

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 adopt rules to implement a specified federal
5 program; amending s. 456.013, F.S.; revising health
6 care practitioner licensure application requirements;
7 amending s. 458.3312, F.S.; removing a provision
8 prohibiting a physician from holding himself or
9 herself out as a board-certified specialist in
10 dermatology unless the recognizing agency is reviewed
11 and reauthorized on a specified basis by the Board of
12 Medicine; amending s. 459.0055, F.S.; revising
13 licensure requirements for persons seeking licensure
14 or certification as an osteopathic physician;
15 repealing s. 460.4166, F.S., relating to registered
16 chiropractic assistants; amending s. 464.019, F.S.;
17 extending the date by which the Florida Center for
18 Nursing must study nursing education programs and
19 submit annual reports; amending s. 464.202, F.S.;
20 requiring the Board of Nursing to adopt by rule
21 disciplinary procedures and standards of practice for
22 certified nursing assistants; amending s. 464.203,
23 F.S.; revising certification requirements for nursing
24 assistants; amending s. 464.204, F.S.; revising
25 grounds for board-imposed disciplinary sanctions;

26 | amending s. 466.006, F.S.; revising certain
27 | requirements for examinations to be completed by
28 | applicants seeking dental licensure; repealing s.
29 | 466.00673, F.S., relating to the future repeal of
30 | provisions relating to the issuance, renewal, and
31 | revocation of health access dental licenses; amending
32 | s. 466.007, F.S.; revising requirements for
33 | examinations of dental hygienists; amending s.
34 | 466.017, F.S.; providing adverse incident reporting
35 | requirements; defining the term "adverse incident";
36 | providing for disciplinary action by the Board of
37 | Dentistry; authorizing the board to adopt rules;
38 | amending s. 466.031, F.S.; expanding the definition of
39 | the term "dental laboratory" to include any person,
40 | firm, or corporation who performs an onsite
41 | consultation during dental procedures; amending s.
42 | 466.036, F.S.; revising inspection frequency of dental
43 | laboratories during a specified period; amending s.
44 | 468.701, F.S.; revising the definition of "athletic
45 | trainer"; amending s. 468.707, F.S.; revising athletic
46 | trainer licensure requirements; amending s. 468.711,
47 | F.S.; revising continuing education requirements for
48 | the renewal of an athletic trainer license; amending
49 | s. 468.713, F.S.; requiring that an athletic trainer
50 | work within a specified scope of practice; prohibiting

51 an athletic trainer from providing certain services;
52 amending s. 468.723, F.S.; revising a definition;
53 amending s. 468.803, F.S.; revising orthotic,
54 prosthetic, and pedorthic licensure, registration, and
55 examination requirements; amending s. 480.033, F.S.;
56 revising a definition; amending s. 480.041, F.S.;
57 revising qualifications for licensure as a massage
58 therapist; specifying that a massage apprentice who
59 was licensed before a specified date may continue to
60 perform massage therapy as authorized under his or her
61 license; authorizing a massage apprentice to apply for
62 full licensure upon completion of the apprenticeship
63 under certain conditions; repealing s. 480.042, F.S.,
64 relating to examinations for licensure as a massage
65 therapist; amending s. 480.046, F.S.; revising
66 instances under which disciplinary action may be taken
67 against massage establishments; prohibiting certain
68 massage establishments from applying for relicensure;
69 providing an exception; amending s. 490.003, F.S.;
70 revising definitions; amending s. 490.005, F.S.;
71 revising examination requirements for licensure of a
72 psychologist; amending s. 490.006, F.S.; revising
73 requirements for licensure by endorsement of certain
74 psychologists; amending s. 491.0045, F.S.; revising
75 intern registration requirements; providing an

76 | exception; amending s. 491.005, F.S.; revising the
77 | licensure requirements for clinical social workers,
78 | marriage and family therapists, and mental health
79 | counselors; amending s. 491.006, F.S.; revising
80 | requirements for licensure or certification by
81 | endorsement for certain professions; amending s.
82 | 491.007, F.S.; deleting a provision requiring the
83 | Board of Clinical Social Work, Marriage and Family
84 | Therapy and Mental Health Counseling to establish a
85 | procedure for the biennial renewal of intern
86 | registrations; amending s. 491.009, F.S.; revising who
87 | may enter an order denying licensure or imposing
88 | penalties against an applicant for licensure under
89 | certain circumstances; amending ss. 491.0046 and
90 | 945.42, F.S.; conforming cross-references; providing
91 | an effective date.

92 |
93 | Be It Enacted by the Legislature of the State of Florida:

94 |
95 | Section 1. Paragraph (f) of subsection (3) of section
96 | 381.4018, Florida Statutes, is amended to read:

97 | 381.4018 Physician workforce assessment and development.—

98 | (3) GENERAL FUNCTIONS.—The department shall maximize the
99 | use of existing programs under the jurisdiction of the
100 | department and other state agencies and coordinate governmental

101 and nongovernmental stakeholders and resources in order to
102 develop a state strategic plan and assess the implementation of
103 such strategic plan. In developing the state strategic plan, the
104 department shall:

105 (f) Develop strategies to maximize federal and state
106 programs that provide for the use of incentives to attract
107 physicians to this state or retain physicians within the state.
108 Such strategies should explore and maximize federal-state
109 partnerships that provide incentives for physicians to practice
110 in federally designated shortage areas. Strategies shall also
111 consider the use of state programs, such as the Medical
112 Education Reimbursement and Loan Repayment Program pursuant to
113 s. 1009.65, which provide for education loan repayment or loan
114 forgiveness and provide monetary incentives for physicians to
115 relocate to underserved areas of the state. The department shall
116 adopt any rules necessary for the implementation of the Conrad
117 30 Waiver Program established under s. 214(1) of the Immigration
118 and Nationality Act.

119 Section 2. Paragraph (a) of subsection (1) of section
120 456.013, Florida Statutes, is amended to read:

121 456.013 Department; general licensing provisions.—

122 (1) (a) Any person desiring to be licensed in a profession
123 within the jurisdiction of the department shall apply to the
124 department in writing ~~to take the licensure examination.~~ The
125 application shall be made on a form prepared and furnished by

126 | the department. The application form must be available on the
127 | World Wide Web and the department may accept electronically
128 | submitted applications. The application shall require the social
129 | security number and date of birth of the applicant, except as
130 | provided in paragraphs (b) and (c). The form shall be
131 | supplemented as needed to reflect any material change in any
132 | circumstance or condition stated in the application which takes
133 | place between the initial filing of the application and the
134 | final grant or denial of the license and which might affect the
135 | decision of the department. If an application is submitted
136 | electronically, the department may require supplemental
137 | materials, including an original signature of the applicant and
138 | verification of credentials, to be submitted in a nonelectronic
139 | format. An incomplete application shall expire 1 year after
140 | initial filing. In order to further the economic development
141 | goals of the state, and notwithstanding any law to the contrary,
142 | the department may enter into an agreement with the county tax
143 | collector for the purpose of appointing the county tax collector
144 | as the department's agent to accept applications for licenses
145 | and applications for renewals of licenses. The agreement must
146 | specify the time within which the tax collector must forward any
147 | applications and accompanying application fees to the
148 | department.

