerto Rico in the 5 years immediately preceding the date of  
533 application for licensure in this state; ~~or~~

534 (B) If the applicant has been licensed in another state or  
535 territory of the United States, the District of Columbia, or the  
536 Commonwealth of Puerto Rico for less than 5 years, the applicant  
537 submits ~~must submit~~ proof of having been engaged in the full-  
538 time practice of dentistry since the date of his or her initial  
539 licensure.

540 (II) As used in this section, "full-time practice" is  
541 defined as a minimum of 1,200 hours per year for each and every  
542 year in the consecutive 5-year period or, where applicable, the  
543 period since initial licensure, and must include any combination  
544 of the following:

545 (A) Active clinical practice of dentistry providing direct  
546 patient care.

547 (B) Full-time practice as a faculty member employed by a  
548 dental or dental hygiene school approved by the board or  
549 accredited by the American Dental Association Commission on  
550 Dental Accreditation.

551 (C) Full-time practice as a student at a postgraduate

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552 dental education program approved by the board or accredited by  
553 the American Dental Association Commission on Dental  
554 Accreditation.

555 (III) The board shall develop rules to determine what type  
556 of proof of full-time practice is required and to recoup the  
557 cost to the board of verifying full-time practice under this  
558 section. Such proof must, at a minimum, be:

559 (A) Admissible as evidence in an administrative proceeding;

560 (B) Submitted in writing;

561 (C) Submitted by the applicant under oath with penalties of  
562 perjury attached;

563 (D) Further documented by an affidavit of someone unrelated  
564 to the applicant who is familiar with the applicant's practice  
565 and testifies with particularity that the applicant has been  
566 engaged in full-time practice; and

567 (E) Specifically found by the board to be both credible and  
568 admissible.

569 (IV) An affidavit of only the applicant is not acceptable  
570 proof of full-time practice unless it is further attested to by  
571 someone unrelated to the applicant who has personal knowledge of  
572 the applicant's practice. If the board deems it necessary to  
573 assess credibility or accuracy, the board may require the  
574 applicant or the applicant's witnesses to appear before the  
575 board and give oral testimony under oath;

576 f. The applicant submits ~~must submit~~ documentation that he  
577 or she has completed, or will complete, prior to licensure in  
578 this state, continuing education equivalent to this state's  
579 requirements for the last full reporting biennium;

580 g. The applicant proves ~~must prove~~ that he or she has never

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581 been convicted of, or pled nolo contendere to, regardless of  
582 adjudication, any felony or misdemeanor related to the practice  
583 of a health care profession in any jurisdiction;

584 h. The applicant has ~~must~~ successfully passed ~~pass~~ a  
585 written examination on the laws and rules of this state  
586 regulating the practice of dentistry and ~~must successfully pass~~  
587 the computer-based diagnostic skills examination; and

588 i. The applicant submits ~~must submit~~ documentation that he  
589 or she has successfully completed the applicable examination  
590 administered by the Joint Commission on National Dental  
591 Examinations or its successor organization ~~National Board of~~  
592 ~~Dental Examiners dental examination.~~

593 Section 11. Paragraph (b) of subsection (4) and paragraph  
594 (a) of subsection (6) of section 466.007, Florida Statutes, are  
595 amended to read:

596 466.007 Examination of dental hygienists.—

597 (4) Effective July 1, 2012, to be licensed as a dental  
598 hygienist in this state, an applicant must successfully complete  
599 the following:

600 (b) A practical or clinical examination approved by the  
601 board. The examination shall be the Dental Hygiene Examination  
602 produced by the American Board of Dental Examiners, Inc. (ADEX)  
603 or its successor entity, if any, if the board finds that the  
604 successor entity's clinical examination meets or exceeds the  
605 provisions of this section. The board shall approve the ADEX  
606 Dental Hygiene Examination if the board has attained and  
607 continues to maintain representation on the ADEX House of  
608 Representatives, the ADEX Dental Hygiene Examination Development  
609 Committee, and such other ADEX Dental Hygiene committees as the

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610 board deems appropriate through rulemaking to ensure that the  
611 standards established in this section are maintained  
612 organizationally. The ADEX Dental Hygiene Examination or the  
613 examination produced by its successor entity is a comprehensive  
614 examination in which an applicant must demonstrate skills within  
615 the dental hygiene scope of practice on a live patient and any  
616 other components that the board deems necessary for the  
617 applicant to successfully demonstrate competency for the purpose  
618 of licensure. ~~The ADEX Dental Hygiene Examination or the~~  
619 ~~examination by the successor entity administered in this state~~  
620 ~~shall be graded by dentists and dental hygienists licensed in~~  
621 ~~this state who are employed by the department for this purpose.~~

622 (6) (a) A passing score on the ADEX Dental Hygiene  
623 Examination administered out of state must ~~shall~~ be considered  
624 the same as a passing score for the ADEX Dental Hygiene  
625 Examination administered in this state ~~and graded by licensed~~  
626 ~~dentists and dental hygienists.~~

627 Section 12. Subsections (9) through (15) are added to  
628 section 466.017, Florida Statutes, to read:

629 466.017 Prescription of drugs; anesthesia.-

630 (9) Any adverse incident that occurs in an office  
631 maintained by a dentist must be reported to the department. The  
632 required notification to the department must be submitted in  
633 writing by certified mail and postmarked within 48 hours after  
634 the incident occurs.

635 (10) A dentist practicing in this state must notify the  
636 board in writing by certified mail within 48 hours after any  
637 adverse incident that occurs in the dentist's outpatient  
638 facility. A complete written report must be filed with the board

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639 within 30 days after the incident occurs.

640 (11) Any certified registered dental hygienist  
641 administering local anesthesia must notify the board in writing  
642 by registered mail within 48 hours of any adverse incident that  
643 was related to or the result of the administration of local  
644 anesthesia. A complete written report must be filed with the  
645 board within 30 days after the mortality or other adverse  
646 incident.

647 (12) A failure by the dentist or dental hygienist to timely  
648 and completely comply with all the reporting requirements in  
649 this section is the basis for disciplinary action by the board  
650 pursuant to s. 466.028(1).

