

By the Committees on Appropriations; and Health Policy; and  
Senator Harrell

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1                                   A bill to be entitled  
2       An act relating to the Department of Health; amending  
3       s. 39.303, F.S.; specifying direct reporting  
4       requirements for certain positions within the  
5       Children's Medical Services Program; amending s.  
6       381.0042, F.S.; revising the purpose of patient care  
7       networks from serving patients with acquired immune  
8       deficiency syndrome to serving those with human  
9       immunodeficiency virus; conforming provisions to  
10      changes made by the act; deleting obsolete language;  
11      amending s. 381.4018, F.S.; requiring the department  
12      to develop strategies to maximize federal-state  
13      partnerships that provide incentives for physicians to  
14      practice in medically underserved or rural areas;  
15      authorizing the department to adopt certain rules;  
16      amending s. 381.915, F.S.; revising term limits for  
17      Tier 3 cancer center designations within the Florida  
18      Consortium of National Cancer Institute Centers  
19      Program; amending s. 401.35, F.S.; clarifying  
20      applicability of certain ambulance rules to include  
21      emergency medical services vehicles; deleting the  
22      requirement that the department base rules governing  
23      medical supplies and equipment required in ambulances  
24      and emergency medical services vehicles on a certain  
25      association's standards; deleting the requirement that  
26      the department base rules governing ambulance or  
27      emergency medical services vehicle design and  
28      construction on a certain agency's standards and  
29      instead requiring the department to base such rules on

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30 national standards recognized by the department;  
31 amending s. 404.031, F.S.; defining the term "useful  
32 beam"; amending s. 404.22, F.S.; providing limitations  
33 on the maintenance, operation, and modification of  
34 certain radiation machines; providing conditions for  
35 the authorized exposure of human beings to the  
36 radiation emitted from a radiation machine; amending  
37 s. 456.013, F.S.; revising health care practitioner  
38 licensure application requirements; authorizing the  
39 board or department to issue a temporary license to  
40 certain applicants which expires after 60 days;  
41 amending s. 456.072, F.S.; revising grounds for  
42 certain disciplinary actions to conform to changes  
43 made by the act; repealing s. 456.0721, F.S., relating  
44 to health care practitioners in default on student  
45 loan or scholarship obligations; amending s. 456.074,  
46 F.S.; conforming provisions to changes made by the  
47 act; amending s. 458.3145, F.S.; revising the list of  
48 individuals who may be issued a medical faculty  
49 certificate without examination; amending s. 458.3312,  
50 F.S.; removing a prohibition against physicians  
51 representing themselves as board-certified specialists  
52 in dermatology unless the recognizing agency is  
53 reviewed and reauthorized on a specified basis by the  
54 Board of Medicine; amending s. 459.0055, F.S.;  
55 revising licensure requirements for a person seeking  
56 licensure or certification as an osteopathic  
57 physician; repealing s. 460.4166, F.S., relating to  
58 registered chiropractic assistants; amending s.

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59 464.019, F.S.; extending through 2025 the Florida  
60 Center for Nursing's responsibility to study and issue  
61 an annual report on the implementation of nursing  
62 education programs; amending s. 464.202, F.S.;  
63 requiring the Board of Nursing to adopt rules that  
64 include disciplinary procedures and standards of  
65 practice for certified nursing assistants; amending s.  
66 464.203, F.S.; revising certification requirements for  
67 nursing assistants; amending s. 464.204, F.S.;  
68 revising grounds for board-imposed disciplinary  
69 sanctions; amending s. 466.006, F.S.; revising certain  
70 examination requirements for applicants seeking dental  
71 licensure; reviving, reenacting, and amending s.  
72 466.0067, F.S., relating to the application for a  
73 health access dental license; reviving, reenacting,  
74 and amending s. 466.00671, F.S., relating to the  
75 renewal of such a license; reviving and reenacting s.  
76 466.00672, F.S., relating to the revocation of such a  
77 license; amending s. 466.007, F.S.; revising  
78 requirements for examinations of dental hygienists;  
79 amending s. 466.017, F.S.; requiring dentists and  
80 certified registered dental hygienists to report in  
81 writing certain adverse incidents to the department  
82 within a specified timeframe; providing for  
83 disciplinary action by the Board of Dentistry for  
84 violations; defining the term "adverse incident";  
85 authorizing the board to adopt rules; amending s.  
86 466.031, F.S.; making technical changes; authorizing  
87 an employee or an independent contractor of a dental

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88 laboratory, acting as an agent of that dental  
89 laboratory, to engage in onsite consultation with a  
90 licensed dentist during a dental procedure; amending  
91 s. 466.036, F.S.; revising the frequency of dental  
92 laboratory inspections during a specified period;  
93 amending s. 468.701, F.S.; revising the definition of  
94 the term "athletic trainer"; deleting a requirement  
95 that is relocated to another section; amending s.  
96 468.707, F.S.; revising athletic trainer licensure  
97 requirements; amending s. 468.711, F.S.; requiring  
98 certain licensees to maintain certification in good  
99 standing without lapse as a condition of renewal of  
100 their athletic trainer licenses; amending s. 468.713,  
101 F.S.; requiring that an athletic trainer work within a  
102 specified scope of practice; relocating an existing  
103 requirement that was stricken from another section;  
104 amending s. 468.723, F.S.; requiring the direct  
105 supervision of an athletic training student to be in  
106 accordance with rules adopted by the Board of Athletic  
107 Training; amending s. 468.803, F.S.; revising  
108 orthotic, prosthetic, and pedorthic licensure,  
109 registration, and examination requirements; amending  
110 s. 480.033, F.S.; revising the definition of the term  
111 "apprentice"; amending s. 480.041, F.S.; revising  
112 qualifications for licensure as a massage therapist;  
113 specifying that massage apprentices licensed before a  
114 specified date may continue to perform massage therapy  
115 as authorized under their licenses; authorizing  
116 massage apprentices to apply for full licensure upon

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117 completion of their apprenticeships, under certain  
118 conditions; repealing s. 480.042, F.S., relating to  
119 examinations for licensure as a massage therapist;  
120 amending s. 490.003, F.S.; revising the definition of  
121 the terms "doctoral-level psychological education" and  
122 "doctoral degree in psychology"; amending s. 490.005,  
123 F.S.; revising requirements for licensure by  
124 examination of psychologists and school psychologists;  
125 amending s. 490.006, F.S.; revising requirements for  
126 licensure by endorsement of psychologists and school  
127 psychologists; amending s. 491.0045, F.S.; exempting  
128 clinical social worker interns, marriage and family  
129 therapist interns, and mental health counselor interns  
130 from registration requirements, under certain  
131 circumstances; amending s. 491.005, F.S.; revising  
132 requirements for the licensure by examination of  
133 marriage and family therapists; revising requirements  
134 for the licensure by examination of mental health  
135 counselors; amending s. 491.006, F.S.; revising  
136 requirements for licensure by endorsement or  
137 certification for specified professions; amending s.  
138 491.007, F.S.; removing a biennial intern registration  
139 fee; amending s. 491.009, F.S.; authorizing the Board  
140 of Clinical Social Work, Marriage and Family Therapy,  
141 and Mental Health Counseling or, under certain  
142 circumstances, the department to enter an order  
143 denying licensure or imposing penalties against an  
144 applicant for licensure under certain circumstances;  
145 amending ss. 491.0046 and 945.42, F.S.; conforming

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146 cross-references; reenacting s. 459.021(6), F.S.,  
147 relating to registration of osteopathic resident  
148 physicians, interns, and fellows, to incorporate the  
149 amendment made to s. 459.0055, F.S., in a reference  
150 thereto; providing for retroactive applicability of  
151 specified provisions; providing an effective date.

152  
153 Be It Enacted by the Legislature of the State of Florida:

154  
155 Section 1. Paragraphs (a) and (b) of subsection (2) of  
156 section 39.303, Florida Statutes, are amended to read:

157 39.303 Child Protection Teams and sexual abuse treatment  
158 programs; services; eligible cases.—

159 (2) (a) The Statewide Medical Director for Child Protection  
160 must be a physician licensed under chapter 458 or chapter 459  
161 who is a board-certified pediatrician with a subspecialty  
162 certification in child abuse from the American Board of  
163 Pediatrics. The Statewide Medical Director for Child Protection  
164 shall report directly to the Deputy Secretary for Children's  
165 Medical Services.

166 (b) Each Child Protection Team medical director must be a  
167 physician licensed under chapter 458 or chapter 459 who is a  
168 board-certified physician in pediatrics or family medicine and,  
169 within 2 years after the date of employment as a Child  
170 Protection Team medical director, obtains a subspecialty  
171 certification in child abuse from the American Board of  
172 Pediatrics or within 2 years meet the minimum requirements  
173 established by a third-party credentialing entity recognizing a  
174 demonstrated specialized competence in child abuse pediatrics

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175 pursuant to paragraph (d). Each Child Protection Team medical  
176 director employed on July 1, 2015, must, by July 1, 2019, either  
177 obtain a subspecialty certification in child abuse from the  
178 American Board of Pediatrics or meet the minimum requirements  
179 established by a third-party credentialing entity recognizing a  
180 demonstrated specialized competence in child abuse pediatrics  
181 pursuant to paragraph (d). Child Protection Team medical  
182 directors shall be responsible for oversight of the teams in the  
183 circuits. Each Child Protection Team medical director shall  
184 report directly to the Statewide Medical Director for Child  
185 Protection.

186 Section 2. Section 381.0042, Florida Statutes, is amended  
187 to read:

188 381.0042 Patient care for persons with HIV infection.—The  
189 department may establish human immunodeficiency virus acquired  
190 ~~immune deficiency syndrome~~ patient care networks in each region  
191 of the state where the number ~~numbers~~ of cases of acquired  
192 ~~immune deficiency syndrome and other~~ human immunodeficiency  
193 virus transmission infections justifies the establishment of  
194 cost-effective regional patient care networks. Such networks  
195 shall be delineated by rule of the department which shall take  
196 into account natural trade areas and centers of medical  
197 excellence that specialize in the treatment of human  
198 immunodeficiency virus acquired immune deficiency syndrome, as  
199 well as available federal, state, and other funds. Each patient  
200 care network shall include representation of persons with human  
201 immunodeficiency virus infection; health care providers;  
202 business interests; the department, including, but not limited  
203 to, county health departments; and local units of government.