149 | Section 3. Section 458.3312, Florida Statutes, is amended
150 | to read:

151 458.3312 Specialties.—A physician licensed under this
 152 chapter may not hold himself or herself out as a board-certified
 153 specialist unless the physician has received formal recognition
 154 as a specialist from a specialty board of the American Board of
 155 Medical Specialties or other recognizing agency that has been
 156 approved by the board. However, a physician may indicate the
 157 services offered and may state that his or her practice is
 158 limited to one or more types of services when this accurately
 159 reflects the scope of practice of the physician. ~~A physician may~~
 160 ~~not hold himself or herself out as a board-certified specialist~~
 161 ~~in dermatology unless the recognizing agency, whether authorized~~
 162 ~~in statute or by rule, is triennially reviewed and reauthorized~~
 163 ~~by the Board of Medicine.~~

164 Section 4. Paragraph (1) of subsection (1) of section
 165 459.0055, Florida Statutes, is amended to read:

166 459.0055 General licensure requirements.—

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

170 (1) Demonstrate that she or he has successfully completed
 171 an internship or residency ~~a resident internship~~ of not less
 172 than 12 months in a program accredited ~~hospital approved~~ for
 173 this purpose by ~~the Board of Trustees of~~ the American
 174 Osteopathic Association or the Accreditation Council for
 175 Graduate Medical Education ~~any other internship program approved~~

176 ~~by the board upon a showing of good cause by the applicant.~~ This
177 requirement may be waived for an applicant who matriculated in a
178 college of osteopathic medicine during or before 1948; and

179 Section 5. Section 460.4166, Florida Statutes, is
180 repealed.

181 Section 6. Subsection (10) of section 464.019, Florida
182 Statutes, is amended to read:

183 464.019 Approval of nursing education programs.—

184 (10) IMPLEMENTATION STUDY.—The Florida Center for Nursing
185 shall study the administration of this section and submit
186 reports to the Governor, the President of the Senate, and the
187 Speaker of the House of Representatives annually by January 30,
188 through January 30, 2025 ~~2020~~. The annual reports shall address
189 the previous academic year; provide data on the measures
190 specified in paragraphs (a) and (b), as such data becomes
191 available; and include an evaluation of such data for purposes
192 of determining whether this section is increasing the
193 availability of nursing education programs and the production of
194 quality nurses. The department and each approved program or
195 accredited program shall comply with requests for data from the
196 Florida Center for Nursing.

197 (a) The Florida Center for Nursing shall evaluate program-
198 specific data for each approved program and accredited program
199 conducted in the state, including, but not limited to:

200 1. The number of programs and student slots available.

201 2. The number of student applications submitted, the
 202 number of qualified applicants, and the number of students
 203 accepted.

204 3. The number of program graduates.

205 4. Program retention rates of students tracked from
 206 program entry to graduation.

207 5. Graduate passage rates on the National Council of State
 208 Boards of Nursing Licensing Examination.

209 6. The number of graduates who become employed as
 210 practical or professional nurses in the state.

211 (b) The Florida Center for Nursing shall evaluate the
 212 board's implementation of the:

213 1. Program application approval process, including, but
 214 not limited to, the number of program applications submitted
 215 under subsection (1); the number of program applications
 216 approved and denied by the board under subsection (2); the
 217 number of denials of program applications reviewed under chapter
 218 120; and a description of the outcomes of those reviews.

219 2. Accountability processes, including, but not limited
 220 to, the number of programs on probationary status, the number of
 221 approved programs for which the program director is required to
 222 appear before the board under subsection (5), the number of
 223 approved programs terminated by the board, the number of
 224 terminations reviewed under chapter 120, and a description of
 225 the outcomes of those reviews.

226 (c) The Florida Center for Nursing shall complete an
227 annual assessment of compliance by programs with the
228 accreditation requirements of subsection (11), include in the
229 assessment a determination of the accreditation process status
230 for each program, and submit the assessment as part of the
231 reports required by this subsection.

232 Section 7. Section 464.202, Florida Statutes, is amended
233 to read:

234 464.202 Duties and powers of the board.—The board shall
235 maintain, or contract with or approve another entity to
236 maintain, a state registry of certified nursing assistants. The
237 registry must consist of the name of each certified nursing
238 assistant in this state; other identifying information defined
239 by board rule; certification status; the effective date of
240 certification; other information required by state or federal
241 law; information regarding any crime or any abuse, neglect, or
242 exploitation as provided under chapter 435; and any disciplinary
243 action taken against the certified nursing assistant. The
244 registry shall be accessible to the public, the
245 certificateholder, employers, and other state agencies. The
246 board shall adopt by rule testing procedures for use in
247 certifying nursing assistants and shall adopt rules regulating
248 the practice of certified nursing assistants, including
249 disciplinary procedures and standards of practice, and
250 specifying the scope of practice authorized and the level of

251 supervision required for the practice of certified nursing
252 assistants. The board may contract with or approve another
253 entity or organization to provide the examination services,
254 including the development and administration of examinations.
255 The board shall require that the contract provider offer
256 certified nursing assistant applications via the Internet, and
257 may require the contract provider to accept certified nursing
258 assistant applications for processing via the Internet. The
259 board shall require the contract provider to provide the
260 preliminary results of the certified nursing examination on the
261 date the test is administered. The provider shall pay all
262 reasonable costs and expenses incurred by the board in
263 evaluating the provider's application and performance during the
264 delivery of services, including examination services and
265 procedures for maintaining the certified nursing assistant
266 registry.

267 Section 8. Paragraph (c) of subsection (1) of section
268 464.203, Florida Statutes, is amended to read:

269 464.203 Certified nursing assistants; certification
270 requirement.—

271 (1) The board shall issue a certificate to practice as a
272 certified nursing assistant to any person who demonstrates a
273 minimum competency to read and write and successfully passes the
274 required background screening pursuant to s. 400.215. If the
275 person has successfully passed the required background screening

276 | pursuant to s. 400.215 or s. 408.809 within 90 days before
277 | applying for a certificate to practice and the person's
278 | background screening results are not retained in the
279 | clearinghouse created under s. 435.12, the board shall waive the
280 | requirement that the applicant successfully pass an additional
281 | background screening pursuant to s. 400.215. The person must
282 | also meet one of the following requirements:

283 | (c) Is currently certified in another state, a territory
284 | of the United States, or the District of Columbia; is listed on
285 | that jurisdiction's ~~state's~~ certified nursing assistant
286 | registry; and has not been found to have committed abuse,
287 | neglect, or exploitation in that jurisdiction ~~state~~.

288 | Section 9. Subsection (1) of section 464.204, Florida
289 | Statutes, is amended to read:

290 | 464.204 Denial, suspension, or revocation of
291 | certification; disciplinary actions.—

292 | (1) The following acts constitute grounds for which the
293 | board may impose disciplinary sanctions as specified in
294 | subsection (2):

295 | (a) Obtaining or attempting to obtain certification or an
296 | exemption, or possessing or attempting to possess certification
297 | or a letter of exemption, by bribery, misrepresentation, deceit,
298 | or through an error of the board.

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

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

303 466.006 Examination of dentists.—

304 (3) If an applicant is a graduate of a dental college or
 305 school not accredited in accordance with paragraph (2)(b) or of
 306 a dental college or school not approved by the board, the
 307 applicant is not entitled to take the examinations required in
 308 this section to practice dentistry until she or he satisfies one
 309 of the following:

310 (b) Submits proof of having successfully completed at
 311 least 2 consecutive academic years at a full-time supplemental
 312 general dentistry program accredited by the American Dental
 313 Association Commission on Dental Accreditation. This program
 314 must provide didactic and clinical education at the level of a
 315 D.D.S. or D.M.D. program accredited by the American Dental
 316 Association Commission on Dental Accreditation. For purposes of
 317 this paragraph, a supplemental general dentistry program does
 318 not include an advanced education program in a dental specialty.

319 (4) Notwithstanding any other provision of law in chapter
 320 456 pertaining to the clinical dental licensure examination or
 321 national examinations, to be licensed as a dentist in this
 322 state, an applicant must successfully complete both of the
 323 following:

324 (a) A written examination on the laws and rules of the
 325 state regulating the practice of dentistry; and

326 (b)1. A practical or clinical examination, which shall be
327 the American Dental Licensing Examination produced by the
328 American Board of Dental Examiners, Inc., or its successor
329 entity, if any, that is administered in this state ~~and graded by~~
330 ~~dentists licensed in this state and employed by the department~~
331 ~~for just such purpose~~, provided that the board has attained, and
332 continues to maintain thereafter, representation on the board of
333 directors of the American Board of Dental Examiners, the
334 examination development committee of the American Board of
335 Dental Examiners, and such other committees of the American
336 Board of Dental Examiners as the board deems appropriate by rule
337 to assure that the standards established herein are maintained
338 organizationally. A passing score on the American Dental
339 Licensing Examination administered in this state ~~and graded by~~
340 ~~dentists who are licensed in this state~~ is valid for 365 days
341 after the date the official examination results are published.