651 (13) The department shall review each adverse incident and  
652 determine whether it involved conduct by a health care  
653 professional subject to disciplinary action, in which case s.  
654 456.073 applies. Disciplinary action, if any, shall be taken by  
655 the board under which the health care professional is licensed.

656 (14) As used in subsections (9)-(13), the term "adverse  
657 incident" means any mortality that occurs during or as the  
658 result of a dental procedure, or an incident that results in a  
659 temporary or permanent physical or mental injury that requires  
660 hospitalization or emergency room treatment of a dental patient  
661 which occurs during or as a direct result of the use of general  
662 anesthesia, deep sedation, moderate sedation, pediatric moderate  
663 sedation, oral sedation, minimal sedation (anxiolysis), nitrous  
664 oxide, or local anesthesia.

665 (15) The board may adopt rules to administer this section.

666 Section 13. Section 466.031, Florida Statutes, is amended  
667 to read:

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668           466.031 "Dental laboratory" defined.—As used in this  
669 chapter, the term "dental laboratory" ~~as used in this chapter:~~  
670           ~~(1)~~ includes any person, firm, or corporation that ~~who~~  
671 performs for a fee of any kind, gratuitously, or otherwise,  
672 directly or through an agent or an employee, by any means or  
673 method, or ~~who in any way~~ supplies or manufactures artificial  
674 substitutes for the natural teeth; ~~or who~~ furnishes, supplies,  
675 constructs, or reproduces or repairs any prosthetic denture,  
676 bridge, or appliance to be worn in the human mouth; provides  
677 onsite consultation during dental procedures; or ~~who~~ in any way  
678 represents ~~holds~~ itself ~~out~~ as a dental laboratory.

679           ~~(2)~~ The term does not include a ~~Excludes any~~ dental  
680 laboratory technician who constructs or repairs dental  
681 prosthetic appliances in the office of a licensed dentist  
682 exclusively for that ~~such~~ dentist ~~only~~ and under her or his  
683 supervision and work order.

684           Section 14. Section 466.036, Florida Statutes, is amended  
685 to read:

686           466.036 Information; periodic inspections; equipment and  
687 supplies.—The department may require from the applicant for a  
688 registration certificate to operate a dental laboratory any  
689 information necessary to carry out the purpose of this chapter,  
690 including proof that the applicant has the equipment and  
691 supplies necessary to operate as determined by rule of the  
692 department, and shall require periodic inspection of all dental  
693 laboratories operating in this state at least once each biennial  
694 registration period. Such inspections must ~~shall~~ include, but  
695 need not be limited to, inspection of sanitary conditions,  
696 equipment, supplies, and facilities on the premises. The



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697 department shall specify dental equipment and supplies that are  
698 not allowed ~~permitted~~ in a registered dental laboratory.

699 Section 15. Subsection (1) of section 468.701, Florida  
700 Statutes, is amended to read:

701 468.701 Definitions.—As used in this part, the term:

702 (1) "Athletic trainer" means a person licensed under this  
703 part who has met the requirements of ~~under~~ this part, including  
704 the education requirements established ~~as set forth~~ by the  
705 Commission on Accreditation of Athletic Training Education or  
706 its successor organization and necessary credentials from the  
707 Board of Certification. ~~An individual who is licensed as an  
708 athletic trainer may not provide, offer to provide, or represent  
709 that he or she is qualified to provide any care or services that  
710 he or she lacks the education, training, or experience to  
711 provide, or that he or she is otherwise prohibited by law from  
712 providing.~~

713 Section 16. Section 468.707, Florida Statutes, is amended  
714 to read:

715 468.707 Licensure requirements.—Any person desiring to be  
716 licensed as an athletic trainer shall apply to the department on  
717 a form approved by the department. An applicant shall also  
718 provide records or other evidence, as determined by the board,  
719 to prove he or she has met the requirements of this section. The  
720 department shall license each applicant who:

721 (1) Has completed the application form and remitted the  
722 required fees.

723 (2) ~~For a person who applies on or after July 1, 2016,~~ Has  
724 submitted to background screening pursuant to s. 456.0135. The  
725 board may require a background screening for an applicant whose

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726 license has expired or who is undergoing disciplinary action.

727       (3) (a) Has obtained, at a minimum, a baccalaureate ~~or~~  
728 ~~higher~~ degree from a college or university professional athletic  
729 training degree program accredited by the Commission on  
730 Accreditation of Athletic Training Education or its successor  
731 organization recognized and approved by the United States  
732 Department of Education or the Commission on Recognition of  
733 Postsecondary Accreditation, approved by the board, or  
734 recognized by the Board of Certification, and has passed the  
735 national examination to be certified by the Board of  
736 Certification; or-

737       (b) ~~(4)~~ Has obtained, at a minimum, a bachelor's degree, has  
738 completed the Board of Certification internship requirements,  
739 and ~~If graduated before 2004,~~ has a current certification from  
740 the Board of Certification.

741       (4) ~~(5)~~ Has current certification in both cardiopulmonary  
742 resuscitation and the use of an automated external defibrillator  
743 set forth in the continuing education requirements as determined  
744 by the board pursuant to s. 468.711.

745       (5) ~~(6)~~ Has completed any other requirements as determined  
746 by the department and approved by the board.

747       Section 17. Subsection (3) of section 468.711, Florida  
748 Statutes, is amended to read:

749       468.711 Renewal of license; continuing education.—

750       (3) If initially licensed after January 1, 1998, the  
751 licensee must be currently certified by the Board of  
752 Certification or its successor agency and maintain that  
753 certification in good standing without lapse.

754       Section 18. Section 468.713, Florida Statutes, is amended

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755 to read:

756 468.713 Responsibilities of athletic trainers.—

757 (1) An athletic trainer shall practice under the direction  
758 of a physician licensed under chapter 458, chapter 459, chapter  
759 460, or otherwise authorized by Florida law to practice  
760 medicine. The physician shall communicate his or her direction  
761 through oral or written prescriptions or protocols as deemed  
762 appropriate by the physician for the provision of services and  
763 care by the athletic trainer. An athletic trainer shall provide  
764 service or care in the manner dictated by the physician.

