

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>    </u>	

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1 Committee/Subcommittee hearing bill: Health Quality  
 2 Subcommittee

3 Representative Santiago offered the following:

4

5 **Amendment**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 1. Subsection (6) of section

8 460.402, Florida Statutes, is amended to read:

9 460.402 Exceptions.—The provisions of this chapter shall  
 10 not apply to:

11 (6) A chiropractic student enrolled in a chiropractic  
 12 school, college, or program accredited by an accrediting agency  
 13 recognized by the United States Department of Education or the  
 14 Council for Higher Education Accreditation ~~the Council on~~  
 15 ~~Chiropractic Education~~ and participating in ~~either~~:

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16 (a) A community-based internship under the direct  
17 supervision of a doctor of chiropractic medicine who is  
18 credentialed as an adjunct faculty member of a chiropractic  
19 college in which the student is enrolled; or

20 (b) A chiropractic college clinical internship under the  
21 direct supervision of a doctor of chiropractic medicine who is a  
22 full-time, part-time, or adjunct faculty member of a  
23 chiropractic college ~~located in this state and~~ accredited by an  
24 accrediting agency recognized by the United States Department of  
25 Education or the Council for Higher Education Accreditation ~~the~~  
26 ~~Council on Chiropractic Education~~ and who holds a current,  
27 active Florida chiropractor's license.

28 Section 2. Subsection (4) and paragraph (a) of subsection  
29 (9) of section 460.403, Florida Statutes, are amended to read:

30 460.403 Definitions.—As used in this chapter, the term:

31 (4) (a) "Community-based internship" means a program in  
32 which a student enrolled in the last year of a chiropractic  
33 college accredited by an accrediting agency recognized by the  
34 United States Department of Education or the Council for Higher  
35 Education Accreditation ~~the Council on Chiropractic Education~~ is  
36 approved to obtain required pregraduation clinical experience in  
37 a chiropractic clinic or practice under the direct supervision  
38 of a doctor of chiropractic medicine approved as an adjunct  
39 faculty member of the chiropractic college in which the student

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40 is enrolled, according to the teaching protocols for the  
41 clinical practice requirements of the college.

42 (b) "Chiropractic college clinical internship" means a  
43 program in which a student enrolled in a chiropractic college  
44 ~~located in this state and~~ accredited by an accrediting agency  
45 recognized by the United States Department of Education or the  
46 Council for Higher Education Accreditation ~~the Council on~~  
47 ~~Chiropractic Education~~ obtains clinical experience pursuant to  
48 the chiropractic college's curriculum in a classroom or  
49 chiropractic clinic operated by the chiropractic college,  
50 according to the teaching protocols for the clinical practice  
51 requirements of the college.

52 (9) (a) "Practice of chiropractic medicine" means a  
53 noncombative principle and practice consisting of the science,  
54 philosophy, and art of the adjustment, manipulation, and  
55 treatment of the human body in which vertebral subluxations and  
56 other malpositioned articulations and structures that are  
57 interfering with the normal generation, transmission, and  
58 expression of nerve impulse between the brain, organs, and  
59 tissue cells of the body, thereby causing disease, are adjusted,  
60 manipulated, or treated, thus restoring the normal flow of nerve  
61 impulse which produces normal function and consequent health by  
62 chiropractic physicians using specific chiropractic adjustment  
63 or manipulation techniques taught in chiropractic colleges  
64 accredited by an accrediting agency recognized by the United

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65 States Department of Education or the Council for Higher  
66 Education Accreditation ~~the Council on Chiropractic Education.~~

67 No person other than a licensed chiropractic physician may  
68 render chiropractic services, chiropractic adjustments, or  
69 chiropractic manipulations.

70 Section 3. Subsections (1) and (5) of section 460.406,  
71 Florida Statutes, are amended to read:

72 460.406 Licensure by examination.—

73 (1) Any person desiring to be licensed as a chiropractic  
74 physician must apply to the department to take the licensure  
75 examination. There shall be an application fee set by the board  
76 not to exceed \$100 which shall be nonrefundable. There shall  
77 also be an examination fee not to exceed \$500 plus the actual  
78 per applicant cost to the department for purchase of portions of  
79 the examination from the National Board of Chiropractic  
80 Examiners or a similar national organization, which may be  
81 refundable if the applicant is found ineligible to take the  
82 examination. The department shall examine each applicant who the  
83 board certifies has:

84 (a) Completed the application form and remitted the  
85 appropriate fee.

86 (b) Submitted proof satisfactory to the department that he  
87 or she is not less than 18 years of age.