342 2.a. As an alternative to the requirements of subparagraph
343 1., an applicant may submit scores from an American Dental
344 Licensing Examination previously administered in a jurisdiction
345 other than this state after October 1, 2011, and such
346 examination results shall be recognized as valid for the purpose
347 of licensure in this state. A passing score on the American
348 Dental Licensing Examination administered out-of-state shall be
349 the same as the passing score for the American Dental Licensing
350 Examination administered in this state ~~and graded by dentists~~

351 ~~who are licensed in this state.~~ The examination results are
352 valid for 365 days after the date the official examination
353 results are published. The applicant must have completed the
354 examination after October 1, 2011.

355 b. This subparagraph may not be given retroactive
356 application.

357 3. If the date of an applicant's passing American Dental
358 Licensing Examination scores from an examination previously
359 administered in a jurisdiction other than this state under
360 subparagraph 2. is older than 365 days, then such scores shall
361 nevertheless be recognized as valid for the purpose of licensure
362 in this state, but only if the applicant demonstrates that all
363 of the following additional standards have been met:

364 a.(I) The applicant completed the American Dental
365 Licensing Examination after October 1, 2011.

366 (II) This sub-subparagraph may not be given retroactive
367 application;

368 b. The applicant graduated from a dental school accredited
369 by the American Dental Association Commission on Dental
370 Accreditation or its successor entity, if any, or any other
371 dental accrediting organization recognized by the United States
372 Department of Education. Provided, however, if the applicant did
373 not graduate from such a dental school, the applicant may submit
374 proof of having successfully completed a full-time supplemental
375 general dentistry program accredited by the American Dental

376 Association Commission on Dental Accreditation of at least 2
377 consecutive academic years at such accredited sponsoring
378 institution. Such program must provide didactic and clinical
379 education at the level of a D.D.S. or D.M.D. program accredited
380 by the American Dental Association Commission on Dental
381 Accreditation. For purposes of this sub-subparagraph, a
382 supplemental general dentistry program does not include an
383 advanced education program in a dental specialty;

384 c. The applicant currently possesses a valid and active
385 dental license in good standing, with no restriction, which has
386 never been revoked, suspended, restricted, or otherwise
387 disciplined, from another state or territory of the United
388 States, the District of Columbia, or the Commonwealth of Puerto
389 Rico;

390 d. The applicant submits proof that he or she has never
391 been reported to the National Practitioner Data Bank, the
392 Healthcare Integrity and Protection Data Bank, or the American
393 Association of Dental Boards Clearinghouse. This sub-
394 subparagraph does not apply if the applicant successfully
395 appealed to have his or her name removed from the data banks of
396 these agencies;

397 e.(I) In the 5 years immediately preceding the date of
398 application for licensure in this state, the applicant must
399 submit proof of having been consecutively engaged in the full-
400 time practice of dentistry in another state or territory of the

401 United States, the District of Columbia, or the Commonwealth of
402 Puerto Rico, or, if the applicant has been licensed in another
403 state or territory of the United States, the District of
404 Columbia, or the Commonwealth of Puerto Rico for less than 5
405 years, the applicant must submit proof of having been engaged in
406 the full-time practice of dentistry since the date of his or her
407 initial licensure.

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

413 (A) Active clinical practice of dentistry providing direct
414 patient care.

415 (B) Full-time practice as a faculty member employed by a
416 dental or dental hygiene school approved by the board or
417 accredited by the American Dental Association Commission on
418 Dental Accreditation.

419 (C) Full-time practice as a student at a postgraduate
420 dental education program approved by the board or accredited by
421 the American Dental Association Commission on Dental
422 Accreditation.

423 (III) The board shall develop rules to determine what type
424 of proof of full-time practice is required and to recoup the
425 cost to the board of verifying full-time practice under this

426 | section. Such proof must, at a minimum, be:

427 | (A) Admissible as evidence in an administrative
428 | proceeding;

429 | (B) Submitted in writing;

430 | (C) Submitted by the applicant under oath with penalties
431 | of perjury attached;

432 | (D) Further documented by an affidavit of someone
433 | unrelated to the applicant who is familiar with the applicant's
434 | practice and testifies with particularity that the applicant has
435 | been engaged in full-time practice; and

436 | (E) Specifically found by the board to be both credible
437 | and admissible.

438 | (IV) An affidavit of only the applicant is not acceptable
439 | proof of full-time practice unless it is further attested to by
440 | someone unrelated to the applicant who has personal knowledge of
441 | the applicant's practice. If the board deems it necessary to
442 | assess credibility or accuracy, the board may require the
443 | applicant or the applicant's witnesses to appear before the
444 | board and give oral testimony under oath;

445 | f. The applicant must submit documentation that he or she
446 | has completed, or will complete, prior to licensure in this
447 | state, continuing education equivalent to this state's
448 | requirements for the last full reporting biennium;

449 | g. The applicant must prove that he or she has never been
450 | convicted of, or pled nolo contendere to, regardless of

451 adjudication, any felony or misdemeanor related to the practice
452 of a health care profession in any jurisdiction;

453 h. The applicant must successfully pass a written
454 examination on the laws and rules of this state regulating the
455 practice of dentistry and must successfully pass the computer-
456 based diagnostic skills examination; and

457 i. The applicant must submit documentation that he or she
458 has successfully completed the applicable examination
459 administered by the Joint Commission on National Dental
460 Examinations or its successor organization ~~National Board of~~
461 ~~Dental Examiners dental examination.~~

462 Section 11. Section 466.00673, Florida Statutes, is
463 repealed.

464 Section 12. Paragraph (b) of subsection (4) and paragraph
465 (a) of subsection (6) of section 466.007, Florida Statutes, are
466 amended to read:

467 466.007 Examination of dental hygienists.—

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

471 (b) A practical or clinical examination approved by the
472 board. The examination shall be the Dental Hygiene Examination
473 produced by the American Board of Dental Examiners, Inc. (ADEX)
474 or its successor entity, if any, if the board finds that the
475 successor entity's clinical examination meets or exceeds the

476 provisions of this section. The board shall approve the ADEX
477 Dental Hygiene Examination if the board has attained and
478 continues to maintain representation on the ADEX House of
479 Representatives, the ADEX Dental Hygiene Examination Development
480 Committee, and such other ADEX Dental Hygiene committees as the
481 board deems appropriate through rulemaking to ensure that the
482 standards established in this section are maintained
483 organizationally. The ADEX Dental Hygiene Examination or the
484 examination produced by its successor entity is a comprehensive
485 examination in which an applicant must demonstrate skills within
486 the dental hygiene scope of practice on a live patient and any
487 other components that the board deems necessary for the
488 applicant to successfully demonstrate competency for the purpose
489 of licensure. ~~The ADEX Dental Hygiene Examination or the~~
490 ~~examination by the successor entity administered in this state~~
491 ~~shall be graded by dentists and dental hygienists licensed in~~
492 ~~this state who are employed by the department for this purpose.~~

493 (6) (a) A passing score on the ADEX Dental Hygiene
494 Examination administered out of state shall be considered the
495 same as a passing score for the ADEX Dental Hygiene Examination
496 administered in this state ~~and graded by licensed dentists and~~
497 ~~dental hygienists.~~

498 Section 13. Subsections (9) through (15) are added to
499 section 466.017, Florida Statutes, to read:

500 466.017 Prescription of drugs; anesthesia.-

501 (9) Any adverse incident that occurs in an office
502 maintained by a dentist must be reported to the department. The
503 required notification to the department must be submitted in
504 writing, by certified mail, and postmarked within 48 hours after
505 the incident occurs.

506 (10) A dentist practicing in this state must notify the
507 board in writing, by certified mail, within 48 hours after any
508 adverse incident that occurs in the dentist's outpatient
509 facility. A complete written report must be filed with the board
510 within 30 days after the incident occurs.