765 (2) An athletic trainer shall work within his or her  
766 allowable scope of practice as specified in board rule under s.  
767 468.705. An athletic trainer may not provide, offer to provide,  
768 or represent that he or she is qualified to provide any care or  
769 services that he or she lacks the education, training, or  
770 experience to provide, or that he or she is otherwise prohibited  
771 by law from providing.

772 Section 19. Subsection (2) of section 468.723, Florida  
773 Statutes, is amended to read:

774 468.723 Exemptions.—This part does not prohibit ~~prevent~~ or  
775 restrict:

776 (2) An athletic training student acting under the direct  
777 supervision of a licensed athletic trainer. For purposes of this  
778 subsection, "direct supervision" means the physical presence of  
779 an athletic trainer so that the athletic trainer is immediately  
780 available to the athletic training student and able to intervene  
781 on behalf of the athletic training student. The supervision must  
782 comply with board rule ~~in accordance with the standards set~~  
783 ~~forth by the Commission on Accreditation of Athletic Training~~

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784 ~~Education or its successor.~~

785 Section 20. Subsections (1), (3), and (4) of section  
786 468.803, Florida Statutes, are amended to read:

787 468.803 License, registration, and examination  
788 requirements.—

789 (1) The department shall issue a license to practice  
790 orthotics, prosthetics, or pedorthics, or a registration for a  
791 resident to practice orthotics or prosthetics, to qualified  
792 applicants. Licenses to practice ~~shall be granted independently~~  
793 ~~in~~ orthotics, prosthetics, or pedorthics shall be granted  
794 independently, but a person may be licensed in more than one  
795 such discipline, and a prosthetist-orthotist license may be  
796 granted to persons meeting the requirements for licensure both  
797 as a prosthetist and as an orthotist ~~license~~. Registrations to  
798 practice ~~shall be granted independently in~~ orthotics or  
799 prosthetics shall be granted independently, and a person may be  
800 registered in both disciplines ~~fields~~ at the same time or  
801 jointly in orthotics and prosthetics as a dual registration.

802 (3) A person seeking to attain the ~~required~~ orthotics or  
803 prosthetics experience required for licensure in this state must  
804 be approved by the board and registered as a resident by the  
805 department. Although a registration may be held in both  
806 disciplines ~~practice fields~~, for independent registrations the  
807 board may ~~shall~~ not approve a second registration for ~~until~~ at  
808 least 1 year after the issuance of the first registration.  
809 Notwithstanding subsection (2), a person ~~an applicant~~ who has  
810 been approved by the board and registered by the department in  
811 one discipline ~~practice field~~ may apply for registration in the  
812 second discipline ~~practice field~~ without an additional state or

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813 national criminal history check during the period in which the  
814 first registration is valid. Each independent registration or  
815 dual registration is valid for 2 years after ~~from~~ the date of  
816 issuance unless otherwise revoked by the department upon  
817 recommendation of the board. The board shall set a registration  
818 fee not to exceed \$500 to be paid by the applicant. A  
819 registration may be renewed once by the department upon  
820 recommendation of the board for a period no longer than 1 year,  
821 as such renewal is defined by the board by rule. The  
822 ~~registration~~ renewal fee may ~~shall~~ not exceed one-half the  
823 current registration fee. To be considered by the board for  
824 approval of registration as a resident, the applicant must have  
825 one of the following:

826 (a) A Bachelor of Science or higher-level postgraduate  
827 degree in Orthotics and Prosthetics from a regionally accredited  
828 college or university recognized by the Commission on  
829 Accreditation of Allied Health Education Programs. ~~or, at~~

830 (b) A minimum ~~7~~ of a bachelor's degree from a regionally  
831 accredited college or university and a certificate in orthotics  
832 or prosthetics from a program recognized by the Commission on  
833 Accreditation of Allied Health Education Programs, or its  
834 equivalent, as determined by the board. ~~;~~ ~~or~~

835 (c) A minimum of a bachelor's degree from a regionally  
836 accredited college or university and a dual certificate in both  
837 orthotics and prosthetics from programs recognized by the  
838 Commission on Accreditation of Allied Health Education Programs,  
839 or its equivalent, as determined by the board.

840 ~~(b) A Bachelor of Science or higher-level postgraduate~~  
841 ~~degree in Orthotics and Prosthetics from a regionally accredited~~

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842 ~~college or university recognized by the Commission on~~  
843 ~~Accreditation of Allied Health Education Programs or, at a~~  
844 ~~minimum, a bachelor's degree from a regionally accredited~~  
845 ~~college or university and a certificate in prosthetics from a~~  
846 ~~program recognized by the Commission on Accreditation of Allied~~  
847 ~~Health Education Programs, or its equivalent, as determined by~~  
848 ~~the board.~~

849 (4) The department may develop and administer a state  
850 examination for an orthotist or a prosthetist license, or the  
851 board may approve the existing examination of a national  
852 standards organization. The examination must be predicated on a  
853 minimum of a baccalaureate-level education and formalized  
854 specialized training in the appropriate field. Each examination  
855 must demonstrate a minimum level of competence in basic  
856 scientific knowledge, written problem solving, and practical  
857 clinical patient management. The board shall require an  
858 examination fee not to exceed the actual cost to the board in  
859 developing, administering, and approving the examination, which  
860 fee must be paid by the applicant. To be considered by the board  
861 for examination, the applicant must have:

862 (a) For an examination in orthotics:

863 1. A Bachelor of Science or higher-level postgraduate  
864 degree in Orthotics and Prosthetics from a regionally accredited  
865 college or university recognized by the Commission on  
866 Accreditation of Allied Health Education Programs or, at a  
867 minimum, a bachelor's degree from a regionally accredited  
868 college or university and a certificate in orthotics from a  
869 program recognized by the Commission on Accreditation of Allied  
870 Health Education Programs, or its equivalent, as determined by

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871 the board; and

872 2. An approved orthotics internship of 1 year of qualified  
873 experience, as determined by the board, or an orthotic residency  
874 or dual residency program recognized by the board.