88 (c) Submitted proof satisfactory to the department that he  
89 or she is a graduate of a chiropractic college ~~which is~~

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90 accredited by an accrediting agency recognized by the United  
91 States Department of Education or the Council for Higher  
92 Education Accreditation ~~or has status with the Council on~~  
93 ~~Chiropractic Education or its predecessor agency~~. However, any  
94 applicant who is a graduate of a chiropractic college that was  
95 initially accredited by the Council on Chiropractic Education in  
96 1995, who graduated from such college within the 4 years  
97 immediately preceding such accreditation, and who is otherwise  
98 qualified shall be eligible to take the examination. No  
99 application for a license to practice chiropractic medicine  
100 shall be denied solely because the applicant is a graduate of a  
101 chiropractic college that subscribes to one philosophy of  
102 chiropractic medicine as distinguished from another.

103 (d)1. For an applicant who has matriculated in a  
104 chiropractic college before ~~prior to~~ July 2, 1990, completed at  
105 least 2 years of residence college work, consisting of a minimum  
106 of one-half the work acceptable for a bachelor's degree granted  
107 on the basis of a 4-year period of study, in a college or  
108 university accredited by an accrediting agency recognized and  
109 approved by the United States Department of Education. However,  
110 before ~~prior to~~ being certified by the board to sit for the  
111 examination, each applicant who has matriculated in a  
112 chiropractic college after July 1, 1990, shall have been granted  
113 a bachelor's degree, based upon 4 academic years of study, by a  
114 college or university accredited by a regional accrediting

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115 agency which is a member of the Commission on Recognition of  
116 Postsecondary Accreditation.

117 2. Effective July 1, 2000, completed, before ~~prior to~~  
118 matriculation in a chiropractic college, at least 3 years of  
119 residence college work, consisting of a minimum of 90 semester  
120 hours leading to a bachelor's degree in a liberal arts college  
121 or university accredited by an accrediting agency recognized and  
122 approved by the United States Department of Education. However,  
123 before ~~prior to~~ being certified by the board to sit for the  
124 examination, each applicant who has matriculated in a  
125 chiropractic college after July 1, 2000, shall have been granted  
126 a bachelor's degree from an institution holding accreditation  
127 for that degree from a regional accrediting agency which is  
128 recognized by the United States Department of Education. The  
129 applicant's chiropractic degree must consist of credits earned  
130 in the chiropractic program and may not include academic credit  
131 for courses from the bachelor's degree.

132 (e) Successfully completed the National Board of  
133 Chiropractic Examiners certification examination in parts I, II,  
134 III, and IV, and the physiotherapy examination of the National  
135 Board of Chiropractic Examiners, with a score approved by the  
136 board.

137 (f) Submitted to the department a set of fingerprints on a  
138 form and under procedures specified by the department, along  
139 with payment in an amount equal to the costs incurred by the

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140 Department of Health for the criminal background check of the  
141 applicant.

142  
143 The board may require an applicant who graduated from an  
144 institution accredited by the Council on Chiropractic Education  
145 more than 10 years before the date of application to the board  
146 to take the National Board of Chiropractic Examiners Special  
147 Purposes Examination for Chiropractic, or its equivalent, as  
148 determined by the board. The board shall establish by rule a  
149 passing score.

150 (5) A student in a school or college of chiropractic  
151 accredited by an accrediting agency recognized by the United  
152 States Department of Education or the Council for Higher  
153 Education Accreditation ~~the Council on Chiropractic Education or~~  
154 ~~its successor~~ in the final year of the program may file an  
155 application pursuant to subsection (1), take all examinations  
156 required for licensure, and submit a set of fingerprints, ~~and~~  
157 ~~pay all fees required for licensure~~. A chiropractic student who  
158 successfully completes the licensure examinations and who  
159 otherwise meets all requirements for licensure as a chiropractic  
160 physician during the student's final year must have graduated  
161 before being certified for licensure pursuant to this section.

162 Section 4. Subsection (1) of section 460.4062, Florida  
163 Statutes, are amended to read:

164 460.4062 Chiropractic medicine faculty certificate.-

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165 (1) The department may issue a chiropractic medicine  
166 faculty certificate without examination to an individual who  
167 remits a nonrefundable application fee, not to exceed \$100 as  
168 determined by rule of the board, and who demonstrates to the  
169 board that he or she meets the following requirements:

170 (a) Is a graduate of a ~~an accredited~~ school or college of  
171 chiropractic accredited by an accrediting agency recognized by  
172 the United States Department of Education or the Council for  
173 Higher Education Accreditation ~~the Council on Chiropractic~~  
174 ~~Education.~~

175 (b) Holds a valid current license to practice chiropractic  
176 medicine in another jurisdiction in the United States.