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204 Each network shall plan for the care and treatment of persons  
205 with human immunodeficiency virus ~~acquired immune deficiency~~  
206 ~~syndrome and acquired immune deficiency syndrome related complex~~  
207 in a cost-effective, dignified manner that ~~which~~ emphasizes  
208 outpatient and home care. Once per ~~each~~ year, ~~beginning April~~  
209 ~~1989~~, each network shall make its recommendations concerning the  
210 needs for patient care to the department.

211 Section 3. Subsection (3) of section 381.4018, Florida  
212 Statutes, is amended to read:

213 381.4018 Physician workforce assessment and development.—

214 (3) GENERAL FUNCTIONS.—The department shall maximize the  
215 use of existing programs under the jurisdiction of the  
216 department and other state agencies and coordinate governmental  
217 and nongovernmental stakeholders and resources in order to  
218 develop a state strategic plan and assess the implementation of  
219 such strategic plan. In developing the state strategic plan, the  
220 department shall:

221 (a) Monitor, evaluate, and report on the supply and  
222 distribution of physicians licensed under chapter 458 or chapter  
223 459. The department shall maintain a database to serve as a  
224 statewide source of data concerning the physician workforce.

225 (b) Develop a model and quantify, on an ongoing basis, the  
226 adequacy of the state's current and future physician workforce  
227 as reliable data becomes available. Such model must take into  
228 account demographics, physician practice status, place of  
229 education and training, generational changes, population growth,  
230 economic indicators, and issues concerning the "pipeline" into  
231 medical education.

232 (c) Develop and recommend strategies to determine whether

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233 the number of qualified medical school applicants who might  
234 become competent, practicing physicians in this state will be  
235 sufficient to meet the capacity of the state's medical schools.  
236 If appropriate, the department shall, working with  
237 representatives of appropriate governmental and nongovernmental  
238 entities, develop strategies and recommendations and identify  
239 best practice programs that introduce health care as a  
240 profession and strengthen skills needed for medical school  
241 admission for elementary, middle, and high school students, and  
242 improve premedical education at the precollege and college level  
243 in order to increase this state's potential pool of medical  
244 students.

245 (d) Develop strategies to ensure that the number of  
246 graduates from the state's public and private allopathic and  
247 osteopathic medical schools is adequate to meet physician  
248 workforce needs, based on the analysis of the physician  
249 workforce data, so as to provide a high-quality medical  
250 education to students in a manner that recognizes the uniqueness  
251 of each new and existing medical school in this state.

252 (e) Pursue strategies and policies to create, expand, and  
253 maintain graduate medical education positions in the state based  
254 on the analysis of the physician workforce data. Such strategies  
255 and policies must take into account the effect of federal  
256 funding limitations on the expansion and creation of positions  
257 in graduate medical education. The department shall develop  
258 options to address such federal funding limitations. The  
259 department shall consider options to provide direct state  
260 funding for graduate medical education positions in a manner  
261 that addresses requirements and needs relative to accreditation

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262 of graduate medical education programs. The department shall  
263 consider funding residency positions as a means of addressing  
264 needed physician specialty areas, rural areas having a shortage  
265 of physicians, and areas of ongoing critical need, and as a  
266 means of addressing the state's physician workforce needs based  
267 on an ongoing analysis of physician workforce data.

268 (f) Develop strategies to maximize federal and state  
269 programs that provide for the use of incentives to attract  
270 physicians to this state or retain physicians within the state.  
271 Such strategies should explore and maximize federal-state  
272 partnerships that provide incentives for physicians to practice  
273 in federally designated shortage areas, in otherwise medically  
274 underserved areas, or in rural areas. Strategies shall also  
275 consider the use of state programs, such as the Medical  
276 Education Reimbursement and Loan Repayment Program pursuant to  
277 s. 1009.65, which provide for education loan repayment or loan  
278 forgiveness and provide monetary incentives for physicians to  
279 relocate to underserved areas of the state.

280 (g) Coordinate and enhance activities relative to physician  
281 workforce needs, undergraduate medical education, graduate  
282 medical education, and reentry of retired military and other  
283 physicians into the physician workforce provided by the Division  
284 of Medical Quality Assurance, area health education center  
285 networks established pursuant to s. 381.0402, and other offices  
286 and programs within the department as designated by the State  
287 Surgeon General.

288 (h) Work in conjunction with and act as a coordinating body  
289 for governmental and nongovernmental stakeholders to address  
290 matters relating to the state's physician workforce assessment

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291 and development for the purpose of ensuring an adequate supply  
292 of well-trained physicians to meet the state's future needs.  
293 Such governmental stakeholders shall include, but need not be  
294 limited to, the State Surgeon General or his or her designee,  
295 the Commissioner of Education or his or her designee, the  
296 Secretary of Health Care Administration or his or her designee,  
297 and the Chancellor of the State University System or his or her  
298 designee, and, at the discretion of the department, other  
299 representatives of state and local agencies that are involved in  
300 assessing, educating, or training the state's current or future  
301 physicians. Other stakeholders shall include, but need not be  
302 limited to, organizations representing the state's public and  
303 private allopathic and osteopathic medical schools;  
304 organizations representing hospitals and other institutions  
305 providing health care, particularly those that currently provide  
306 or have an interest in providing accredited medical education  
307 and graduate medical education to medical students and medical  
308 residents; organizations representing allopathic and osteopathic  
309 practicing physicians; and, at the discretion of the department,  
310 representatives of other organizations or entities involved in  
311 assessing, educating, or training the state's current or future  
312 physicians.

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

316 (j) Act as a clearinghouse for collecting and disseminating  
317 information concerning the physician workforce and medical  
318 education continuum in this state.

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

324 Section 4. Paragraph (c) of subsection (4) of section  
325 381.915, Florida Statutes, is amended to read:

326 381.915 Florida Consortium of National Cancer Institute  
327 Centers Program.—

328 (4) Tier designations and corresponding weights within the  
329 Florida Consortium of National Cancer Institute Centers Program  
330 are as follows:

331 (c) Tier 3: Florida-based cancer centers seeking  
332 designation as either a NCI-designated cancer center or NCI-  
333 designated comprehensive cancer center, which shall be weighted  
334 at 1.0.

335 1. A cancer center shall meet the following minimum  
336 criteria to be considered eligible for Tier 3 designation in any  
337 given fiscal year:

338 a. Conducting cancer-related basic scientific research and  
339 cancer-related population scientific research;

340 b. Offering and providing the full range of diagnostic and  
341 treatment services on site, as determined by the Commission on  
342 Cancer of the American College of Surgeons;

343 c. Hosting or conducting cancer-related interventional  
344 clinical trials that are registered with the NCI's Clinical  
345 Trials Reporting Program;

346 d. Offering degree-granting programs or affiliating with  
347 universities through degree-granting programs accredited or  
348 approved by a nationally recognized agency and offered through

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349 the center or through the center in conjunction with another  
350 institution accredited by the Commission on Colleges of the  
351 Southern Association of Colleges and Schools;

352 e. Providing training to clinical trainees, medical  
353 trainees accredited by the Accreditation Council for Graduate  
354 Medical Education or the American Osteopathic Association, and  
355 postdoctoral fellows recently awarded a doctorate degree; and

356 f. Having more than \$5 million in annual direct costs  
357 associated with their total NCI peer-reviewed grant funding.

358 2. The General Appropriations Act or accompanying  
359 legislation may limit the number of cancer centers which shall  
360 receive Tier 3 designations or provide additional criteria for  
361 such designation.

362 3. A cancer center's participation in Tier 3 may not extend  
363 beyond June 30, 2024 ~~shall be limited to 6 years.~~

364 4. A cancer center that qualifies as a designated Tier 3  
365 center under the criteria provided in subparagraph 1. by July 1,  
366 2014, is authorized to pursue NCI designation as a cancer center  
367 or a comprehensive cancer center until June 30, 2024 ~~for 6 years~~  
368 ~~after qualification.~~

369 Section 5. Paragraphs (c) and (d) of subsection (1) of  
370 section 401.35, Florida Statutes, are amended to read:

371 401.35 Rules.—The department shall adopt rules, including  
372 definitions of terms, necessary to carry out the purposes of  
373 this part.

374 (1) The rules must provide at least minimum standards  
375 governing:

376 (c) Ground ambulance and vehicle equipment and supplies  
377 that a licensee with a valid vehicle permit under s. 401.26 is

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378 required to maintain to provide basic or advanced life support  
379 services at least as comprehensive as those published in the  
380 most current edition of the American College of Surgeons,  
381 Committee on Trauma, list of essential equipment for ambulances,  
382 as interpreted by rules of the department.

383 (d) Ground ambulance or vehicle design and construction  
384 based on national standards recognized by the department and at  
385 least equal to those most currently recommended by the United  
386 States General Services Administration as interpreted by  
387 department rule rules of the department.

388 Section 6. Subsection (21) is added to section 404.031,  
389 Florida Statutes, to read:

390 404.031 Definitions.—As used in this chapter, unless the  
391 context clearly indicates otherwise, the term:

392 (21) "Useful beam" means that portion of the radiation  
393 emitted from a radiation machine through the aperture of the  
394 machine's beam-limiting device which is designed to focus the  
395 radiation on the intended target in order to accomplish the  
396 machine's purpose when the machine's exposure controls are in a  
397 mode to cause the system to produce radiation.