875 (b) For an examination in prosthetics:

876 1. A Bachelor of Science or higher-level postgraduate  
877 degree in Orthotics and Prosthetics from a regionally accredited  
878 college or university recognized by the Commission on  
879 Accreditation of Allied Health Education Programs or, at a  
880 minimum, a bachelor's degree from a regionally accredited  
881 college or university and a certificate in prosthetics from a  
882 program recognized by the Commission on Accreditation of Allied  
883 Health Education Programs, or its equivalent, as determined by  
884 the board; and

885 2. An approved prosthetics internship of 1 year of  
886 qualified experience, as determined by the board, or a  
887 prosthetic residency or dual residency program recognized by the  
888 board.

889 Section 21. Subsection (5) of section 480.033, Florida  
890 Statutes, is amended to read:

891 480.033 Definitions.—As used in this act:

892 (5) "Apprentice" means a person approved by the board to  
893 study colonic irrigation ~~massage~~ under the instruction of a  
894 licensed massage therapist practicing colonic irrigation.

895 Section 22. Subsections (1) and (2) of section 480.041,  
896 Florida Statutes, are amended, and subsection (8) is added to  
897 that section, to read:

898 480.041 Massage therapists; qualifications; licensure;  
899 endorsement.—

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900 (1) Any person is qualified for licensure as a massage  
901 therapist under this act who:

902 (a) Is at least 18 years of age or has received a high  
903 school diploma or high school equivalency diploma;

904 (b) Has completed a course of study at a board-approved  
905 massage school ~~or has completed an apprenticeship program~~ that  
906 meets standards adopted by the board; and

907 (c) Has received a passing grade on a national ~~an~~  
908 examination designated administered by the board ~~department~~.

909 (2) Every person desiring to be examined for licensure as a  
910 massage therapist shall apply to the department in writing upon  
911 forms prepared and furnished by the department. Such applicants  
912 are ~~shall be~~ subject to the provisions of s. 480.046(1).  
913 ~~Applicants may take an examination administered by the~~  
914 ~~department only upon meeting the requirements of this section as~~  
915 ~~determined by the board.~~

916 (8) A person issued a license as a massage apprentice  
917 before July 1, 2019, may continue that apprenticeship and  
918 perform massage therapy as permitted under that license until it  
919 expires. Upon completion of the apprenticeship, which must occur  
920 before July 1, 2022, a massage apprentice may apply to the board  
921 for full licensure and be granted a license if all other  
922 applicable licensure requirements are met.

923 Section 23. Section 480.042, Florida Statutes, is repealed.

924 Section 24. Subsection (3) of section 480.046, Florida  
925 Statutes, is amended, and subsection (5) is added to that  
926 section, to read:

927 480.046 Grounds for disciplinary action by the board.—

928 (3) The board may ~~shall have the power to~~ revoke or suspend



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929 the license of a massage establishment licensed under this act,  
930 or ~~to~~ deny subsequent licensure of such an establishment, if the  
931 establishment is owned by an individual or entity that owned  
932 another establishment whose license was revoked, upon a showing  
933 of proof that, ~~in either of the following cases:~~

934 (a) The current ~~Upon proof that~~ a license has been obtained  
935 by fraud or misrepresentation.

936 (b) ~~Upon proof that~~ The holder of the a license is guilty  
937 of fraud or deceit or of gross negligence, incompetency, or  
938 misconduct in the operation of the currently licensed  
939 establishment ~~so licensed~~.

940 (c) The owner of the massage establishment or any  
941 individual or individuals providing massage therapy services  
942 within the establishment, in the aggregate or individually, have  
943 had three convictions of, or pleas of guilty or nolo contendere  
944 to, or dismissals of a criminal action after a successful  
945 completion of a pretrial intervention, diversion, or substance  
946 abuse program for any misdemeanor or felony, regardless of  
947 adjudication, a crime in any jurisdiction related to  
948 prostitution and related acts as defined in s. 796.07, which  
949 occurred at or within the currently licensed establishment.

950 (5) An establishment that has been the subject of  
951 disciplinary action under this section may not apply for  
952 relicensure unless there is a change in ownership.

953 Section 25. Subsection (3) of section 490.003, Florida  
954 Statutes, is amended to read:

955 490.003 Definitions.—As used in this chapter:

956 (3) ~~(a) Prior to July 1, 1999, "doctoral-level psychological~~  
957 ~~education" and "doctoral degree in psychology" mean a Psy.D., an~~

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958 ~~Ed.D. in psychology, or a Ph.D. in psychology from:~~

959 ~~1. An educational institution which, at the time the~~  
960 ~~applicant was enrolled and graduated, had institutional~~  
961 ~~accreditation from an agency recognized and approved by the~~  
962 ~~United States Department of Education or was recognized as a~~  
963 ~~member in good standing with the Association of Universities and~~  
964 ~~Colleges of Canada; and~~

965 ~~2. A psychology program within that educational institution~~  
966 ~~which, at the time the applicant was enrolled and graduated, had~~  
967 ~~programmatically accreditation from an accrediting agency recognized~~  
968 ~~and approved by the United States Department of Education or was~~  
969 ~~comparable to such programs.~~

970 ~~(b) Effective July 1, 1999, "doctoral-level psychological~~  
971 ~~education" and "doctoral degree in psychology" mean a Psy.D., an~~  
972 ~~Ed.D. in psychology, or a Ph.D. in psychology from:~~

973 ~~1. a psychology program within an educational institution~~  
974 ~~that which, at the time the applicant was enrolled and~~  
975 ~~graduated, had institutional accreditation from an agency~~  
976 ~~recognized and approved by the United States Department of~~  
977 ~~Education or was recognized as a member in good standing with~~  
978 ~~the Association of Universities and Colleges of Canada. The~~  
979 ~~psychology program must have had; and~~

980 ~~2. A psychology program within that educational institution~~  
981 ~~which, at the time the applicant was enrolled and graduated, had~~  
982 ~~programmatically accreditation from the American Psychological~~  
983 ~~Association an agency recognized and approved by the United~~  
984 ~~States Department of Education.~~

985 Section 26. Paragraph (b) of subsection (1) and paragraph  
986 (b) of subsection (2) of section 490.005, Florida Statutes, are

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987 amended to read:

988 490.005 Licensure by examination.—

989 (1) Any person desiring to be licensed as a psychologist  
990 shall apply to the department to take the licensure examination.  
991 The department shall license each applicant who the board  
992 certifies has:

993 (b) Submitted proof satisfactory to the board that the  
994 applicant has:

995 1. Received doctoral-level psychological education, ~~as~~  
996 ~~defined in s. 490.003(3); or~~

997 2. Received the equivalent of a doctoral-level  
998 psychological education, as defined in s. 490.003(3), from a  
999 program at a school or university located outside the United  
1000 States of America ~~and Canada~~, which was officially recognized by  
1001 the government of the country in which it is located as an  
1002 institution or program to train students to practice  
1003 professional psychology. The applicant has the burden of  
1004 establishing that this requirement has ~~the requirements of this~~  
1005 ~~provision have been met shall be upon the applicant;~~

1006 ~~3. Received and submitted to the board, prior to July 1,~~  
1007 ~~1999, certification of an augmented doctoral-level psychological~~  
1008 ~~education from the program director of a doctoral-level~~  
1009 ~~psychology program accredited by a programmatic agency~~  
1010 ~~recognized and approved by the United States Department of~~  
1011 ~~Education; or~~

1012 ~~4. Received and submitted to the board, prior to August 31,~~  
1013 ~~2001, certification of a doctoral-level program that at the time~~  
1014 ~~the applicant was enrolled and graduated maintained a standard~~  
1015 ~~of education and training comparable to the standard of training~~

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1016 ~~of programs accredited by a programmatic agency recognized and~~  
1017 ~~approved by the United States Department of Education. Such~~  
1018 ~~certification of comparability shall be provided by the program~~  
1019 ~~director of a doctoral-level psychology program accredited by a~~  
1020 ~~programmatic agency recognized and approved by the United States~~  
1021 ~~Department of Education.~~

1022 (2) Any person desiring to be licensed as a school  
1023 psychologist shall apply to the department to take the licensure  
1024 examination. The department shall license each applicant who the  
1025 department certifies has:

1026 (b) Submitted satisfactory proof to the department that the  
1027 applicant:

1028 1. Has received a doctorate, specialist, or equivalent  
1029 degree from a program primarily psychological in nature and has  
1030 completed 60 semester hours or 90 quarter hours of graduate  
1031 study, in areas related to school psychology as defined by rule  
1032 of the department, from a college or university which at the  
1033 time the applicant was enrolled and graduated was accredited by  
1034 an accrediting agency recognized and approved by the Council for  
1035 Higher Education Accreditation or its successor organization  
1036 ~~Commission on Recognition of Postsecondary Accreditation~~ or from  
1037 an institution that ~~which is publicly recognized as~~ a member in  
1038 good standing with the Association of Universities and Colleges  
1039 of Canada.

1040 2. Has had a minimum of 3 years of experience in school  
1041 psychology, 2 years of which must be supervised by an individual  
1042 who is a licensed school psychologist or who has otherwise  
1043 qualified as a school psychologist supervisor, by education and  
1044 experience, as set forth by rule of the department. A doctoral

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1045 internship may be applied toward the supervision requirement.

1046 3. Has passed an examination provided by the department.

1047 Section 27. Subsection (1) of section 490.006, Florida  
1048 Statutes, is amended to read:

1049 490.006 Licensure by endorsement.—

1050 (1) The department shall license a person as a psychologist  
1051 or school psychologist who, upon applying to the department and  
1052 remitting the appropriate fee, demonstrates to the department  
1053 or, in the case of psychologists, to the board that the  
1054 applicant:

1055 ~~(a) Holds a valid license or certificate in another state~~  
1056 ~~to practice psychology or school psychology, as applicable,~~  
1057 ~~provided that, when the applicant secured such license or~~  
1058 ~~certificate, the requirements were substantially equivalent to~~  
1059 ~~or more stringent than those set forth in this chapter at that~~  
1060 ~~time; and, if no Florida law existed at that time, then the~~  
1061 ~~requirements in the other state must have been substantially~~  
1062 ~~equivalent to or more stringent than those set forth in this~~  
1063 ~~chapter at the present time;~~

1064 (a) ~~(b)~~ Is a diplomate in good standing with the American  
1065 Board of Professional Psychology, Inc.; or

1066 (b) ~~(c)~~ Possesses a doctoral degree in psychology ~~as~~  
1067 ~~described in s. 490.003~~ and has at least 10 ~~20~~ years of  
1068 experience as a licensed psychologist in any jurisdiction or  
1069 territory of the United States within the 25 years preceding the  
1070 date of application.

1071 Section 28. Subsection (6) of section 491.0045, Florida  
1072 Statutes, as amended by chapter 2016-80 and chapter 2016-241,  
1073 Laws of Florida, is amended to read:

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1074 491.0045 Intern registration; requirements.—

1075 (6) A registration issued on or before March 31, 2017,  
1076 expires March 31, 2022, and may not be renewed or reissued. Any  
1077 registration issued after March 31, 2017, expires 60 months  
1078 after the date it is issued. The board may make a one-time  
1079 exception from the requirements of this subsection in emergency  
1080 or hardship cases, as defined by board rule, if ~~A subsequent~~  
1081 intern registration may not be issued unless the candidate has  
1082 passed the theory and practice examination described in s.  
1083 491.005(1)(d), (3)(d), and (4)(d).

1084 Section 29. Subsections (3) and (4) of section 491.005,  
1085 Florida Statutes, are amended to read:

1086 491.005 Licensure by examination.—

1087 (3) MARRIAGE AND FAMILY THERAPY.—Upon verification of  
1088 documentation and payment of a fee not to exceed \$200, as set by  
1089 board rule, plus the actual cost of ~~to the department for~~ the  
1090 purchase of the examination from the Association of Marital and  
1091 Family Therapy Regulatory Board, or similar national  
1092 organization, the department shall issue a license as a marriage  
1093 and family therapist to an applicant who the board certifies:

1094 (a) Has submitted an application and paid the appropriate  
1095 fee.