511 (11) For purposes of notification to the department
512 pursuant to this section, the term "adverse incident" means any
513 mortality that occurs during or as the result of a dental
514 procedure, or any incident that results in a temporary or
515 permanent physical or mental injury; that requires
516 hospitalization or emergency room treatment of a dental patient;
517 or that occurs during or as a direct result of the use of
518 general anesthesia, deep sedation, moderate sedation, pediatric
519 moderate sedation, oral sedation, minimal sedation (anxiolysis),
520 nitrous oxide, or local anesthesia.

521 (12) A certified registered dental hygienist administering
522 local anesthesia must notify the board in writing, by registered
523 mail, within 48 hours after any adverse incident that was
524 related to or the result of the administration of local
525 anesthesia. A complete written report must be filed with the

526 | board within 30 days after the adverse incident occurs.

527 | (13) A failure by the dentist or dental hygienist to
 528 | timely and completely comply with all the reporting requirements
 529 | in this section is the basis for disciplinary action by the
 530 | board pursuant to s. 466.028(1).

531 | (14) The department shall review each adverse incident and
 532 | determine whether it involved conduct by a health care
 533 | professional subject to disciplinary action, in which case s.
 534 | 456.073 applies. Disciplinary action, if any, shall be taken by
 535 | the board under which the health care professional is licensed.

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

537 | Section 14. Section 466.031, Florida Statutes, is amended
 538 | to read:

539 | 466.031 "Dental laboratory" defined.—~~The term~~ As used in
 540 | this chapter, the term "dental laboratory" as used in this
 541 | chapter:

542 | ~~(1)~~ includes any person, firm, or corporation that ~~who~~
 543 | performs for a fee of any kind, gratuitously, or otherwise,
 544 | directly or through an agent or an employee, by any means or
 545 | method, or ~~who in any way~~ supplies or manufactures artificial
 546 | substitutes for the natural teeth; ~~or who~~ furnishes, supplies,
 547 | constructs, or reproduces or repairs any prosthetic denture,
 548 | bridge, or appliance to be worn in the human mouth; or provides
 549 | onsite consultation during dental procedures, or ~~who~~ in any way
 550 | represents ~~holds itself out~~ as a dental laboratory.

551 ~~(2)~~ The term does not include a ~~Excludes any~~ dental
 552 laboratory technician who constructs or repairs dental
 553 prosthetic appliances in the office of a licensed dentist for
 554 such dentist only and under her or his supervision and work
 555 order.

556 Section 15. Section 466.036, Florida Statutes, is amended
 557 to read:

558 466.036 Information; periodic inspections; equipment and
 559 supplies.—The department may require from the applicant for a
 560 registration certificate to operate a dental laboratory any
 561 information necessary to carry out the purpose of this chapter,
 562 including proof that the applicant has the equipment and
 563 supplies necessary to operate as determined by rule of the
 564 department, and shall require periodic inspection of all dental
 565 laboratories operating in this state at least once each biennial
 566 registration period. Such inspections shall include, but not be
 567 limited to, inspection of sanitary conditions, equipment,
 568 supplies, and facilities on the premises. The department shall
 569 specify dental equipment and supplies that are not permitted in
 570 a registered dental laboratory.

571 Section 16. Subsection (1) of section 468.701, Florida
 572 Statutes, is amended to read:

573 468.701 Definitions.—As used in this part, the term:

574 (1) "Athletic trainer" means a person licensed under this
 575 part who has met the requirements of ~~under~~ this part, including

576 | the education requirements established ~~as set forth~~ by the
577 | Commission on Accreditation of Athletic Training Education or
578 | its successor organization and necessary credentials from the
579 | Board of Certification. ~~An individual who is licensed as an~~
580 | ~~athletic trainer may not provide, offer to provide, or represent~~
581 | ~~that he or she is qualified to provide any care or services that~~
582 | ~~he or she lacks the education, training, or experience to~~
583 | ~~provide, or that he or she is otherwise prohibited by law from~~
584 | ~~providing.~~

585 | Section 17. Section 468.707, Florida Statutes, is amended
586 | to read:

587 | 468.707 Licensure requirements.—Any person desiring to be
588 | licensed as an athletic trainer shall apply to the department on
589 | a form approved by the department. An applicant shall also
590 | provide records or other evidence, as determined by the board,
591 | to prove he or she has met the requirements of this section. The
592 | department shall license each applicant who:

593 | (1) Has completed the application form and remitted the
594 | required fees.

595 | (2) ~~For a person who applies on or after July 1, 2016,~~ Has
596 | submitted to background screening pursuant to s. 456.0135. The
597 | board may require a background screening for an applicant whose
598 | license has expired or who is undergoing disciplinary action.

599 | (3) (a) Has obtained, at a minimum, a baccalaureate or
600 | higher degree from a college or university professional athletic

601 training degree program accredited by the Commission on
602 Accreditation of Athletic Training Education or its successor
603 organization recognized and approved by the United States
604 Department of Education or the Commission on Recognition of
605 Postsecondary Accreditation, approved by the board, or
606 recognized by the Board of Certification, and has passed the
607 national examination to be certified by the Board of
608 Certification; or-

609 (b) (4) Has obtained, at a minimum, a baccalaureate degree,
610 has completed the Board of Certification internship
611 requirements, and ~~if graduated before 2004,~~ has a current
612 certification from the Board of Certification.

613 (4) (5) Has current certification in both cardiopulmonary
614 resuscitation and the use of an automated external defibrillator
615 set forth in the continuing education requirements as determined
616 by the board pursuant to s. 468.711.

617 (5) (6) Has completed any other requirements as determined
618 by the department and approved by the board.

619 Section 18. Subsection (3) of section 468.711, Florida
620 Statutes, is amended to read:

621 468.711 Renewal of license; continuing education.—

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

626 Section 19. Section 468.713, Florida Statutes, is amended
 627 to read:

628 468.713 Responsibilities of athletic trainers.—

629 (1) An athletic trainer shall practice under the direction
 630 of a physician licensed under chapter 458, chapter 459, chapter
 631 460, or otherwise authorized by Florida law to practice
 632 medicine. The physician shall communicate his or her direction
 633 through oral or written prescriptions or protocols as deemed
 634 appropriate by the physician for the provision of services and
 635 care by the athletic trainer. An athletic trainer shall provide
 636 service or care in the manner dictated by the physician.

637 (2) An athletic trainer must work within his or her
 638 allowable scope of practice as specified in board rule under s.
 639 468.705. An athletic trainer may not provide, offer to provide,
 640 or represent that he or she is qualified to provide any care or
 641 services that he or she lacks the education, training, or
 642 experience to provide, or that he or she is otherwise prohibited
 643 by law from providing.

644 Section 20. Section 468.723, Florida Statutes, is amended
 645 to read:

646 468.723 Exemptions.—This part does not prohibit ~~prevent~~ or
 647 restrict:

648 (1) A person licensed in this state under another chapter
 649 from engaging in the practice for which he or she is licensed
 650 and acting within the scope of such practice.

651 (2) An athletic training student acting under the direct
652 supervision of a licensed athletic trainer. For purposes of this
653 subsection, "direct supervision" means the physical presence of
654 an athletic trainer so that the athletic trainer is immediately
655 available to the athletic training student and able to intervene
656 on behalf of the athletic training student. The supervision must
657 comply with board rule in accordance with the standards set
658 forth by the Commission on Accreditation of Athletic Training
659 Education or its successor.

660 (3) A person from administering standard first aid
661 treatment to another person.

662 (4) A person authorized to practice athletic training in
663 another state when such person is employed by or a volunteer for
664 an out-of-state secondary or postsecondary educational
665 institution, or a recreational, competitive, or professional
666 organization that is temporarily present in this state.

667 (5) A person providing personal training instruction for
668 exercise, aerobics, or weightlifting, if the person does not
669 represent himself or herself as an athletic trainer or as able
670 to provide "athletic trainer" services and if any recognition or
671 treatment of injuries is limited to the provision of first aid.