398 Section 7. Subsections (7) and (8) are added to section  
399 404.22, Florida Statutes, to read:

400 404.22 Radiation machines and components; inspection.—

401 (7) Radiation machines that are used to intentionally  
402 expose a human being to the useful beam:

403 (a) Must be maintained and operated according to  
404 manufacturer standards or nationally recognized consensus  
405 standards accepted by the department;

406 (b) Must be operated at the lowest exposure that will

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407 achieve the intended purpose of the exposure; and

408 (c) May not be modified in a manner that causes the  
409 original parts to operate in a way that differs from the  
410 original manufacturer's design specification or the parameters  
411 approved for the machine and its components by the United States  
412 Food and Drug Administration.

413 (8) A human being may be exposed to the useful beam of a  
414 radiation machine only under the following conditions:

415 (a) For the purpose of medical or health care, if a  
416 licensed health care practitioner operating within the scope of  
417 his or her practice has determined that the exposure provides a  
418 medical or health benefit greater than the health risks posed by  
419 the exposure and the health care practitioner uses the results  
420 of the exposure in the medical or health care of the exposed  
421 individual; or

422 (b) For the purpose of providing security for facilities or  
423 other venues, if the exposure is determined to provide a life  
424 safety benefit to the individual exposed which is greater than  
425 the health risk posed by the exposure. Such determination must  
426 be made by an individual trained in evaluating and calculating  
427 comparative mortality and morbidity risks according to standards  
428 set by the department. To be valid, the calculation and method  
429 of making the determination must be submitted to and accepted by  
430 the department. Limits to annual total exposure for security  
431 purposes must be adopted by department rule based on nationally  
432 recognized limits or relevant consensus standards.

433 Section 8. Paragraphs (a) and (b) of subsection (1) of  
434 section 456.013, Florida Statutes, are amended to read:

435 456.013 Department; general licensing provisions.—

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436 (1) (a) Any person desiring to be licensed in a profession  
437 within the jurisdiction of the department must ~~shall~~ apply to  
438 the department in writing ~~to take the licensure examination~~. The  
439 application must ~~shall~~ be made on a form prepared and furnished  
440 by the department. The application form must be available on the  
441 Internet, ~~World Wide Web~~ and the department may accept  
442 electronically submitted applications. The application shall  
443 require the social security number and date of birth of the  
444 applicant, except as provided in paragraphs (b) and (c). The  
445 form shall be supplemented as needed to reflect any material  
446 change in any circumstance or condition stated in the  
447 application which takes place between the initial filing of the  
448 application and the final grant or denial of the license and  
449 which might affect the decision of the department. If an  
450 application is submitted electronically, the department may  
451 require supplemental materials, including an original signature  
452 of the applicant and verification of credentials, to be  
453 submitted in a nonelectronic format. An incomplete application  
454 shall expire 1 year after initial filing. In order to further  
455 the economic development goals of the state, and notwithstanding  
456 any law to the contrary, the department may enter into an  
457 agreement with the county tax collector for the purpose of  
458 appointing the county tax collector as the department's agent to  
459 accept applications for licenses and applications for renewals  
460 of licenses. The agreement must specify the time within which  
461 the tax collector must forward any applications and accompanying  
462 application fees to the department.

463 (b) If an applicant has not been issued a social security  
464 number by the Federal Government at the time of application

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465 because the applicant is not a citizen or resident of this  
466 country, the department may process the application using a  
467 unique personal identification number. If such an applicant is  
468 otherwise eligible for licensure, the board, or the department  
469 when there is no board, may issue a temporary license to the  
470 applicant, which shall expire 30 days after issuance unless a  
471 social security number is obtained and submitted in writing to  
472 the department. A temporary license issued under this paragraph  
473 to an applicant who has accepted a position with an accredited  
474 residency, internship, or fellowship program in this state and  
475 is applying for registration under s. 458.345 or s. 459.021  
476 shall expire 60 days after issuance unless the applicant obtains  
477 a social security number and submits it in writing to the  
478 department. Upon receipt of the applicant's social security  
479 number, the department shall issue a new license, which shall  
480 expire at the end of the current biennium.

481 Section 9. Paragraph (k) of subsection (1) of section  
482 456.072, Florida Statutes, is amended to read:

483 456.072 Grounds for discipline; penalties; enforcement.—

484 (1) The following acts shall constitute grounds for which  
485 the disciplinary actions specified in subsection (2) may be  
486 taken:

487 (k) Failing to perform any statutory or legal obligation  
488 placed upon a licensee. For purposes of this section, failing to  
489 repay a student loan issued or guaranteed by the state or the  
490 Federal Government in accordance with the terms of the loan is  
491 not or failing to comply with service scholarship obligations  
492 ~~shall be~~ considered a failure to perform a statutory or legal  
493 obligation, ~~and the minimum disciplinary action imposed shall be~~

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494 ~~a suspension of the license until new payment terms are agreed~~  
495 ~~upon or the scholarship obligation is resumed, followed by~~  
496 ~~probation for the duration of the student loan or remaining~~  
497 ~~scholarship obligation period, and a fine equal to 10 percent of~~  
498 ~~the defaulted loan amount. Fines collected shall be deposited~~  
499 ~~into the Medical Quality Assurance Trust Fund.~~

500 Section 10. Section 456.0721, Florida Statutes, is  
501 repealed.

502 Section 11. Subsection (4) of section 456.074, Florida  
503 Statutes, is amended to read:

504 456.074 Certain health care practitioners; immediate  
505 suspension of license.-

506 ~~(4) Upon receipt of information that a Florida-licensed~~  
507 ~~health care practitioner has defaulted on a student loan issued~~  
508 ~~or guaranteed by the state or the Federal Government, the~~  
509 ~~department shall notify the licensee by certified mail that he~~  
510 ~~or she shall be subject to immediate suspension of license~~  
511 ~~unless, within 45 days after the date of mailing, the licensee~~  
512 ~~provides proof that new payment terms have been agreed upon by~~  
513 ~~all parties to the loan. The department shall issue an emergency~~  
514 ~~order suspending the license of any licensee who, after 45 days~~  
515 ~~following the date of mailing from the department, has failed to~~  
516 ~~provide such proof. Production of such proof shall not prohibit~~  
517 ~~the department from proceeding with disciplinary action against~~  
518 ~~the licensee pursuant to s. 456.073.~~

519 Section 12. Subsection (1) of section 458.3145, Florida  
520 Statutes, is amended to read:

521 458.3145 Medical faculty certificate.-

522 (1) A medical faculty certificate may be issued without

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523 examination to an individual who:

524 (a) Is a graduate of an accredited medical school or its  
525 equivalent, or is a graduate of a foreign medical school listed  
526 with the World Health Organization;

527 (b) Holds a valid, current license to practice medicine in  
528 another jurisdiction;

529 (c) Has completed the application form and remitted a  
530 nonrefundable application fee not to exceed \$500;

531 (d) Has completed an approved residency or fellowship of at  
532 least 1 year or has received training which has been determined  
533 by the board to be equivalent to the 1-year residency  
534 requirement;

535 (e) Is at least 21 years of age;

536 (f) Is of good moral character;

537 (g) Has not committed any act in this or any other  
538 jurisdiction which would constitute the basis for disciplining a  
539 physician under s. 458.331;

540 (h) For any applicant who has graduated from medical school  
541 after October 1, 1992, has completed, before entering medical  
542 school, the equivalent of 2 academic years of preprofessional,  
543 postsecondary education, as determined by rule of the board,  
544 which must include, at a minimum, courses in such fields as  
545 anatomy, biology, and chemistry; and

546 (i) Has been offered and has accepted a full-time faculty  
547 appointment to teach in a program of medicine at:

- 548 1. The University of Florida;
- 549 2. The University of Miami;
- 550 3. The University of South Florida;
- 551 4. The Florida State University;

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- 552 5. The Florida International University;  
553 6. The University of Central Florida;  
554 7. The Mayo Clinic College of Medicine and Science in  
555 Jacksonville, Florida;  
556 8. The Florida Atlantic University; ~~or~~  
557 9. The Johns Hopkins All Children's Hospital in St.  
558 Petersburg, Florida;  
559 10. Nova Southeastern University; or  
560 11. Lake Erie College of Osteopathic Medicine.

561 Section 13. Section 458.3312, Florida Statutes, is amended  
562 to read:

563 458.3312 Specialties.—A physician licensed under this  
564 chapter may not hold himself or herself out as a board-certified  
565 specialist unless the physician has received formal recognition  
566 as a specialist from a specialty board of the American Board of  
567 Medical Specialties or other recognizing agency that has been  
568 approved by the board. However, a physician may indicate the  
569 services offered and may state that his or her practice is  
570 limited to one or more types of services when this accurately  
571 reflects the scope of practice of the physician. ~~A physician may  
572 not hold himself or herself out as a board-certified specialist  
573 in dermatology unless the recognizing agency, whether authorized  
574 in statute or by rule, is triennially reviewed and reauthorized  
575 by the Board of Medicine.~~

576 Section 14. Subsection (1) of section 459.0055, Florida  
577 Statutes, is amended to read:

578 459.0055 General licensure requirements.—

579 (1) Except as otherwise provided herein, any person  
580 desiring to be licensed or certified as an osteopathic physician

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581 pursuant to this chapter shall:

582 (a) Complete an application form and submit the appropriate  
583 fee to the department;

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

585 (c) Be of good moral character;

586 (d) Have completed at least 3 years of preprofessional  
587 postsecondary education;

588 (e) Have not previously committed any act that would  
589 constitute a violation of this chapter, unless the board  
590 determines that such act does not adversely affect the  
591 applicant's present ability and fitness to practice osteopathic  
592 medicine;

593 (f) Not be under investigation in any jurisdiction for an  
594 act that would constitute a violation of this chapter. If, upon  
595 completion of such investigation, it is determined that the  
596 applicant has committed an act that would constitute a violation  
597 of this chapter, the applicant is ineligible for licensure  
598 unless the board determines that such act does not adversely  
599 affect the applicant's present ability and fitness to practice  
600 osteopathic medicine;

601 (g) Have not had an application for a license to practice  
602 osteopathic medicine denied or a license to practice osteopathic  
603 medicine revoked, suspended, or otherwise acted against by the  
604 licensing authority of any jurisdiction unless the board  
605 determines that the grounds on which such action was taken do  
606 not adversely affect the applicant's present ability and fitness  
607 to practice osteopathic medicine. A licensing authority's  
608 acceptance of a physician's relinquishment of license,  
609 stipulation, consent order, or other settlement, offered in