1096 (b)1. Has a minimum of a master's degree with major  
1097 emphasis in marriage and family therapy~~7~~ or a closely related  
1098 field from a program accredited by the Commission on  
1099 Accreditation for Marriage and Family Therapy Education or from  
1100 a Florida university program accredited by the Council for  
1101 Accreditation of Counseling and Related Educational Programs~~7~~  
1102 and graduate courses approved by the Board of Clinical Social

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1103 Work, Marriage and Family Therapy, and Mental Health Counseling  
1104 ~~has completed all of the following requirements:~~

1105       a. ~~Thirty-six semester hours or 48 quarter hours of~~  
1106 ~~graduate coursework, which must include a minimum of 3 semester~~  
1107 ~~hours or 4 quarter hours of graduate-level course credits in~~  
1108 ~~each of the following nine areas: dynamics of marriage and~~  
1109 ~~family systems; marriage therapy and counseling theory and~~  
1110 ~~techniques; family therapy and counseling theory and techniques;~~  
1111 ~~individual human development theories throughout the life cycle;~~  
1112 ~~personality theory or general counseling theory and techniques;~~  
1113 ~~psychopathology; human sexuality theory and counseling~~  
1114 ~~techniques; psychosocial theory; and substance abuse theory and~~  
1115 ~~counseling techniques. Courses in research, evaluation,~~  
1116 ~~appraisal, assessment, or testing theories and procedures;~~  
1117 ~~thesis or dissertation work; or practicums, internships, or~~  
1118 ~~fieldwork may not be applied toward this requirement.~~

1119       b. ~~A minimum of one graduate-level course of 3 semester~~  
1120 ~~hours or 4 quarter hours in legal, ethical, and professional~~  
1121 ~~standards issues in the practice of marriage and family therapy~~  
1122 ~~or a course determined by the board to be equivalent.~~

1123       e. ~~A minimum of one graduate-level course of 3 semester~~  
1124 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~  
1125 ~~and testing for individual or interpersonal disorder or~~  
1126 ~~dysfunction; and a minimum of one 3-semester-hour or 4-quarter-~~  
1127 ~~hour graduate-level course in behavioral research which focuses~~  
1128 ~~on the interpretation and application of research data as it~~  
1129 ~~applies to clinical practice. Credit for thesis or dissertation~~  
1130 ~~work, practicums, internships, or fieldwork may not be applied~~  
1131 ~~toward this requirement.~~

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1132 ~~d. A minimum of one supervised clinical practicum,~~  
1133 ~~internship, or field experience in a marriage and family~~  
1134 ~~counseling setting, during which the student provided 180 direct~~  
1135 ~~client contact hours of marriage and family therapy services~~  
1136 ~~under the supervision of an individual who met the requirements~~  
1137 ~~for supervision under paragraph (c). This requirement may be met~~  
1138 ~~by a supervised practice experience which took place outside the~~  
1139 ~~academic arena, but which is certified as equivalent to a~~  
1140 ~~graduate-level practicum or internship program which required a~~  
1141 ~~minimum of 180 direct client contact hours of marriage and~~  
1142 ~~family therapy services currently offered within an academic~~  
1143 ~~program of a college or university accredited by an accrediting~~  
1144 ~~agency approved by the United States Department of Education, or~~  
1145 ~~an institution which is publicly recognized as a member in good~~  
1146 ~~standing with the Association of Universities and Colleges of~~  
1147 ~~Canada or a training institution accredited by the Commission on~~  
1148 ~~Accreditation for Marriage and Family Therapy Education~~  
1149 ~~recognized by the United States Department of Education.~~  
1150 ~~Certification shall be required from an official of such~~  
1151 ~~college, university, or training institution.~~

1152 2. If the course title that ~~which~~ appears on the  
1153 applicant's transcript does not clearly identify the content of  
1154 the coursework, the applicant shall ~~be required to~~ provide  
1155 additional documentation, including, but not limited to, a  
1156 syllabus or catalog description published for the course.

1157  
1158 The required master's degree must have been received in an  
1159 institution of higher education which, at the time the applicant  
1160 graduated, ~~was~~ fully accredited by a regional accrediting body



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1161 recognized by the Commission on Recognition of Postsecondary  
1162 Accreditation or publicly recognized as a member in good  
1163 standing with the Association of Universities and Colleges of  
1164 Canada, or an institution of higher education located outside  
1165 the United States and Canada, which, at the time the applicant  
1166 was enrolled and at the time the applicant graduated, maintained  
1167 a standard of training substantially equivalent to the standards  
1168 of training of those institutions in the United States which are  
1169 accredited by a regional accrediting body recognized by the  
1170 Commission on Recognition of Postsecondary Accreditation. Such  
1171 foreign education and training must have been received in an  
1172 institution or program of higher education officially recognized  
1173 by the government of the country in which it is located as an  
1174 institution or program to train students to practice as  
1175 professional marriage and family therapists or psychotherapists.  
1176 The applicant has the burden of establishing that the  
1177 requirements of this provision have been met ~~shall be upon the~~  
1178 ~~applicant,~~ and the board shall require documentation, such as ~~7~~  
1179 ~~but not limited to,~~ an evaluation by a foreign equivalency  
1180 determination service, as evidence that the applicant's graduate  
1181 degree program and education were equivalent to an accredited  
1182 program in this country. An applicant with a master's degree  
1183 from a program that ~~which~~ did not emphasize marriage and family  
1184 therapy may complete the coursework requirement in a training  
1185 institution fully accredited by the Commission on Accreditation  
1186 for Marriage and Family Therapy Education recognized by the  
1187 United States Department of Education.

1188 (c) Has had at least 2 years of clinical experience during  
1189 which 50 percent of the applicant's clients were receiving

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1190 marriage and family therapy services, which must be at the post-  
1191 master's level under the supervision of a licensed marriage and  
1192 family therapist with at least 5 years of experience, or the  
1193 equivalent, who is a qualified supervisor as determined by the  
1194 board. An individual who intends to practice in Florida to  
1195 satisfy the clinical experience requirements must register  
1196 pursuant to s. 491.0045 before commencing practice. If a  
1197 graduate has a master's degree with a major emphasis in marriage  
1198 and family therapy or a closely related field which ~~that~~ did not  
1199 include all of the coursework required by subparagraph (b)1.  
1200 ~~under sub-subparagraphs (b)1.a.-c.,~~ credit for the post-master's  
1201 level clinical experience may ~~shall~~ not commence until the  
1202 applicant has completed a minimum of 10 of the courses required  
1203 by subparagraph (b)1. ~~under sub-subparagraphs (b)1.a.-c.,~~ as  
1204 determined by the board, and at least 6 semester hours or 9  
1205 quarter hours of the course credits must have been completed in  
1206 the area of marriage and family systems, theories, or  
1207 techniques. Within the 2 ~~3~~ years of required experience, the  
1208 applicant shall provide direct individual, group, or family  
1209 therapy and counseling, ~~to include the following categories of~~  
1210 cases including those involving ~~+~~ unmarried dyads, married  
1211 couples, separating and divorcing couples, and family groups  
1212 that include ~~including~~ children. A doctoral internship may be  
1213 applied toward the clinical experience requirement. A licensed  
1214 mental health professional must be on the premises when clinical  
1215 services are provided by a registered intern in a private  
1216 practice setting.