672 (6) Third-party payors from reimbursing employers of
673 athletic trainers for covered services rendered by a licensed
674 athletic trainer.

675 Section 21. Subsections (1), (3), and (4) of section

676 468.803, Florida Statutes, are amended to read:

677 468.803 License, registration, and examination
678 requirements.—

679 (1) The department shall issue a license to practice
680 orthotics, prosthetics, or pedorthics, or a registration for a
681 resident to practice orthotics or prosthetics, to qualified
682 applicants. Licenses shall be granted independently in
683 orthotics, prosthetics, or pedorthics, but a person may be
684 licensed in more than one such discipline, and a prosthetist-
685 orthotist license may be granted to persons meeting the
686 requirements for both a prosthetist and an orthotist license.
687 Registrations shall be granted independently in orthotics or
688 prosthetics, and a person may be registered in both fields at
689 the same time or jointly in orthotics and prosthetics as a dual
690 registration.

691 (3) A person seeking to attain the ~~required~~ orthotics or
692 prosthetics experience required for licensure in this state must
693 be approved by the board and registered as a resident by the
694 department. Although a registration may be held in both practice
695 fields, for independent registrations the board shall not
696 approve a second registration for ~~until~~ at least 1 year after
697 the issuance of the first registration. Notwithstanding
698 subsection (2), a person ~~an applicant~~ who has been approved by
699 the board and registered by the department in one practice field
700 may apply for registration in the second practice field without

701 an additional state or national criminal history check during
702 the period in which the first registration is valid. Each
703 independent registration or dual registration is valid for 2
704 years from the date of issuance unless otherwise revoked by the
705 department upon recommendation of the board. The board shall set
706 a registration fee not to exceed \$500 to be paid by the
707 applicant. A registration may be renewed once by the department
708 upon recommendation of the board for a period no longer than 1
709 year, as such renewal is defined by the board by rule. The
710 registration renewal fee shall not exceed one-half the current
711 registration fee. To be considered by the board for approval of
712 registration as a resident, the applicant must have one of the
713 following:

714 (a) A Bachelor of Science or higher-level postgraduate
715 degree in Orthotics and Prosthetics from a regionally accredited
716 college or university recognized by the Commission on
717 Accreditation of Allied Health Education Programs. ~~or~~

718 (b) At a minimum, a bachelor's degree from a regionally
719 accredited college or university and a certificate in orthotics
720 or prosthetics from a program recognized by the Commission on
721 Accreditation of Allied Health Education Programs, or its
722 equivalent, as determined by the board. ~~or~~

723 (c) At a minimum, a bachelor's degree from a regionally
724 accredited college or university and a dual certificate in both
725 orthotics and prosthetics from programs recognized by the

726 Commission on Accreditation of Allied Health Education Programs,
727 or its equivalent, as determined by the board.

728 ~~(b) A Bachelor of Science or higher-level postgraduate~~
729 ~~degree in Orthotics and Prosthetics from a regionally accredited~~
730 ~~college or university recognized by the Commission on~~
731 ~~Accreditation of Allied Health Education Programs or, at a~~
732 ~~minimum, a bachelor's degree from a regionally accredited~~
733 ~~college or university and a certificate in prosthetics from a~~
734 ~~program recognized by the Commission on Accreditation of Allied~~
735 ~~Health Education Programs, or its equivalent, as determined by~~
736 ~~the board.~~

737 (4) The department may develop and administer a state
738 examination for an orthotist or a prosthetist license, or the
739 board may approve the existing examination of a national
740 standards organization. The examination must be predicated on a
741 minimum of a baccalaureate-level education and formalized
742 specialized training in the appropriate field. Each examination
743 must demonstrate a minimum level of competence in basic
744 scientific knowledge, written problem solving, and practical
745 clinical patient management. The board shall require an
746 examination fee not to exceed the actual cost to the board in
747 developing, administering, and approving the examination, which
748 fee must be paid by the applicant. To be considered by the board
749 for examination, the applicant must have:

750 (a) For an examination in orthotics:

751 1. A Bachelor of Science or higher-level postgraduate
 752 degree in Orthotics and Prosthetics from a regionally accredited
 753 college or university recognized by the Commission on
 754 Accreditation of Allied Health Education Programs or, at a
 755 minimum, a bachelor's degree from a regionally accredited
 756 college or university and a certificate in orthotics from a
 757 program recognized by the Commission on Accreditation of Allied
 758 Health Education Programs, or its equivalent, as determined by
 759 the board; and

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

763 (b) For an examination in prosthetics:

764 1. A Bachelor of Science or higher-level postgraduate
 765 degree in Orthotics and Prosthetics from a regionally accredited
 766 college or university recognized by the Commission on
 767 Accreditation of Allied Health Education Programs or, at a
 768 minimum, a bachelor's degree from a regionally accredited
 769 college or university and a certificate in prosthetics from a
 770 program recognized by the Commission on Accreditation of Allied
 771 Health Education Programs, or its equivalent, as determined by
 772 the board; and

773 2. An approved prosthetics internship of 1 year of
 774 qualified experience, as determined by the board, or a
 775 prosthetic residency or dual residency program recognized by the

776 board.

777 Section 22. Subsection (5) of section 480.033, Florida
778 Statutes, is amended to read:

779 480.033 Definitions.—As used in this act:

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

783 Section 23. Subsections (1) and (2) of section 480.041,
784 Florida Statutes, are amended, and subsection (8) is added to
785 that section, to read:

786 480.041 Massage therapists; qualifications; licensure;
787 endorsement.—

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

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

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

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

797 (2) Every person desiring to be examined for licensure as
798 a massage therapist shall apply to the department in writing
799 upon forms prepared and furnished by the department. Such
800 applicants shall be subject to the provisions of s. 480.046(1).

801 ~~Applicants may take an examination administered by the~~
802 ~~department only upon meeting the requirements of this section as~~
803 ~~determined by the board.~~

804 (8) A person issued a license as a massage apprentice
805 before July 1, 2019, may continue that apprenticeship and
806 perform massage therapy as permitted under that license until it
807 expires. Upon completion of the apprenticeship, which must occur
808 before July 1, 2022, a massage apprentice may apply to the board
809 for full licensure and be granted a license if all other
810 applicable licensure requirements are met.

811 Section 24. Section 480.042, Florida Statutes, is
812 repealed.

813 Section 25. Subsection (3) of section 480.046, Florida
814 Statutes, is amended, and subsection (5) is added to that
815 section, to read:

816 480.046 Grounds for disciplinary action by the board.—

817 (3) The board ~~may~~ shall have the power to revoke or
818 suspend the license of a massage establishment licensed under
819 this act, or ~~to~~ deny subsequent licensure of such an
820 establishment, if the establishment is owned by an individual or
821 entity that owned another establishment whose license was
822 revoked, upon a showing of proof that ~~in either of the following~~
823 ~~eases:~~

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

826 (b) ~~Upon proof that~~ The holder of the ~~a~~ license is guilty
827 of fraud or deceit or of gross negligence, incompetency, or
828 misconduct in the operation of the currently licensed
829 establishment ~~so licensed~~.

830 (c) The owner of the massage establishment or any
831 individual or individuals providing massage therapy services
832 within the establishment, in the aggregate or individually, have
833 had three convictions of, or pleas of guilty or nolo contendere
834 to, or dismissals of a criminal action after a successful
835 completion of a pretrial intervention, diversion, or substance
836 abuse program for any misdemeanor or felony, regardless of
837 adjudication, a crime in any jurisdiction related to
838 prostitution and related acts as defined in s. 796.07, which
839 occurred at or within the establishment.