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610 response to or in anticipation of the filing of administrative  
611 charges against the osteopathic physician, shall be considered  
612 action against the osteopathic physician's license;

613 (h) Not have received less than a satisfactory evaluation  
614 from an internship, residency, or fellowship training program,  
615 unless the board determines that such act does not adversely  
616 affect the applicant's present ability and fitness to practice  
617 osteopathic medicine. Such evaluation shall be provided by the  
618 director of medical education from the medical training  
619 facility;

620 (i) Have met the criteria set forth in s. 459.0075, s.  
621 459.0077, or s. 459.021, whichever is applicable;

622 (j) Submit to the department a set of fingerprints on a  
623 form and under procedures specified by the department, along  
624 with a payment in an amount equal to the costs incurred by the  
625 Department of Health for the criminal background check of the  
626 applicant;

627 (k) Demonstrate that he or she is a graduate of a medical  
628 college recognized and approved by the American Osteopathic  
629 Association;

630 (l) Demonstrate that she or he has successfully completed  
631 an internship or residency ~~a resident internship~~ of not less  
632 than 12 months in a program accredited ~~hospital approved~~ for  
633 this purpose by ~~the Board of Trustees of~~ the American  
634 Osteopathic Association or the Accreditation Council for  
635 Graduate Medical Education ~~any other internship program approved~~  
636 ~~by the board upon a showing of good cause by the applicant.~~ This  
637 requirement may be waived for an applicant who matriculated in a  
638 college of osteopathic medicine during or before 1948; and

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639 (m) Demonstrate that she or he has obtained a passing  
640 score, as established by rule of the board, on all parts of the  
641 examination conducted by the National Board of Osteopathic  
642 Medical Examiners or other examination approved by the board no  
643 more than 5 years before making application in this state or, if  
644 holding a valid active license in another state, that the  
645 initial licensure in the other state occurred no more than 5  
646 years after the applicant obtained a passing score on the  
647 examination conducted by the National Board of Osteopathic  
648 Medical Examiners or other substantially similar examination  
649 approved by the board.

650 Section 15. Section 460.4166, Florida Statutes, is  
651 repealed.

652 Section 16. Subsection (10) of section 464.019, Florida  
653 Statutes, is amended to read:

654 464.019 Approval of nursing education programs.—

655 (10) IMPLEMENTATION STUDY.—The Florida Center for Nursing  
656 shall study the administration of this section and submit  
657 reports to the Governor, the President of the Senate, and the  
658 Speaker of the House of Representatives annually by January 30,  
659 through January 30, 2025 ~~2020~~. The annual reports shall address  
660 the previous academic year; provide data on the measures  
661 specified in paragraphs (a) and (b), as such data becomes  
662 available; and include an evaluation of such data for purposes  
663 of determining whether this section is increasing the  
664 availability of nursing education programs and the production of  
665 quality nurses. The department and each approved program or  
666 accredited program shall comply with requests for data from the  
667 Florida Center for Nursing.

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

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

672 2. The number of student applications submitted, the number  
673 of qualified applicants, and the number of students accepted.

674 3. The number of program graduates.

675 4. Program retention rates of students tracked from program  
676 entry to graduation.

677 5. Graduate passage rates on the National Council of State  
678 Boards of Nursing Licensing Examination.

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

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

683 1. Program application approval process, including, but not  
684 limited to, the number of program applications submitted under  
685 subsection (1), + the number of program applications approved and  
686 denied by the board under subsection (2), + the number of denials  
687 of program applications reviewed under chapter 120, + and a  
688 description of the outcomes of those reviews.

689 2. Accountability processes, including, but not limited to,  
690 the number of programs on probationary status, the number of  
691 approved programs for which the program director is required to  
692 appear before the board under subsection (5), the number of  
693 approved programs terminated by the board, the number of  
694 terminations reviewed under chapter 120, and a description of  
695 the outcomes of those reviews.

696 (c) The Florida Center for Nursing shall complete an annual

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697 assessment of compliance by programs with the accreditation  
698 requirements of subsection (11), include in the assessment a  
699 determination of the accreditation process status for each  
700 program, and submit the assessment as part of the reports  
701 required by this subsection.

702 Section 17. Section 464.202, Florida Statutes, is amended  
703 to read:

704 464.202 Duties and powers of the board.—The board shall  
705 maintain, or contract with or approve another entity to  
706 maintain, a state registry of certified nursing assistants. The  
707 registry must consist of the name of each certified nursing  
708 assistant in this state; other identifying information defined  
709 by board rule; certification status; the effective date of  
710 certification; other information required by state or federal  
711 law; information regarding any crime or any abuse, neglect, or  
712 exploitation as provided under chapter 435; and any disciplinary  
713 action taken against the certified nursing assistant. The  
714 registry shall be accessible to the public, the  
715 certificateholder, employers, and other state agencies. The  
716 board shall adopt by rule testing procedures for use in  
717 certifying nursing assistants and shall adopt rules regulating  
718 the practice of certified nursing assistants, including  
719 disciplinary procedures and standards of practice, and  
720 specifying the scope of practice authorized and the level of  
721 supervision required for the practice of certified nursing  
722 assistants. The board may contract with or approve another  
723 entity or organization to provide the examination services,  
724 including the development and administration of examinations.  
725 The board shall require that the contract provider offer

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726 certified nursing assistant applications via the Internet, and  
727 may require the contract provider to accept certified nursing  
728 assistant applications for processing via the Internet. The  
729 board shall require the contract provider to provide the  
730 preliminary results of the certified nursing examination on the  
731 date the test is administered. The provider shall pay all  
732 reasonable costs and expenses incurred by the board in  
733 evaluating the provider's application and performance during the  
734 delivery of services, including examination services and  
735 procedures for maintaining the certified nursing assistant  
736 registry.

737 Section 18. Paragraph (c) of subsection (1) of section  
738 464.203, Florida Statutes, is amended to read:

739 464.203 Certified nursing assistants; certification  
740 requirement.—

741 (1) The board shall issue a certificate to practice as a  
742 certified nursing assistant to any person who demonstrates a  
743 minimum competency to read and write and successfully passes the  
744 required background screening pursuant to s. 400.215. If the  
745 person has successfully passed the required background screening  
746 pursuant to s. 400.215 or s. 408.809 within 90 days before  
747 applying for a certificate to practice and the person's  
748 background screening results are not retained in the  
749 clearinghouse created under s. 435.12, the board shall waive the  
750 requirement that the applicant successfully pass an additional  
751 background screening pursuant to s. 400.215. The person must  
752 also meet one of the following requirements:

753 (c) Is currently certified in another state or territory of  
754 the United States or in the District of Columbia; is listed on

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755 that jurisdiction's ~~state's~~ certified nursing assistant  
756 registry; and has not been found to have committed abuse,  
757 neglect, or exploitation in that jurisdiction ~~state~~.

758 Section 19. Paragraph (b) of subsection (1) of section  
759 464.204, Florida Statutes, is amended to read:

760 464.204 Denial, suspension, or revocation of certification;  
761 disciplinary actions.—

762 (1) The following acts constitute grounds for which the  
763 board may impose disciplinary sanctions as specified in  
764 subsection (2):

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

767 Section 20. Subsections (3) and (4) of section 466.006,  
768 Florida Statutes, are amended to read:

769 466.006 Examination of dentists.—

770 (3) If an applicant is a graduate of a dental college or  
771 school not accredited in accordance with paragraph (2)(b) or of  
772 a dental college or school not approved by the board, the  
773 applicant is not entitled to take the examinations required in  
774 this section to practice dentistry until she or he satisfies one  
775 of the following:

776 (a) Completes a program of study, as defined by the board  
777 by rule, at an accredited American dental school and  
778 demonstrates receipt of a D.D.S. or D.M.D. from said school; or

779 (b) Submits proof of having successfully completed at least  
780 2 consecutive academic years at a full-time supplemental general  
781 dentistry program accredited by the American Dental Association  
782 Commission on Dental Accreditation. This program must provide  
783 didactic and clinical education at the level of a D.D.S. or

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784 D.M.D. program accredited by the American Dental Association  
785 Commission on Dental Accreditation. For purposes of this  
786 paragraph, a supplemental general dentistry program does not  
787 include an advanced education program in a dental specialty.

788 (4) Notwithstanding any other provision of law in chapter  
789 456 pertaining to the clinical dental licensure examination or  
790 national examinations, to be licensed as a dentist in this  
791 state, an applicant must successfully complete both of the  
792 following:

793 (a) A written examination on the laws and rules of the  
794 state regulating the practice of dentistry.~~†~~

795 (b)~~1.~~ A practical or clinical examination, which must ~~shall~~  
796 be the American Dental Licensing Examination produced by the  
797 American Board of Dental Examiners, Inc., or its successor  
798 entity, if any, that is administered in this state ~~and graded by~~  
799 ~~dentists licensed in this state and employed by the department~~  
800 ~~for just such purpose~~, provided that the board has attained, and  
801 continues to maintain thereafter, representation on the board of  
802 directors of the American Board of Dental Examiners, the  
803 examination development committee of the American Board of  
804 Dental Examiners, and such other committees of the American  
805 Board of Dental Examiners as the board deems appropriate by rule  
806 to assure that the standards established herein are maintained  
807 organizationally. A passing score on the American Dental  
808 Licensing Examination administered in this state ~~and graded by~~  
809 ~~dentists who are licensed in this state~~ is valid for 365 days  
810 after the date the official examination results are published.

811 1.2.a. As an alternative to such practical or clinical  
812 examination ~~the requirements of subparagraph 1.~~, an applicant

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813 may submit scores from an American Dental Licensing Examination  
814 previously administered in a jurisdiction other than this state  
815 after October 1, 2011, and such examination results shall be  
816 recognized as valid for the purpose of licensure in this state.  
817 A passing score on the American Dental Licensing Examination  
818 administered out of state ~~out of state~~ shall be the same as the  
819 passing score for the American Dental Licensing Examination  
820 administered in this state ~~and graded by dentists who are~~  
821 ~~licensed in this state~~. The examination results are valid for  
822 365 days after the date the official examination results are  
823 published. The applicant must have completed the examination  
824 after October 1, 2011.