1217 (d) Has passed a theory and practice examination provided  
1218 by the department ~~for this purpose.~~

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1219 (e) Has demonstrated, in a manner designated by board rule  
 1220 ~~of the board~~, knowledge of the laws and rules governing the  
 1221 practice of clinical social work, marriage and family therapy,  
 1222 and mental health counseling.

1223 ~~(f)~~

1224  
 1225 For the purposes of dual licensure, the department shall license  
 1226 as a marriage and family therapist any person who meets the  
 1227 requirements of s. 491.0057. Fees for dual licensure may ~~shall~~  
 1228 not exceed those stated in this subsection.

1229 (4) MENTAL HEALTH COUNSELING.—Upon verification of  
 1230 documentation and payment of a fee not to exceed \$200, as set by  
 1231 board rule, plus the actual per applicant cost of ~~to the~~  
 1232 ~~department for~~ purchase of the examination from the National  
 1233 Board for Certified Counselors or its successor Professional  
 1234 ~~Examination Service for the National Academy of Certified~~  
 1235 ~~Clinical Mental Health Counselors or a similar national~~  
 1236 organization, the department shall issue a license as a mental  
 1237 health counselor to an applicant who the board certifies:

1238 (a) Has submitted an application and paid the appropriate  
 1239 fee.

1240 (b)1. Has a minimum of an earned master's degree from a  
 1241 mental health counseling program accredited by the Council for  
 1242 the Accreditation of Counseling and Related Educational Programs  
 1243 that consists of at least 60 semester hours or 80 quarter hours  
 1244 of clinical and didactic instruction, including a course in  
 1245 human sexuality and a course in substance abuse. If the master's  
 1246 degree is earned from a program related to the practice of  
 1247 mental health counseling that is not accredited by the Council

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1248 for the Accreditation of Counseling and Related Educational  
1249 Programs, then the coursework and practicum, internship, or  
1250 fieldwork must consist of at least 60 semester hours or 80  
1251 quarter hours and meet all of the following requirements:

1252 a. Thirty-three semester hours or 44 quarter hours of  
1253 graduate coursework, which must include a minimum of 3 semester  
1254 hours or 4 quarter hours of graduate-level coursework in each of  
1255 the following 11 content areas: counseling theories and  
1256 practice; human growth and development; diagnosis and treatment  
1257 of psychopathology; human sexuality; group theories and  
1258 practice; individual evaluation and assessment; career and  
1259 lifestyle assessment; research and program evaluation; social  
1260 and cultural foundations; substance abuse; and legal, ethical,  
1261 and professional standards issues in the practice of mental  
1262 health counseling in community settings; and substance abuse.  
1263 Courses in research, thesis or dissertation work, practicums,  
1264 internships, or fieldwork may not be applied toward this  
1265 requirement.

1266 b. A minimum of 3 semester hours or 4 quarter hours of  
1267 graduate-level coursework addressing diagnostic processes,  
1268 including differential diagnosis and the use of the current  
1269 diagnostic tools, such as the current edition of the American  
1270 Psychiatric Association's Diagnostic and Statistical Manual of  
1271 Mental Disorders. The graduate program must have emphasized the  
1272 common core curricular experience in legal, ethical, and  
1273 professional standards issues in the practice of mental health  
1274 counseling, which includes goals, objectives, and practices of  
1275 professional counseling organizations, codes of ethics, legal  
1276 considerations, standards of preparation, certifications and

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1277 ~~licensing, and the role identity and professional obligations of~~  
1278 ~~mental health counselors. Courses in research, thesis or~~  
1279 ~~dissertation work, practicums, internships, or fieldwork may not~~  
1280 ~~be applied toward this requirement.~~

1281 c. The equivalent, as determined by the board, of at least  
1282 700 ~~1,000~~ hours of university-sponsored supervised clinical  
1283 practicum, internship, or field experience that includes at  
1284 least 280 hours of direct client services, as required in the  
1285 accrediting standards of the Council for Accreditation of  
1286 Counseling and Related Educational Programs for mental health  
1287 counseling programs. This experience may not be used to satisfy  
1288 the post-master's clinical experience requirement.

1289 2. Has provided additional documentation if a the course  
1290 title that ~~which~~ appears on the applicant's transcript does not  
1291 clearly identify the content of the coursework. ~~The applicant~~  
1292 ~~shall be required to provide additional documentation must~~  
1293 include, including, but is not limited to, a syllabus or catalog  
1294 description published for the course.

1295  
1296 Education and training in mental health counseling must have  
1297 been received in an institution of higher education that, which  
1298 at the time the applicant graduated, was ~~÷~~ fully accredited by a  
1299 regional accrediting body recognized by the Council for Higher  
1300 Education Accreditation or its successor organization or  
1301 ~~Commission on Recognition of Postsecondary Accreditation;~~  
1302 publicly recognized as a member in good standing with the  
1303 Association of Universities and Colleges of Canada, ÷ or an  
1304 institution of higher education located outside the United  
1305 States and Canada, ÷ which, at the time the applicant was enrolled

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1306 and at the time the applicant graduated, maintained a standard  
1307 of training substantially equivalent to the standards of  
1308 training of those institutions in the United States which are  
1309 accredited by a regional accrediting body recognized by the  
1310 Council for Higher Education Accreditation or its successor  
1311 organization ~~Commission on Recognition of Postsecondary~~  
1312 ~~Accreditation~~. Such foreign education and training must have  
1313 been received in an institution or program of higher education  
1314 officially recognized by the government of the country in which  
1315 it is located as an institution or program to train students to  
1316 practice as mental health counselors. The applicant has the  
1317 burden of establishing that the requirements of this provision  
1318 have been met ~~shall be upon the applicant~~, and the board shall  
1319 require documentation, such as, ~~but not limited to~~, an  
1320 evaluation by a foreign equivalency determination service, as  
1321 evidence that the applicant's graduate degree program and  
1322 education were equivalent to an accredited program in this  
1323 country. Beginning July 1, 2024, an applicant must have a  
1324 master's degree from a program that is accredited by the Council  
1325 for Accreditation of Counseling and Related Educational Programs  
1326 which consists of at least 60 semester hours or 80 quarter hours  
1327 to apply for licensure under this paragraph.