177 (c) Is at least 21 years of age and of good moral  
178 character.

179 (d) Has not committed any act or offense in any  
180 jurisdiction which would constitute the basis for discipline  
181 under this chapter or chapter 456.

182 (e)1. Performs research or has been offered and has  
183 accepted a full-time or part-time faculty appointment to teach  
184 in a program of chiropractic medicine at a publicly funded state  
185 university or college or at a college of chiropractic located in  
186 the state and accredited by an accrediting agency recognized by  
187 the United States Secretary of Education or the Council for  
188 Higher Education Accreditation ~~the Council on Chiropractic~~  
189 ~~Education; and~~

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190 2. Provides a certification from the dean of the  
191 appointing college acknowledging the appointment.

192 Section 5. Paragraph (a) of subsection (1) of section  
193 460.4061, Florida Statutes, is amended to read:

194 460.4061 Restricted license.—

195 (1) An applicant for licensure as a chiropractic physician  
196 may apply to the department for a restricted license without  
197 undergoing a state or national written or clinical competency  
198 examination for licensure if the applicant initially applies not  
199 later than October 31, 1994, for the restricted license and:

200 (a) Holds a degree from a college of chiropractic  
201 accredited by an accrediting agency recognized by the United  
202 States Secretary of Education or the Council for Higher  
203 Education Accreditation ~~the Council on Chiropractic Education or~~  
204 ~~its predecessor agency~~ and holds a bachelor's degree.

205 Section 6. Paragraph (b) of subsection (13) of section  
206 460.4165, Florida Statutes, is amended to read:

207 460.4165 Certified chiropractic physician's assistants.—

208 (13) CERTIFIED CHIROPRACTIC ASSISTANT CERTIFICATION  
209 RENEWAL.—The certification must be renewed biennially.

210 (b) Each certified chiropractic physician's assistant  
211 shall biennially complete 24 hours of continuing education  
212 courses approved by the board and sponsored by an accrediting  
213 agency recognized by the United States Department of Education  
214 or the Council for Higher Education Accreditation ~~chiropractic~~

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215 ~~colleges accredited by the Council on Chiropractic Education and~~  
216 ~~approved by the board.~~ The board shall approve those courses  
217 that build upon the basic courses required for the practice of  
218 chiropractic medicine, and the board may also approve courses in  
219 adjunctive modalities. The board may make exception from the  
220 requirements of this section in emergency or hardship cases. The  
221 board may adopt rules within the requirements of this section  
222 which are necessary for its implementation.

223 Section 7. Paragraph (d) of subsection (1) of section  
224 460.4167, Florida Statutes, is amended to read:

225 460.4167 Proprietorship by persons other than licensed  
226 chiropractic physicians.—

227 (1) A person may not employ a chiropractic physician  
228 licensed under this chapter or engage a chiropractic physician  
229 licensed under this chapter as an independent contractor to  
230 provide services that chiropractic physicians are authorized to  
231 offer under this chapter, unless the person is any of the  
232 following:

233 (d) A clinical facility that is affiliated with a college  
234 of chiropractic accredited by an accrediting agency recognized  
235 by the United States Department of Education or the Council for  
236 Higher Education Accreditation ~~the Council on Chiropractic~~  
237 ~~Education~~ at which training is provided for chiropractic  
238 students.

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239 Section 8. Paragraph (j) of subsection (4) of section  
240 400.9905, Florida Statutes, is amended to read:

241 400.9905 Definitions.—

242 (4) "Clinic" means an entity where health care services  
243 are provided to individuals and which tenders charges for  
244 reimbursement for such services, including a mobile clinic and a  
245 portable equipment provider. As used in this part, the term does  
246 not include and the licensure requirements of this part do not  
247 apply to:

248 (j) Clinical facilities affiliated with a college of  
249 chiropractic accredited by an accrediting agency recognized by  
250 the United States Department of Education or the Council for  
251 Higher Education Accreditation ~~the Council on Chiropractic~~  
252 ~~Education~~ at which training is provided for chiropractic  
253 students.

254  
255 Notwithstanding this subsection, an entity shall be deemed a  
256 clinic and must be licensed under this part in order to receive  
257 reimbursement under the Florida Motor Vehicle No-Fault Law, ss.  
258 627.730-627.7405, unless exempted under s. 627.736(5)(h).

259 Section 9. This act shall take effect upon becoming a law