825 ~~b.~~ This subparagraph may not be given retroactive  
826 application.

827 ~~2.3.~~ If the date of an applicant's passing American Dental  
828 Licensing Examination scores from an examination previously  
829 administered in a jurisdiction other than this state under  
830 subparagraph 1. ~~subparagraph 2.~~ is older than 365 days, ~~then~~  
831 such scores are ~~shall nevertheless be recognized as~~ valid for  
832 the purpose of licensure in this state, but only if the  
833 applicant demonstrates that all of the following additional  
834 standards have been met:

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

837 ~~(II)~~ This sub-subparagraph may not be given retroactive  
838 application;

839 b. The applicant graduated from a dental school accredited  
840 by the American Dental Association Commission on Dental  
841 Accreditation or its successor entity, if any, or any other

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842 dental accrediting organization recognized by the United States  
843 Department of Education. Provided, however, if the applicant did  
844 not graduate from such a dental school, the applicant may submit  
845 proof of having successfully completed a full-time supplemental  
846 general dentistry program accredited by the American Dental  
847 Association Commission on Dental Accreditation of at least 2  
848 consecutive academic years at such accredited sponsoring  
849 institution. Such program must provide didactic and clinical  
850 education at the level of a D.D.S. or D.M.D. program accredited  
851 by the American Dental Association Commission on Dental  
852 Accreditation. For purposes of this paragraph, a supplemental  
853 general dentistry program does not include an advanced education  
854 program in a dental specialty;

855 c. The applicant currently possesses a valid and active  
856 dental license in good standing, with no restriction, which has  
857 never been revoked, suspended, restricted, or otherwise  
858 disciplined, from another state or territory of the United  
859 States, the District of Columbia, or the Commonwealth of Puerto  
860 Rico;

861 d. The applicant submits proof that he or she has never  
862 been reported to the National Practitioner Data Bank, the  
863 Healthcare Integrity and Protection Data Bank, or the American  
864 Association of Dental Boards Clearinghouse. This sub-  
865 subparagraph does not apply if the applicant successfully  
866 appealed to have his or her name removed from the data banks of  
867 these agencies;

868 e. (I) (A) ~~In the 5 years immediately preceding the date of~~  
869 ~~application for licensure in this state,~~ The applicant submits  
870 ~~must submit~~ proof of having been consecutively engaged in the

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871 full-time practice of dentistry in another state or territory of  
872 the United States, the District of Columbia, or the Commonwealth  
873 of Puerto Rico in the 5 years immediately preceding the date of  
874 application for licensure in this state; ~~or~~

875 (B) If the applicant has been licensed in another state or  
876 territory of the United States, the District of Columbia, or the  
877 Commonwealth of Puerto Rico for less than 5 years, the applicant  
878 submits ~~must submit~~ proof of having been engaged in the full-  
879 time practice of dentistry since the date of his or her initial  
880 licensure.

881 (II) As used in this section, "full-time practice" is  
882 defined as a minimum of 1,200 hours per year for each and every  
883 year in the consecutive 5-year period or, when ~~where~~ applicable,  
884 the period since initial licensure, and must include any  
885 combination of the following:

886 (A) Active clinical practice of dentistry providing direct  
887 patient care.

888 (B) Full-time practice as a faculty member employed by a  
889 dental or dental hygiene school approved by the board or  
890 accredited by the American Dental Association Commission on  
891 Dental Accreditation.

892 (C) Full-time practice as a student at a postgraduate  
893 dental education program approved by the board or accredited by  
894 the American Dental Association Commission on Dental  
895 Accreditation.

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

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

901 (B) Submitted in writing;

902 (C) Submitted by the applicant under oath with penalties of  
903 perjury attached;

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

908 (E) Specifically found by the board to be both credible and  
909 admissible.

910 (IV) An affidavit of only the applicant is not acceptable  
911 proof of full-time practice unless it is further attested to by  
912 someone unrelated to the applicant who has personal knowledge of  
913 the applicant's practice. If the board deems it necessary to  
914 assess credibility or accuracy, the board may require the  
915 applicant or the applicant's witnesses to appear before the  
916 board and give oral testimony under oath;

917 f. The applicant submits ~~must submit~~ documentation that he  
918 or she has completed, or will complete before he or she is  
919 licensed, ~~prior to licensure~~ in this state, continuing education  
920 equivalent to this state's requirements for the last full  
921 reporting biennium;

922 g. The applicant proves ~~must prove~~ that he or she has never  
923 been convicted of, or pled nolo contendere to, regardless of  
924 adjudication, any felony or misdemeanor related to the practice  
925 of a health care profession in any jurisdiction;

926 h. The applicant has ~~must~~ successfully passed ~~pass~~ a  
927 written examination on the laws and rules of this state  
928 regulating the practice of dentistry and ~~must successfully pass~~

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929 the computer-based diagnostic skills examination; and

930 i. The applicant submits ~~must submit~~ documentation that he  
 931 or she has successfully completed the applicable examination  
 932 administered by the Joint Commission on National Dental  
 933 Examinations or its successor organization ~~National Board of~~  
 934 ~~Dental Examiners dental examination.~~

935 Section 21. Notwithstanding the January 1, 2020, repeal of  
 936 section 466.0067, Florida Statutes, that section is revived,  
 937 reenacted, and amended, to read:

938 466.0067 Application for health access dental license.—The  
 939 Legislature finds that there is an important state interest in  
 940 attracting dentists to practice in underserved health access  
 941 settings in this state and further, that allowing out-of-state  
 942 dentists who meet certain criteria to practice in health access  
 943 settings without the supervision of a dentist licensed in this  
 944 state is substantially related to achieving this important state  
 945 interest. Therefore, notwithstanding the requirements of s.  
 946 466.006, the board shall grant a health access dental license to  
 947 practice dentistry in this state in health access settings as  
 948 defined in s. 466.003 to an applicant who ~~that~~:

949 (1) Files an appropriate application approved by the board;

950 (2) Pays an application license fee for a health access  
 951 dental license, laws-and-rule exam fee, and an initial licensure  
 952 fee. The fees specified in this subsection may not differ from  
 953 an applicant seeking licensure pursuant to s. 466.006;

954 (3) Has not been convicted of or pled nolo contendere to,  
 955 regardless of adjudication, any felony or misdemeanor related to  
 956 the practice of a health care profession;

957 (4) Submits proof of graduation from a dental school

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958 accredited by the Commission on Dental Accreditation of the  
959 American Dental Association or its successor agency;

960 (5) Submits documentation that she or he has completed, or  
961 will obtain before ~~prior to~~ licensure, continuing education  
962 equivalent to this state's requirement for dentists licensed  
963 under s. 466.006 for the last full reporting biennium before  
964 applying for a health access dental license;

965 (6) Submits proof of her or his successful completion of  
966 parts I and II of the dental examination by the National Board  
967 of Dental Examiners and a state or regional clinical dental  
968 licensing examination that the board has determined effectively  
969 measures the applicant's ability to practice safely;

970 (7) Currently holds a valid, active, dental license in good  
971 standing which has not been revoked, suspended, restricted, or  
972 otherwise disciplined from another of the United States, the  
973 District of Columbia, or a United States territory;

974 (8) Has never had a license revoked from another of the  
975 United States, the District of Columbia, or a United States  
976 territory;

977 (9) Has never failed the examination specified in s.  
978 466.006, unless the applicant was reexamined pursuant to s.  
979 466.006 and received a license to practice dentistry in this  
980 state;

981 (10) Has not been reported to the National Practitioner  
982 Data Bank, unless the applicant successfully appealed to have  
983 his or her name removed from the data bank;

984 (11) Submits proof that he or she has been engaged in the  
985 active, clinical practice of dentistry providing direct patient  
986 care for 5 years immediately preceding the date of application,

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987 or in instances when the applicant has graduated from an  
988 accredited dental school within the preceding 5 years, submits  
989 proof of continuous clinical practice providing direct patient  
990 care since graduation; and

991 (12) Has passed an examination covering the laws and rules  
992 of the practice of dentistry in this state as described in s.  
993 466.006(4) (a).

994 Section 22. Notwithstanding the January 1, 2020, repeal of  
995 section 466.00671, Florida Statutes, that section is revived,  
996 reenacted, and amended to read:

997 466.00671 Renewal of the health access dental license.—

998 (1) A health access dental licensee shall apply for renewal  
999 each biennium. At the time of renewal, the licensee shall sign a  
1000 statement that she or he has complied with all continuing  
1001 education requirements of an active dentist licensee. The board  
1002 shall renew a health access dental license for an applicant who  
1003 ~~that~~:

1004 (a) Submits documentation, as approved by the board, from  
1005 the employer in the health access setting that the licensee has  
1006 at all times pertinent remained an employee;

1007 (b) Has not been convicted of or pled nolo contendere to,  
1008 regardless of adjudication, any felony or misdemeanor related to  
1009 the practice of a health care profession;

1010 (c) Has paid a renewal fee set by the board. The fee  
1011 specified herein may not differ from the renewal fee adopted by  
1012 the board pursuant to s. 466.013. The department may provide  
1013 payment for these fees through the dentist's salary, benefits,  
1014 or other department funds;

1015 (d) Has not failed the examination specified in s. 466.006

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1016 since initially receiving a health access dental license or  
1017 since the last renewal; and

1018 (e) Has not been reported to the National Practitioner Data  
1019 Bank, unless the applicant successfully appealed to have his or  
1020 her name removed from the data bank.

1021 (2) The board may undertake measures to independently  
1022 verify the health access dental licensee's ongoing employment  
1023 status in the health access setting.