1328 (c) Has had at least 2 years of clinical experience in  
1329 mental health counseling, which must be at the post-master's  
1330 level under the supervision of a licensed mental health  
1331 counselor or the equivalent who is a qualified supervisor as  
1332 determined by the board. An individual who intends to practice  
1333 in Florida to satisfy the clinical experience requirements must  
1334 register pursuant to s. 491.0045 before commencing practice. If

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1335 a graduate has a master's degree with a major related to the  
 1336 practice of mental health counseling which ~~that~~ did not include  
 1337 all the coursework required under sub-subparagraphs (b)1.a. and  
 1338 b. ~~(b)1.a.-b.~~, credit for the post-master's level clinical  
 1339 experience may ~~shall~~ not commence until the applicant has  
 1340 completed a minimum of seven of the courses required under sub-  
 1341 subparagraphs (b)1.a. and b. ~~(b)1.a.-b.~~, as determined by the  
 1342 board, one of which must be a course in psychopathology or  
 1343 abnormal psychology. A doctoral internship may be applied toward  
 1344 the clinical experience requirement. A licensed mental health  
 1345 professional must be on the premises when clinical services are  
 1346 provided by a registered intern in a private practice setting.

1347 (d) Has passed a theory and practice examination provided  
 1348 by the department for this purpose.

1349 (e) Has demonstrated, in a manner designated by board rule  
 1350 ~~of the board~~, knowledge of the laws and rules governing the  
 1351 practice of clinical social work, marriage and family therapy,  
 1352 and mental health counseling.

1353 Section 30. Paragraph (b) of subsection (1) of section  
 1354 491.006, Florida Statutes, is amended to read:

1355 491.006 Licensure or certification by endorsement.—

1356 (1) The department shall license or grant a certificate to  
 1357 a person in a profession regulated by this chapter who, upon  
 1358 applying to the department and remitting the appropriate fee,  
 1359 demonstrates to the board that he or she:

1360 (b)1. Holds an active valid license to practice and has  
 1361 actively practiced the licensed profession ~~for which licensure~~  
 1362 ~~is applied~~ in another state for 3 of the last 5 years  
 1363 immediately preceding licensure;:-

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1364 ~~2. Meets the education requirements of this chapter for the~~  
1365 ~~profession for which licensure is applied.~~

1366 ~~2.3.~~ Has passed a substantially equivalent licensing  
1367 examination in another state or has passed the licensure  
1368 examination in this state in the profession for which the  
1369 applicant seeks licensure; and.

1370 ~~3.4.~~ Holds a license in good standing, is not under  
1371 investigation for an act that would constitute a violation of  
1372 this chapter, and has not been found to have committed any act  
1373 that would constitute a violation of this chapter.

1374  
1375 The fees paid by any applicant for certification as a master  
1376 social worker under this section are nonrefundable.

1377 Section 31. Subsection (3) of section 491.007, Florida  
1378 Statutes, is amended to read:

1379 491.007 Renewal of license, registration, or certificate.-  
1380 ~~(3) The board or department shall prescribe by rule a~~  
1381 ~~method for the biennial renewal of an intern registration at a~~  
1382 ~~fee set by rule, not to exceed \$100.~~

1383 Section 32. Subsection (2) of section 491.009, Florida  
1384 Statutes, is amended to read:

1385 491.009 Discipline.-

1386 (2) The board ~~department,~~ or, in the case of certified  
1387 master social workers ~~psychologists,~~ the department ~~board,~~ may  
1388 enter an order denying licensure or imposing any of the  
1389 penalties authorized in s. 456.072(2) against any applicant for  
1390 licensure or licensee who is found guilty of violating any  
1391 provision of subsection (1) of this section or who is found  
1392 guilty of violating any provision of s. 456.072(1).



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1393 Section 33. Paragraph (c) of subsection (2) of section  
1394 491.0046, Florida Statutes, is amended to read:

1395 491.0046 Provisional license; requirements.—

1396 (2) The department shall issue a provisional clinical  
1397 social worker license, provisional marriage and family therapist  
1398 license, or provisional mental health counselor license to each  
1399 applicant who the board certifies has:

1400 (c) ~~Has~~ Met the following minimum coursework requirements:

1401 1. For clinical social work, a minimum of 15 semester hours  
1402 or 22 quarter hours of the coursework required by s.

1403 491.005(1)(b)2.b.

1404 2. For marriage and family therapy, 10 of the courses  
1405 required by s. 491.005(3)(b)1. ~~s. 491.005(3)(b)1.a.-c.~~, as  
1406 determined by the board, and at least 6 semester hours or 9  
1407 quarter hours of the course credits must have been completed in  
1408 the area of marriage and family systems, theories, or  
1409 techniques.

1410 3. For mental health counseling, a minimum of seven of the  
1411 courses required under s. 491.005(4)(b)1.a.-c.

1412 Section 34. Subsection (11) of section 945.42, Florida  
1413 Statutes, is amended to read:

1414 945.42 Definitions; ss. 945.40-945.49.—As used in ss.  
1415 945.40-945.49, the following terms shall have the meanings  
1416 ascribed to them, unless the context shall clearly indicate  
1417 otherwise:

1418 (11) "Psychological professional" means a behavioral  
1419 practitioner who has an approved doctoral degree in psychology  
1420 as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by  
1421 the department or who is licensed as a psychologist pursuant to

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1422 chapter 490.

1423 Section 35. This act shall take effect July 1, 2019.