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

843 Section 26. Subsection (3) of section 490.003, Florida
844 Statutes, is amended to read:

845 490.003 Definitions.—As used in this chapter:

846 (3) ~~(a) Prior to July 1, 1999, "doctoral-level~~
847 ~~psychological education" and "doctoral degree in psychology"~~
848 ~~mean a Psy.D., an Ed.D. in psychology, or a Ph.D. in psychology~~
849 ~~from:~~

850 ~~1. An educational institution which, at the time the~~

851 ~~applicant was enrolled and graduated, had institutional~~
852 ~~accreditation from an agency recognized and approved by the~~
853 ~~United States Department of Education or was recognized as a~~
854 ~~member in good standing with the Association of Universities and~~
855 ~~Colleges of Canada; and~~

856 ~~2. A psychology program within that educational~~
857 ~~institution which, at the time the applicant was enrolled and~~
858 ~~graduated, had programmatic accreditation from an accrediting~~
859 ~~agency recognized and approved by the United States Department~~
860 ~~of Education or was comparable to such programs.~~

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

864 ~~1. a psychology program within~~ an educational institution
865 that which, at the time the applicant was enrolled and
866 graduated, had institutional accreditation from an agency
867 recognized and approved by the United States Department of
868 Education or was recognized as a member in good standing with
869 ~~the Association of Universities and Colleges of Canada. The~~
870 psychology program must have had; and

871 ~~2. A psychology program within that educational~~
872 ~~institution which, at the time the applicant was enrolled and~~
873 graduated, ~~had~~ programmatic accreditation from the American
874 Psychological Association ~~an agency recognized and approved by~~
875 ~~the United States Department of Education.~~

876 Section 27. Paragraph (b) of subsection (1) and paragraph
 877 (b) of subsection (2) of section 490.005, Florida Statutes, are
 878 amended to read:

879 490.005 Licensure by examination.—

880 (1) Any person desiring to be licensed as a psychologist
 881 shall apply to the department to take the licensure examination.
 882 The department shall license each applicant who the board
 883 certifies has:

884 (b) Submitted proof satisfactory to the board that the
 885 applicant has:

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

888 2. Received the equivalent of a doctoral-level
 889 psychological education, as defined in s. 490.003(3), from a
 890 program at a school or university located outside the United
 891 States of America ~~and Canada~~, which was officially recognized by
 892 the government of the country in which it is located as an
 893 institution or program to train students to practice
 894 professional psychology. The applicant has the burden of
 895 establishing that the requirements of this provision have been
 896 met ~~shall be upon the applicant.~~

897 ~~3. Received and submitted to the board, prior to July 1,~~
 898 ~~1999, certification of an augmented doctoral-level psychological~~
 899 ~~education from the program director of a doctoral-level~~
 900 ~~psychology program accredited by a programmatic agency~~

901 ~~recognized and approved by the United States Department of~~
902 ~~Education; or~~

903 ~~4. Received and submitted to the board, prior to August~~
904 ~~31, 2001, certification of a doctoral-level program that at the~~
905 ~~time the applicant was enrolled and graduated maintained a~~
906 ~~standard of education and training comparable to the standard of~~
907 ~~training of programs accredited by a programmatic agency~~
908 ~~recognized and approved by the United States Department of~~
909 ~~Education. Such certification of comparability shall be provided~~
910 ~~by the program director of a doctoral-level psychology program~~
911 ~~accredited by a programmatic agency recognized and approved by~~
912 ~~the United States Department of Education.~~

913 (2) Any person desiring to be licensed as a school
914 psychologist shall apply to the department to take the licensure
915 examination. The department shall license each applicant who the
916 department certifies has:

917 (b) Submitted satisfactory proof to the department that
918 the applicant:

919 1. Has received a doctorate, specialist, or equivalent
920 degree from a program primarily psychological in nature and has
921 completed 60 semester hours or 90 quarter hours of graduate
922 study, in areas related to school psychology as defined by rule
923 of the department, from a college or university which at the
924 time the applicant was enrolled and graduated was accredited by
925 an accrediting agency recognized and approved by the Council for

926 Higher Education Accreditation or its successor organization
927 ~~Commission on Recognition of Postsecondary Accreditation or from~~
928 an institution that ~~which~~ is ~~publicly recognized as~~ a member in
929 good standing with ~~the Association of Universities and Colleges~~
930 ~~of~~ Canada.

931 2. Has had a minimum of 3 years of experience in school
932 psychology, 2 years of which must be supervised by an individual
933 who is a licensed school psychologist or who has otherwise
934 qualified as a school psychologist supervisor, by education and
935 experience, as set forth by rule of the department. A doctoral
936 internship may be applied toward the supervision requirement.

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

938 Section 28. Subsection (1) of section 490.006, Florida
939 Statutes, is amended to read:

940 490.006 Licensure by endorsement.—

941 (1) The department shall license a person as a
942 psychologist or school psychologist who, upon applying to the
943 department and remitting the appropriate fee, demonstrates to
944 the department or, in the case of psychologists, to the board
945 that the applicant:

946 ~~(a) Holds a valid license or certificate in another state~~
947 ~~to practice psychology or school psychology, as applicable,~~
948 ~~provided that, when the applicant secured such license or~~
949 ~~certificate, the requirements were substantially equivalent to~~
950 ~~or more stringent than those set forth in this chapter at that~~

951 ~~time; and, if no Florida law existed at that time, then the~~
952 ~~requirements in the other state must have been substantially~~
953 ~~equivalent to or more stringent than those set forth in this~~
954 ~~chapter at the present time;~~

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

957 (b)~~(c)~~ Possesses a doctoral degree in psychology ~~as~~
958 ~~described in s. 490.003~~ and has at least 10 ~~20~~ years of
959 experience as a licensed psychologist in any jurisdiction or
960 territory of the United States within the 25 years preceding the
961 date of application.

962 Section 29. Subsection (6) of section 491.0045, Florida
963 Statutes, are amended to read:

964 491.0045 Intern registration; requirements.—

965 (6) A registration issued on or before March 31, 2017,
966 expires March 31, 2022, and may not be renewed or reissued. Any
967 registration issued after March 31, 2017, expires 60 months
968 after the date it is issued. The board may make a one-time
969 exception from the requirements of this subsection in emergency
970 or hardship cases, as defined by board rule, if ~~A subsequent~~
971 ~~intern registration may not be issued unless~~ the candidate has
972 passed the theory and practice examination described in s.
973 491.005 (1) (d), (3) (d), and (4) (d).

974 Section 30. Subsections (3) and (4) of section 491.005,
975 Florida Statutes, are amended to read:

491.005 Licensure by examination.—

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

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

(b)1. Has a minimum of a master's degree with major emphasis in marriage and family therapy, ~~or a closely related field~~ from a program accredited by the Commission on Accreditation for Marriage and Family Therapy Education or from a state university program accredited by the Council for Accreditation of Counseling and Related Educational Programs, and graduate courses approved by the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling.

~~has completed all of the following requirements:~~

~~a. Thirty six semester hours or 48 quarter hours of graduate coursework, which must include a minimum of 3 semester hours or 4 quarter hours of graduate-level course credits in each of the following nine areas: dynamics of marriage and family systems; marriage therapy and counseling theory and techniques; family therapy and counseling theory and techniques;~~

1001 ~~individual human development theories throughout the life cycle;~~
1002 ~~personality theory or general counseling theory and techniques;~~
1003 ~~psychopathology; human sexuality theory and counseling~~
1004 ~~techniques; psychosocial theory; and substance abuse theory and~~
1005 ~~counseling techniques. Courses in research, evaluation,~~
1006 ~~appraisal, assessment, or testing theories and procedures;~~
1007 ~~thesis or dissertation work; or practicums, internships, or~~
1008 ~~fieldwork may not be applied toward this requirement.~~

1009 ~~b. A minimum of one graduate-level course of 3 semester~~
1010 ~~hours or 4 quarter hours in legal, ethical, and professional~~
1011 ~~standards issues in the practice of marriage and family therapy~~
1012 ~~or a course determined by the board to be equivalent.~~

1013 ~~e. A minimum of one graduate-level course of 3 semester~~
1014 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~
1015 ~~and testing for individual or interpersonal disorder or~~
1016 ~~dysfunction; and a minimum of one 3-semester-hour or 4-quarter-~~
1017 ~~hour graduate-level course in behavioral research which focuses~~
1018 ~~on the interpretation and application of research data as it~~
1019 ~~applies to clinical practice. Credit for thesis or dissertation~~
1020 ~~work, practicums, internships, or fieldwork may not be applied~~
1021 ~~toward this requirement.~~