1024 Section 23. Notwithstanding the January 1, 2020, repeal of  
1025 section 466.00672, Florida Statutes, that section is revived and  
1026 reenacted to read:

1027 466.00672 Revocation of health access dental license.—

1028 (1) The board shall revoke a health access dental license  
1029 upon:

1030 (a) The licensee's termination from employment from a  
1031 qualifying health access setting;

1032 (b) Final agency action determining that the licensee has  
1033 violated any provision of s. 466.027 or s. 466.028, other than  
1034 infractions constituting citation offenses or minor violations;  
1035 or

1036 (c) Failure of the Florida dental licensure examination.

1037 (2) Failure of an individual licensed pursuant to s.  
1038 466.0067 to limit the practice of dentistry to health access  
1039 settings as defined in s. 466.003 constitutes the unlicensed  
1040 practice of dentistry.

1041 Section 24. Paragraph (b) of subsection (4) and paragraph  
1042 (a) of subsection (6) of section 466.007, Florida Statutes, are  
1043 amended to read:

1044 466.007 Examination of dental hygienists.—

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1045 (4) Effective July 1, 2012, to be licensed as a dental  
1046 hygienist in this state, an applicant must successfully complete  
1047 the following:

1048 (b) A practical or clinical examination approved by the  
1049 board. The examination shall be the Dental Hygiene Examination  
1050 produced by the American Board of Dental Examiners, Inc. (ADEX)  
1051 or its successor entity, if any, if the board finds that the  
1052 successor entity's clinical examination meets or exceeds the  
1053 provisions of this section. The board shall approve the ADEX  
1054 Dental Hygiene Examination if the board has attained and  
1055 continues to maintain representation on the ADEX House of  
1056 Representatives, the ADEX Dental Hygiene Examination Development  
1057 Committee, and such other ADEX Dental Hygiene committees as the  
1058 board deems appropriate through rulemaking to ensure that the  
1059 standards established in this section are maintained  
1060 organizationally. The ADEX Dental Hygiene Examination or the  
1061 examination produced by its successor entity is a comprehensive  
1062 examination in which an applicant must demonstrate skills within  
1063 the dental hygiene scope of practice on a live patient and any  
1064 other components that the board deems necessary for the  
1065 applicant to successfully demonstrate competency for the purpose  
1066 of licensure. ~~The ADEX Dental Hygiene Examination or the~~  
1067 ~~examination by the successor entity administered in this state~~  
1068 ~~shall be graded by dentists and dental hygienists licensed in~~  
1069 ~~this state who are employed by the department for this purpose.~~

1070 (6) (a) A passing score on the ADEX Dental Hygiene  
1071 Examination administered out of state must ~~shall~~ be considered  
1072 the same as a passing score for the ADEX Dental Hygiene  
1073 Examination administered in this state ~~and graded by licensed~~

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1074 ~~dentists and dental hygienists.~~

1075 Section 25. Subsections (9) through (15) are added to  
1076 section 466.017, Florida Statutes, to read:

1077 466.017 Prescription of drugs; anesthesia.—

1078 (9) Any adverse incident that occurs in an office  
1079 maintained by a dentist must be reported to the department. The  
1080 required notification to the department must be submitted in  
1081 writing by certified mail and postmarked within 48 hours after  
1082 the incident occurs.

1083 (10) A dentist practicing in this state must notify the  
1084 board in writing by certified mail within 48 hours after any  
1085 adverse incident that occurs in the dentist's outpatient  
1086 facility. A complete written report must be filed with the board  
1087 within 30 days after the incident occurs.

1088 (11) Any certified registered dental hygienist  
1089 administering local anesthesia must notify the board in writing  
1090 by registered mail within 48 hours after any adverse incident  
1091 that was related to or the result of the administration of local  
1092 anesthesia. A complete written report must be filed with the  
1093 board within 30 days after the mortality or other adverse  
1094 incident.

1095 (12) A failure by the dentist or dental hygienist to timely  
1096 and completely comply with all the reporting requirements in  
1097 this section is the basis for disciplinary action by the board  
1098 pursuant to s. 466.028(1).

1099 (13) The department shall review each adverse incident and  
1100 determine whether it involved conduct by a health care  
1101 professional subject to disciplinary action, in which case s.  
1102 456.073 applies. Disciplinary action, if any, shall be taken by

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1103 the board under which the health care professional is licensed.

1104 (14) As used in subsections (9)-(13), the term "adverse  
1105 incident" means any mortality that occurs during or as the  
1106 result of a dental procedure, or an incident that results in a  
1107 temporary or permanent physical or mental injury that requires  
1108 hospitalization or emergency room treatment of a dental patient  
1109 which occurs during or as a direct result of the use of general  
1110 anesthesia, deep sedation, moderate sedation, pediatric moderate  
1111 sedation, oral sedation, minimal sedation (anxiolysis), nitrous  
1112 oxide, or local anesthesia.

1113 (15) The board may adopt rules to administer this section.

1114 Section 26. Section 466.031, Florida Statutes, is amended  
1115 to read:

1116 466.031 "Dental laboratories laboratory" defined.—

1117 (1) As used in this chapter, the term "dental laboratory"  
1118 as used in this chapter:

1119 ~~(1)~~ includes any person, firm, or corporation that who  
1120 performs for a fee of any kind, gratuitously, or otherwise,  
1121 directly or through an agent or an employee, by any means or  
1122 method, or who in any way supplies or manufactures artificial  
1123 substitutes for the natural teeth; or who furnishes, supplies,  
1124 constructs, or reproduces or repairs any prosthetic denture,  
1125 bridge, or appliance to be worn in the human mouth; or who in  
1126 any way represents holds itself out as a dental laboratory.

1127 ~~(2)~~ The term does not include a Excludes any dental  
1128 laboratory technician who constructs or repairs dental  
1129 prosthetic appliances in the office of a licensed dentist  
1130 exclusively for that such dentist only and under her or his  
1131 supervision and work order.

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1132       (2) An employee or independent contractor of a dental  
1133 laboratory, acting as an agent of that dental laboratory, may  
1134 engage in onsite consultation with a licensed dentist during a  
1135 dental procedure.

1136       Section 27. Section 466.036, Florida Statutes, is amended  
1137 to read:

1138       466.036 Information; periodic inspections; equipment and  
1139 supplies.—The department may require from the applicant for a  
1140 registration certificate to operate a dental laboratory any  
1141 information necessary to carry out the purpose of this chapter,  
1142 including proof that the applicant has the equipment and  
1143 supplies necessary to operate as determined by rule of the  
1144 department, and shall require periodic inspection of all dental  
1145 laboratories operating in this state at least once each biennial  
1146 registration period. Such inspections must ~~shall~~ include, but  
1147 need not be limited to, inspection of sanitary conditions,  
1148 equipment, supplies, and facilities on the premises. The  
1149 department shall specify dental equipment and supplies that are  
1150 not allowed ~~permitted~~ in a registered dental laboratory.

1151       Section 28. Subsection (1) of section 468.701, Florida  
1152 Statutes, is amended to read:

1153       468.701 Definitions.—As used in this part, the term:

1154       (1) "Athletic trainer" means a person licensed under this  
1155 part who has met the requirements of ~~under~~ this part, including  
1156 the education requirements established ~~as set forth~~ by the  
1157 Commission on Accreditation of Athletic Training Education or  
1158 its successor organization and necessary credentials from the  
1159 Board of Certification. ~~An individual who is licensed as an~~  
1160 ~~athletic trainer may not provide, offer to provide, or represent~~

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1161 ~~that he or she is qualified to provide any care or services that~~  
1162 ~~he or she lacks the education, training, or experience to~~  
1163 ~~provide, or that he or she is otherwise prohibited by law from~~  
1164 ~~providing.~~

1165 Section 29. Section 468.707, Florida Statutes, is amended  
1166 to read:

1167 468.707 Licensure requirements.—Any person desiring to be  
1168 licensed as an athletic trainer shall apply to the department on  
1169 a form approved by the department. An applicant shall also  
1170 provide records or other evidence, as determined by the board,  
1171 to prove he or she has met the requirements of this section. The  
1172 department shall license each applicant who:

1173 (1) Has completed the application form and remitted the  
1174 required fees.

1175 (2) ~~For a person who applies on or after July 1, 2016,~~ Has  
1176 submitted to background screening pursuant to s. 456.0135. The  
1177 board may require a background screening for an applicant whose  
1178 license has expired or who is undergoing disciplinary action.

1179 (3) (a) Has obtained, at a minimum, a bachelor's  
1180 ~~baccalaureate or higher~~ degree from a college or university  
1181 professional athletic training degree program accredited by the  
1182 Commission on Accreditation of Athletic Training Education or  
1183 its successor organization recognized and approved by the United  
1184 States Department of Education or the Commission on Recognition  
1185 of Postsecondary Accreditation, approved by the board, or  
1186 recognized by the Board of Certification, and has passed the  
1187 national examination to be certified by the Board of  
1188 Certification; or-

1189 (b) ~~(4)~~ Has obtained, at a minimum, a bachelor's degree, has

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1190 completed the Board of Certification internship requirements,  
1191 and holds ~~If graduated before 2004,~~ has a current certification  
1192 from the Board of Certification.

1193 (4)~~(5)~~ Has current certification in both cardiopulmonary  
1194 resuscitation and the use of an automated external defibrillator  
1195 set forth in the continuing education requirements as determined  
1196 by the board pursuant to s. 468.711.

1197 (5)~~(6)~~ Has completed any other requirements as determined  
1198 by the department and approved by the board.

1199 Section 30. Subsection (3) of section 468.711, Florida  
1200 Statutes, is amended to read:

1201 468.711 Renewal of license; continuing education.—

1202 (3) If initially licensed after January 1, 1998, the  
1203 licensee must be currently certified by the Board of  
1204 Certification or its successor agency and maintain that  
1205 certification in good standing without lapse.

1206 Section 31. Section 468.713, Florida Statutes, is amended  
1207 to read:

1208 468.713 Responsibilities of athletic trainers.—

1209 (1) An athletic trainer shall practice under the direction  
1210 of a physician licensed under chapter 458, chapter 459, chapter  
1211 460, or otherwise authorized by Florida law to practice  
1212 medicine. The physician shall communicate his or her direction  
1213 through oral or written prescriptions or protocols as deemed  
1214 appropriate by the physician for the provision of services and  
1215 care by the athletic trainer. An athletic trainer shall provide  
1216 service or care in the manner dictated by the physician.

1217 (2) An athletic trainer shall work within his or her  
1218 allowable scope of practice as specified in board rule under s.

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1219 468.705. An athletic trainer may not provide, offer to provide,  
1220 or represent that he or she is qualified to provide any care or  
1221 services that he or she lacks the education, training, or  
1222 experience to provide or that he or she is otherwise prohibited  
1223 by law from providing.

1224 Section 32. Subsection (2) of section 468.723, Florida  
1225 Statutes, is amended to read:

1226 468.723 Exemptions.—This part does not prohibit ~~prevent~~ or  
1227 restrict:

1228 (2) An athletic training student acting under the direct  
1229 supervision of a licensed athletic trainer. For purposes of this  
1230 subsection, "direct supervision" means the physical presence of  
1231 an athletic trainer so that the athletic trainer is immediately  
1232 available to the athletic training student and able to intervene  
1233 on behalf of the athletic training student. The supervision must  
1234 comply with board rule ~~in accordance with the standards set~~  
1235 ~~forth by the Commission on Accreditation of Athletic Training~~  
1236 ~~Education or its successor.~~

1237 Section 33. Subsections (1), (3), and (4) of section  
1238 468.803, Florida Statutes, are amended to read:

1239 468.803 License, registration, and examination  
1240 requirements.—

1241 (1) The department shall issue a license to practice  
1242 orthotics, prosthetics, or pedorthics, or a registration for a  
1243 resident to practice orthotics or prosthetics, to qualified  
1244 applicants. Licenses to practice ~~shall be granted independently~~  
1245 ~~in~~ orthotics, prosthetics, or pedorthics must be granted  
1246 independently, but a person may be licensed in more than one  
1247 such discipline, and a prosthetist-orthotist license may be

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1248 granted to persons meeting the requirements for licensure both  
1249 as a prosthetist and as an orthotist ~~license~~. Registrations to  
1250 practice ~~shall be granted independently in~~ orthotics or  
1251 prosthetics must be granted independently, and a person may be  
1252 registered in both disciplines ~~fields~~ at the same time or  
1253 jointly in orthotics and prosthetics as a dual registration.

1254 (3) A person seeking to attain the ~~required~~ orthotics or  
1255 prosthetics experience required for licensure in this state must  
1256 be approved by the board and registered as a resident by the  
1257 department. Although a registration may be held in both  
1258 disciplines ~~practice fields~~, for independent registrations the  
1259 board may ~~shall~~ not approve a second registration until at least  
1260 1 year after the issuance of the first registration.

1261 Notwithstanding subsection (2), a person ~~an applicant~~ who has  
1262 been approved by the board and registered by the department in  
1263 one discipline ~~practice field~~ may apply for registration in the  
1264 second discipline ~~practice field~~ without an additional state or  
1265 national criminal history check during the period in which the  
1266 first registration is valid. Each independent registration or  
1267 dual registration is valid for 2 years after ~~from~~ the date of  
1268 issuance unless otherwise revoked by the department upon  
1269 recommendation of the board. The board shall set a registration  
1270 fee not to exceed \$500 to be paid by the applicant. A  
1271 registration may be renewed once by the department upon  
1272 recommendation of the board for a period no longer than 1 year,  
1273 as such renewal is defined by the board by rule. The  
1274 ~~registration~~ renewal fee may ~~shall~~ not exceed one-half the  
1275 current registration fee. To be considered by the board for  
1276 approval of registration as a resident, the applicant must have

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1277 one of the following:

1278 (a) A Bachelor of Science or higher-level postgraduate  
1279 degree in orthotics and prosthetics from a regionally accredited  
1280 college or university recognized by the Commission on  
1281 Accreditation of Allied Health Education Programs. or, at

1282 (b) A minimum of a bachelor's degree from a regionally  
1283 accredited college or university and a certificate in orthotics  
1284 or prosthetics from a program recognized by the Commission on  
1285 Accreditation of Allied Health Education Programs, or its  
1286 equivalent, as determined by the board. ~~;~~

1287 (c) A minimum of a bachelor's degree from a regionally  
1288 accredited college or university and a dual certificate in both  
1289 orthotics and prosthetics from programs recognized by the  
1290 Commission on Accreditation of Allied Health Education Programs,  
1291 or its equivalent, as determined by the board.

1292 ~~(b) A Bachelor of Science or higher-level postgraduate~~  
1293 ~~degree in Orthotics and Prosthetics from a regionally accredited~~  
1294 ~~college or university recognized by the Commission on~~  
1295 ~~Accreditation of Allied Health Education Programs or, at a~~  
1296 ~~minimum, a bachelor's degree from a regionally accredited~~  
1297 ~~college or university and a certificate in prosthetics from a~~  
1298 ~~program recognized by the Commission on Accreditation of Allied~~  
1299 ~~Health Education Programs, or its equivalent, as determined by~~  
1300 ~~the board.~~

1301 (4) The department may develop and administer a state  
1302 examination for an orthotist or a prosthetist license, or the  
1303 board may approve the existing examination of a national  
1304 standards organization. The examination must be predicated on a  
1305 minimum of a baccalaureate-level education and formalized

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1306 specialized training in the appropriate field. Each examination  
1307 must demonstrate a minimum level of competence in basic  
1308 scientific knowledge, written problem solving, and practical  
1309 clinical patient management. The board shall require an  
1310 examination fee not to exceed the actual cost to the board in  
1311 developing, administering, and approving the examination, which  
1312 fee must be paid by the applicant. To be considered by the board  
1313 for examination, the applicant must have:

1314 (a) For an examination in orthotics:

1315 1. A Bachelor of Science or higher-level postgraduate  
1316 degree in orthotics and prosthetics from a regionally accredited  
1317 college or university recognized by the Commission on  
1318 Accreditation of Allied Health Education Programs or, at a  
1319 minimum, a bachelor's degree from a regionally accredited  
1320 college or university and a certificate in orthotics from a  
1321 program recognized by the Commission on Accreditation of Allied  
1322 Health Education Programs, or its equivalent, as determined by  
1323 the board; and

1324 2. An approved orthotics internship of 1 year of qualified  
1325 experience, as determined by the board, or an orthotic residency  
1326 or dual residency program recognized by the board.

1327 (b) For an examination in prosthetics:

1328 1. A Bachelor of Science or higher-level postgraduate  
1329 degree in orthotics and prosthetics from a regionally accredited  
1330 college or university recognized by the Commission on  
1331 Accreditation of Allied Health Education Programs or, at a  
1332 minimum, a bachelor's degree from a regionally accredited  
1333 college or university and a certificate in prosthetics from a  
1334 program recognized by the Commission on Accreditation of Allied

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1335 Health Education Programs, or its equivalent, as determined by  
1336 the board; and

1337 2. An approved prosthetics internship of 1 year of  
1338 qualified experience, as determined by the board, or a  
1339 prosthetic residency or dual residency program recognized by the  
1340 board.

1341 Section 34. Subsection (5) of section 480.033, Florida  
1342 Statutes, is amended to read:

1343 480.033 Definitions.—As used in this act:

1344 (5) "Apprentice" means a person approved by the board to  
1345 study colonic irrigation ~~massage~~ under the instruction of a  
1346 licensed massage therapist practicing colonic irrigation.

1347 Section 35. Subsections (1) and (2) of section 480.041,  
1348 Florida Statutes, are amended, and subsection (8) is added to  
1349 that section, to read:

1350 480.041 Massage therapists; qualifications; licensure;  
1351 endorsement.—

1352 (1) Any person is qualified for licensure as a massage  
1353 therapist under this act who:

1354 (a) Is at least 18 years of age or has received a high  
1355 school diploma or high school equivalency diploma;

1356 (b) Has completed a course of study at a board-approved  
1357 massage school ~~or has completed an apprenticeship program~~ that  
1358 meets standards adopted by the board; and

1359 (c) Has received a passing grade on a national ~~an~~  
1360 examination designated ~~administered~~ by the board ~~department~~.

1361 (2) Every person desiring to be examined for licensure as a  
1362 massage therapist must ~~shall~~ apply to the department in writing  
1363 upon forms prepared and furnished by the department. Such

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1364 applicants are ~~shall be~~ subject to the provisions of s.  
1365 480.046(1). ~~Applicants may take an examination administered by~~  
1366 ~~the department only upon meeting the requirements of this~~  
1367 ~~section as determined by the board.~~

1368 (8) A person issued a license as a massage apprentice  
1369 before July 1, 2020, may continue that apprenticeship and  
1370 perform massage therapy as authorized under that license until  
1371 it expires. Upon completion of the apprenticeship, which must  
1372 occur before July 1, 2023, a massage apprentice may apply to the  
1373 board for full licensure and be granted a license if all other  
1374 applicable licensure requirements are met.