1022 ~~d. A minimum of one supervised clinical practicum,~~
1023 ~~internship, or field experience in a marriage and family~~
1024 ~~counseling setting, during which the student provided 180 direct~~
1025 ~~client contact hours of marriage and family therapy services~~

1026 ~~under the supervision of an individual who met the requirements~~
1027 ~~for supervision under paragraph (c). This requirement may be met~~
1028 ~~by a supervised practice experience which took place outside the~~
1029 ~~academic arena, but which is certified as equivalent to a~~
1030 ~~graduate-level practicum or internship program which required a~~
1031 ~~minimum of 180 direct client contact hours of marriage and~~
1032 ~~family therapy services currently offered within an academic~~
1033 ~~program of a college or university accredited by an accrediting~~
1034 ~~agency approved by the United States Department of Education, or~~
1035 ~~an institution which is publicly recognized as a member in good~~
1036 ~~standing with the Association of Universities and Colleges of~~
1037 ~~Canada or a training institution accredited by the Commission on~~
1038 ~~Accreditation for Marriage and Family Therapy Education~~
1039 ~~recognized by the United States Department of Education.~~
1040 ~~Certification shall be required from an official of such~~
1041 ~~college, university, or training institution.~~

1042 2. If the course title that ~~which~~ appears on the
1043 applicant's transcript does not clearly identify the content of
1044 the coursework, the applicant shall ~~be required to~~ provide
1045 additional documentation, including, but not limited to, a
1046 syllabus or catalog description published for the course.

1047
1048 The required master's degree must have been received in an
1049 institution of higher education which, at the time the applicant
1050 graduated, was ~~+~~ fully accredited by a regional accrediting body

1051 recognized by the Council for Higher Education Accreditation or
1052 its successor organization or ~~Commission on Recognition of~~
1053 ~~Postsecondary Accreditation~~, publicly recognized as a member in
1054 good standing with ~~the Association of Universities and Colleges~~
1055 ~~of Canada~~, or an institution of higher education located outside
1056 the United States and Canada, which, at the time the applicant
1057 was enrolled and at the time the applicant graduated, maintained
1058 a standard of training substantially equivalent to the standards
1059 of training of those institutions in the United States which are
1060 accredited by a regional accrediting body recognized by the
1061 Council for Higher Education Accreditation or its successor
1062 organization ~~Commission on Recognition of Postsecondary~~
1063 ~~Accreditation~~. Such foreign education and training must have
1064 been received in an institution or program of higher education
1065 officially recognized by the government of the country in which
1066 it is located as an institution or program to train students to
1067 practice as professional marriage and family therapists or
1068 psychotherapists. The applicant has the burden of establishing
1069 that the requirements of this provision have been met ~~shall be~~
1070 ~~upon the applicant~~, and the board shall require documentation,
1071 including such as, but not limited to, an evaluation by a
1072 foreign equivalency determination service, as evidence that the
1073 applicant's graduate degree program and education were
1074 equivalent to an accredited program in this country. An
1075 applicant with a master's degree from a program that ~~which~~ did

1076 not emphasize marriage and family therapy may complete the
1077 coursework requirement in a training institution fully
1078 accredited by the Commission on Accreditation for Marriage and
1079 Family Therapy Education recognized by the United States
1080 Department of Education.

1081 (c) Has had at least 2 years of clinical experience during
1082 which 50 percent of the applicant's clients were receiving
1083 marriage and family therapy services, which must be at the post-
1084 master's level under the supervision of a licensed marriage and
1085 family therapist with at least 5 years of experience, or the
1086 equivalent, who is a qualified supervisor as determined by the
1087 board. An individual who intends to practice in Florida to
1088 satisfy the clinical experience requirements must register
1089 pursuant to s. 491.0045 before commencing practice. If a
1090 graduate has a master's degree with a major emphasis in marriage
1091 and family therapy or a closely related field that did not
1092 include all the coursework required under paragraph (b) ~~sub-~~
1093 ~~subparagraphs (b)1.a.-e.~~, credit for the post-master's level
1094 clinical experience shall not commence until the applicant has
1095 completed a minimum of 10 of the courses required under
1096 paragraph (b) ~~sub-subparagraphs (b)1.a.-e.~~, as determined by the
1097 board, and at least 6 semester hours or 9 quarter hours of the
1098 course credits must have been completed in the area of marriage
1099 and family systems, theories, or techniques. Within the 2 ~~3~~
1100 years of required experience, the applicant shall provide direct

1101 individual, group, or family therapy and counseling, to include
 1102 the following categories of cases: unmarried dyads, married
 1103 couples, separating and divorcing couples, and family groups
 1104 including children. A doctoral internship may be applied toward
 1105 the clinical experience requirement. A licensed mental health
 1106 professional must be on the premises when clinical services are
 1107 provided by a registered intern in a private practice setting.

1108 (d) Has passed a theory and practice examination
 1109 designated ~~provided~~ by the board ~~department~~ for this purpose.

1110 (e) Has demonstrated, in a manner designated by rule of
 1111 the board, knowledge of the laws and rules governing the
 1112 practice of clinical social work, marriage and family therapy,
 1113 and mental health counseling.

1114 (f) For the purposes of dual licensure, the department
 1115 shall license as a marriage and family therapist any person who
 1116 meets the requirements of s. 491.0057. Fees for dual licensure
 1117 shall not exceed those stated in this subsection.

1118 (4) MENTAL HEALTH COUNSELING.—Upon verification of
 1119 documentation and payment of a fee not to exceed \$200, as set by
 1120 board rule, plus the actual per applicant cost ~~to the department~~
 1121 for purchase of the examination from the National Board for
 1122 Certified Counselors or its successor ~~Professional Examination~~
 1123 ~~Service for the National Academy of Certified Clinical Mental~~
 1124 ~~Health Counselors or a similar national~~ organization, the
 1125 department shall issue a license as a mental health counselor to

1126 | an applicant who the board certifies:

1127 | (a) Has submitted an application and paid the appropriate
1128 | fee.

1129 | (b)1. Has a minimum of an earned master's degree from a
1130 | mental health counseling program accredited by the Council for
1131 | the Accreditation of Counseling and Related Educational Programs
1132 | that consists of at least 60 semester hours or 80 quarter hours
1133 | of clinical and didactic instruction, including a course in
1134 | human sexuality and a course in substance abuse. If the master's
1135 | degree is earned from a program related to the practice of
1136 | mental health counseling that is not accredited by the Council
1137 | for the Accreditation of Counseling and Related Educational
1138 | Programs, then the coursework and practicum, internship, or
1139 | fieldwork must consist of at least 60 semester hours or 80
1140 | quarter hours and meet all of the following requirements:

1141 | a. Thirty-three semester hours or 44 quarter hours of
1142 | graduate coursework, which must include a minimum of 3 semester
1143 | hours or 4 quarter hours of graduate-level coursework in each of
1144 | the following 11 content areas: counseling theories and
1145 | practice; human growth and development; diagnosis and treatment
1146 | of psychopathology; human sexuality; group theories and
1147 | practice; individual evaluation and assessment; career and
1148 | lifestyle assessment; research and program evaluation; social
1149 | and cultural foundations; substance abuse; and legal, ethical,
1150 | and professional standards issues in the practice of mental

1151 health counseling in community settings; and substance abuse.
1152 Courses in research, thesis or dissertation work, practicums,
1153 internships, or fieldwork may not be applied toward this
1154 requirement.

1155 b. A minimum of 3 semester hours or 4 quarter hours of
1156 graduate-level coursework addressing diagnostic processes,
1157 including differential diagnosis and the use of the current
1158 diagnostic tools, such as the current edition of the Diagnostic
1159 and Statistical Manual of Mental Disorders of the American
1160 Psychiatric Association. The graduate program must have
1161 emphasized the common core curricular experience in legal,
1162 ethical, and professional standards issues in the practice of
1163 mental health counseling, which includes goals, objectives, and
1164 practices of professional counseling organizations, codes of
1165 ethics, legal considerations, standards of preparation,
1166 certifications and licensing, and the role identity and
1167 professional obligations of mental health counselors. Courses in
1168 research, thesis or dissertation work, practicums, internships,
1169 or fieldwork may not be applied toward this requirement.

1170 c. The equivalent, as determined by the board, of at least
1171 700 ~~1,000~~ hours of university-sponsored supervised clinical
1172 practicum, internship, or field experience that includes at
1173 least 280 hours of direct client services, as required in the
1174 accrediting standards of the Council for Accreditation of
1175 Counseling and Related Educational Programs for mental health

1176 counseling programs. This experience may not be used to satisfy
1177 the post-master's clinical experience requirement.

1178 2. If the course title that ~~which~~ appears on the
1179 applicant's transcript does not clearly identify the content of
1180 the coursework, the applicant shall ~~be required to~~ provide
1181 additional documentation, including, but not limited to, a
1182 syllabus or catalog description published for the course.

1183

1184 Education and training in mental health counseling must have
1185 been received in an institution of higher education which, at
1186 the time the applicant graduated, was ~~+~~ fully accredited by a
1187 regional accrediting body recognized by the Council for Higher
1188 Education Accreditation or its successor organization ~~Commission~~
1189 ~~on Recognition of Postsecondary Accreditation~~; or publicly
1190 recognized as a member in good standing with ~~the Association of~~
1191 ~~Universities and Colleges of Canada~~, + or an institution of
1192 higher education located outside the United States and Canada, +
1193 which, at the time the applicant was enrolled and at the time
1194 the applicant graduated, maintained a standard of training
1195 substantially equivalent to the standards of training of those
1196 institutions in the United States which are accredited by a
1197 regional accrediting body recognized by the Council for Higher
1198 Education Accreditation or its successor organization ~~Commission~~
1199 ~~on Recognition of Postsecondary Accreditation~~. Such foreign
1200 education and training must have been received in an institution

1201 or program of higher education officially recognized by the
1202 government of the country in which it is located as an
1203 institution or program to train students to practice as mental
1204 health counselors. The applicant has the burden of establishing
1205 that the requirements of this provision have been met ~~shall be~~
1206 ~~upon the applicant~~, and the board shall require documentation,
1207 such as, but not limited to, an evaluation by a foreign
1208 equivalency determination service, as evidence that the
1209 applicant's graduate degree program and education were
1210 equivalent to an accredited program in this country. Beginning
1211 July 1, 2025, an applicant must have a master's degree in a
1212 program that is accredited by the Council for Accreditation of
1213 Counseling and Related Educational Programs which consists of at
1214 least 60 semester hours or 80 quarter hours to apply for
1215 licensure under this paragraph.

1216 (c) Has had at least 2 years of clinical experience in
1217 mental health counseling, which must be at the post-master's
1218 level under the supervision of a licensed mental health
1219 counselor or the equivalent who is a qualified supervisor as
1220 determined by the board. An individual who intends to practice
1221 in Florida to satisfy the clinical experience requirements must
1222 register pursuant to s. 491.0045 before commencing practice. If
1223 a graduate has a master's degree with a major related to the
1224 practice of mental health counseling that did not include all
1225 the coursework required under sub-subparagraphs (b)1.a.-b.,

1226 credit for the post-master's level clinical experience shall not
 1227 commence until the applicant has completed a minimum of seven of
 1228 the courses required under sub-subparagraphs (b)1.a.-b., as
 1229 determined by the board, one of which must be a course in
 1230 psychopathology or abnormal psychology. A doctoral internship
 1231 may be applied toward the clinical experience requirement. A
 1232 licensed mental health professional must be on the premises when
 1233 clinical services are provided by a registered intern in a
 1234 private practice setting.

1235 (d) Has passed a theory and practice examination
 1236 designated ~~provided~~ by the board ~~department~~ for this purpose.

1237 (e) Has demonstrated, in a manner designated by rule of
 1238 the board, knowledge of the laws and rules governing the
 1239 practice of clinical social work, marriage and family therapy,
 1240 and mental health counseling.

1241 Section 31. Paragraph (b) of subsection (1) of section
 1242 491.006, Florida Statutes, is amended to read:

1243 491.006 Licensure or certification by endorsement.—

1244 (1) The department shall license or grant a certificate to
 1245 a person in a profession regulated by this chapter who, upon
 1246 applying to the department and remitting the appropriate fee,
 1247 demonstrates to the board that he or she:

1248 (b)1. Holds an active valid license to practice and has
 1249 actively practiced the profession for which licensure is applied
 1250 in another state for 3 of the last 5 years immediately preceding

1251 licensure.

1252 ~~2. Meets the education requirements of this chapter for~~
1253 ~~the profession for which licensure is applied.~~

1254 2.3. Has passed a substantially equivalent licensing
1255 examination in another state or has passed the licensure
1256 examination in this state in the profession for which the
1257 applicant seeks licensure.

1258 3.4. Holds a license in good standing, is not under
1259 investigation for an act that would constitute a violation of
1260 this chapter, and has not been found to have committed any act
1261 that would constitute a violation of this chapter. The fees paid
1262 by any applicant for certification as a master social worker
1263 under this section are nonrefundable.

1264 Section 32. Subsection (3) of section 491.007, Florida
1265 Statutes, are amended to read:

1266 491.007 Renewal of license, registration, or certificate.—

1267 ~~(3) The board or department shall prescribe by rule a~~
1268 ~~method for the biennial renewal of an intern registration at a~~
1269 ~~fee set by rule, not to exceed \$100.~~

1270 Section 33. Subsection (2) of section 491.009, Florida
1271 Statutes, is amended to read:

1272 491.009 Discipline.—

1273 (2) The board ~~department~~, or, in the case of certified
1274 master social workers ~~psychologists~~, the department ~~board~~, may
1275 enter an order denying licensure or imposing any of the

1276 penalties authorized in s. 456.072(2) against any applicant for
 1277 licensure or licensee who is found guilty of violating any
 1278 provision of subsection (1) of this section or who is found
 1279 guilty of violating any provision of s. 456.072(1).

1280 Section 34. Paragraph (c) of subsection (2) of section
 1281 491.0046, Florida Statutes, is amended to read:

1282 491.0046 Provisional license; requirements.—

1283 (2) The department shall issue a provisional clinical
 1284 social worker license, provisional marriage and family therapist
 1285 license, or provisional mental health counselor license to each
 1286 applicant who the board certifies has:

1287 (c) Has met the following minimum coursework requirements:

1288 1. For clinical social work, a minimum of 15 semester
 1289 hours or 22 quarter hours of the coursework required by s.
 1290 491.005(1)(b)2.b.

1291 2. For marriage and family therapy, 10 of the courses
 1292 required by s. 491.005(3)(b)1 ~~s. 491.005(3)(b)1.a.-c.~~, as
 1293 determined by the board, and at least 6 semester hours or 9
 1294 quarter hours of the course credits must have been completed in
 1295 the area of marriage and family systems, theories, or
 1296 techniques.

1297 3. For mental health counseling, a minimum of seven of the
 1298 courses required under s. 491.005(4)(b)1 ~~s. 491.005(4)(b)1.a.-e.~~

1299 Section 35. Subsection (11) of section 945.42, Florida
 1300 Statutes, is amended to read:

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1301 945.42 Definitions; ss. 945.40-945.49.—As used in ss.
1302 945.40-945.49, the following terms shall have the meanings
1303 ascribed to them, unless the context shall clearly indicate
1304 otherwise:

1305 (11) "Psychological professional" means a behavioral
1306 practitioner who has an approved doctoral degree in psychology
1307 as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by
1308 the department or who is licensed as a psychologist pursuant to
1309 chapter 490.

1310 Section 36. This act shall take effect July 1, 2019.