1375 Section 36. Section 480.042, Florida Statutes, is repealed.

1376 Section 37. Subsection (3) of section 490.003, Florida  
1377 Statutes, is amended to read:

1378 490.003 Definitions.—As used in this chapter:

1379 (3)(a) ~~Prior to July 1, 1999, "doctoral-level psychological~~  
1380 ~~education" and "doctoral degree in psychology" mean a Psy.D., an~~  
1381 ~~Ed.D. in psychology, or a Ph.D. in psychology from:~~

1382 ~~1. An educational institution which, at the time the~~  
1383 ~~applicant was enrolled and graduated, had institutional~~  
1384 ~~accreditation from an agency recognized and approved by the~~  
1385 ~~United States Department of Education or was recognized as a~~  
1386 ~~member in good standing with the Association of Universities and~~  
1387 ~~Colleges of Canada; and~~

1388 ~~2. A psychology program within that educational institution~~  
1389 ~~which, at the time the applicant was enrolled and graduated, had~~  
1390 ~~programmatic accreditation from an accrediting agency recognized~~  
1391 ~~and approved by the United States Department of Education or was~~  
1392 ~~comparable to such programs.~~

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1393 ~~(b)~~ Effective July 1, 1999, "doctoral-level psychological  
1394 education" and "doctoral degree in psychology" mean a Psy.D., an  
1395 Ed.D. in psychology, or a Ph.D. in psychology from a psychology  
1396 program at:

1397 ~~1.~~ an educational institution that ~~which~~, at the time the  
1398 applicant was enrolled and graduated:

1399 (a) ~~1.~~ Had institutional accreditation from an agency  
1400 recognized and approved by the United States Department of  
1401 Education or was recognized as a member in good standing with  
1402 the Association of Universities and Colleges of Canada; and

1403 (b)2. ~~A psychology program within that educational~~  
1404 ~~institution which, at the time the applicant was enrolled and~~  
1405 ~~graduated,~~ Had programmatic accreditation from the American  
1406 Psychological Association ~~an agency recognized and approved by~~  
1407 ~~the United States Department of Education.~~

1408 Section 38. Paragraph (b) of subsection (1) and paragraph  
1409 (b) of subsection (2) of section 490.005, Florida Statutes, are  
1410 amended to read:

1411 490.005 Licensure by examination.—

1412 (1) Any person desiring to be licensed as a psychologist  
1413 shall apply to the department to take the licensure examination.  
1414 The department shall license each applicant who the board  
1415 certifies has:

1416 (b) Submitted proof satisfactory to the board that the  
1417 applicant has received:

1418 1. ~~Received~~ Doctoral-level psychological education, ~~as~~  
1419 ~~defined in s. 490.003(3);~~ or

1420 2. ~~Received~~ The equivalent of a doctoral-level  
1421 psychological education, as defined in s. 490.003(3), from a

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1422 program at a school or university located outside the United  
1423 States of America ~~and Canada~~, which was officially recognized by  
1424 the government of the country in which it is located as an  
1425 institution or program to train students to practice  
1426 professional psychology. The applicant has the burden of  
1427 establishing that this requirement has ~~the requirements of this~~  
1428 ~~provision have been met shall be upon the applicant;~~

1429 ~~3. Received and submitted to the board, prior to July 1,~~  
1430 ~~1999, certification of an augmented doctoral-level psychological~~  
1431 ~~education from the program director of a doctoral-level~~  
1432 ~~psychology program accredited by a programmatic agency~~  
1433 ~~recognized and approved by the United States Department of~~  
1434 ~~Education; or~~

1435 ~~4. Received and submitted to the board, prior to August 31,~~  
1436 ~~2001, certification of a doctoral-level program that at the time~~  
1437 ~~the applicant was enrolled and graduated maintained a standard~~  
1438 ~~of education and training comparable to the standard of training~~  
1439 ~~of programs accredited by a programmatic agency recognized and~~  
1440 ~~approved by the United States Department of Education. Such~~  
1441 ~~certification of comparability shall be provided by the program~~  
1442 ~~director of a doctoral-level psychology program accredited by a~~  
1443 ~~programmatic agency recognized and approved by the United States~~  
1444 ~~Department of Education.~~

1445 (2) Any person desiring to be licensed as a school  
1446 psychologist shall apply to the department to take the licensure  
1447 examination. The department shall license each applicant who the  
1448 department certifies has:

1449 (b) Submitted satisfactory proof to the department that the  
1450 applicant:

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1451           1. Has received a doctorate, specialist, or equivalent  
1452 degree from a program primarily psychological in nature and has  
1453 completed 60 semester hours or 90 quarter hours of graduate  
1454 study, in areas related to school psychology as defined by rule  
1455 of the department, from a college or university which at the  
1456 time the applicant was enrolled and graduated was accredited by  
1457 an accrediting agency recognized and approved by the Council for  
1458 Higher Education Accreditation or its successor organization  
1459 ~~Commission on Recognition of Postsecondary Accreditation~~ or from  
1460 an institution that ~~which~~ is ~~publicly recognized~~ as a member in  
1461 good standing with the Association of Universities and Colleges  
1462 of Canada.

1463           2. Has had a minimum of 3 years of experience in school  
1464 psychology, 2 years of which must be supervised by an individual  
1465 who is a licensed school psychologist or who has otherwise  
1466 qualified as a school psychologist supervisor, by education and  
1467 experience, as set forth by rule of the department. A doctoral  
1468 internship may be applied toward the supervision requirement.

1469           3. Has passed an examination provided by the department.

1470           Section 39. Subsection (1) of section 490.006, Florida  
1471 Statutes, is amended to read:

1472           490.006 Licensure by endorsement.—

1473           (1) The department shall license a person as a psychologist  
1474 or school psychologist who, upon applying to the department and  
1475 remitting the appropriate fee, demonstrates to the department  
1476 or, in the case of psychologists, to the board that the  
1477 applicant:

1478           ~~(a) Holds a valid license or certificate in another state~~  
1479 ~~to practice psychology or school psychology, as applicable,~~

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1480 ~~provided that, when the applicant secured such license or~~  
1481 ~~certificate, the requirements were substantially equivalent to~~  
1482 ~~or more stringent than those set forth in this chapter at that~~  
1483 ~~time; and, if no Florida law existed at that time, then the~~  
1484 ~~requirements in the other state must have been substantially~~  
1485 ~~equivalent to or more stringent than those set forth in this~~  
1486 ~~chapter at the present time;~~

1487 ~~(a)(b)~~ Is a diplomate in good standing with the American  
1488 Board of Professional Psychology, Inc.; or

1489 ~~(b)(c)~~ Possesses a doctoral degree in psychology ~~as~~  
1490 ~~described in s. 490.003~~ and has at least 10 ~~20~~ years of  
1491 experience as a licensed psychologist in any jurisdiction or  
1492 territory of the United States within the 25 years preceding the  
1493 date of application.

1494 Section 40. Subsection (6) of section 491.0045, Florida  
1495 Statutes, as amended by chapters 2016-80 and 2016-241, Laws of  
1496 Florida, is amended to read:

1497 491.0045 Intern registration; requirements.—

1498 (6) A registration issued on or before March 31, 2017,  
1499 expires March 31, 2022, and may not be renewed or reissued. Any  
1500 registration issued after March 31, 2017, expires 60 months  
1501 after the date it is issued. The board may make a one-time  
1502 exception from the requirements of this subsection in emergency  
1503 or hardship cases, as defined by board rule, if ~~A subsequent~~  
1504 ~~intern registration may not be issued unless~~ the candidate has  
1505 passed the theory and practice examination described in s.  
1506 491.005(1)(d), (3)(d), and (4)(d).

1507 Section 41. Subsections (3) and (4) of section 491.005,  
1508 Florida Statutes, are amended to read:

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1509 491.005 Licensure by examination.—

1510 (3) MARRIAGE AND FAMILY THERAPY.—Upon verification of  
1511 documentation and payment of a fee not to exceed \$200, as set by  
1512 board rule, plus the actual cost of ~~to the department for~~ the  
1513 purchase of the examination from the Association of Marital and  
1514 Family Therapy Regulatory Board, or similar national  
1515 organization, the department shall issue a license as a marriage  
1516 and family therapist to an applicant who the board certifies:

1517 (a) Has submitted an application and paid the appropriate  
1518 fee.

1519 (b) ~~1.~~ Has a minimum of a master's degree with major  
1520 emphasis in marriage and family therapy, ~~or a closely related~~  
1521 field from a program accredited by the Commission on  
1522 Accreditation for Marriage and Family Therapy Education or from  
1523 a Florida university program accredited by the Council for  
1524 Accreditation of Counseling and Related Educational Programs,  
1525 and graduate courses approved by the Board of Clinical Social  
1526 Work, Marriage and Family Therapy, and Mental Health Counseling.  
1527 ~~has completed all of the following requirements:~~

1528 a. ~~Thirty six semester hours or 48 quarter hours of~~  
1529 ~~graduate coursework, which must include a minimum of 3 semester~~  
1530 ~~hours or 4 quarter hours of graduate-level course credits in~~  
1531 ~~each of the following nine areas: dynamics of marriage and~~  
1532 ~~family systems; marriage therapy and counseling theory and~~  
1533 ~~techniques; family therapy and counseling theory and techniques;~~  
1534 ~~individual human development theories throughout the life cycle;~~  
1535 ~~personality theory or general counseling theory and techniques;~~  
1536 ~~psychopathology; human sexuality theory and counseling~~  
1537 ~~techniques; psychosocial theory; and substance abuse theory and~~

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1538 ~~counseling techniques. Courses in research, evaluation,~~  
1539 ~~appraisal, assessment, or testing theories and procedures;~~  
1540 ~~thesis or dissertation work; or practicums, internships, or~~  
1541 ~~fieldwork may not be applied toward this requirement.~~

1542 ~~b. A minimum of one graduate-level course of 3 semester~~  
1543 ~~hours or 4 quarter hours in legal, ethical, and professional~~  
1544 ~~standards issues in the practice of marriage and family therapy~~  
1545 ~~or a course determined by the board to be equivalent.~~

1546 ~~e. A minimum of one graduate-level course of 3 semester~~  
1547 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~  
1548 ~~and testing for individual or interpersonal disorder or~~  
1549 ~~dysfunction; and a minimum of one 3 semester hour or 4 quarter-~~  
1550 ~~hour graduate-level course in behavioral research which focuses~~  
1551 ~~on the interpretation and application of research data as it~~  
1552 ~~applies to clinical practice. Credit for thesis or dissertation~~  
1553 ~~work, practicums, internships, or fieldwork may not be applied~~  
1554 ~~toward this requirement.~~

1555 ~~d. A minimum of one supervised clinical practicum,~~  
1556 ~~internship, or field experience in a marriage and family~~  
1557 ~~counseling setting, during which the student provided 180 direct~~  
1558 ~~client contact hours of marriage and family therapy services~~  
1559 ~~under the supervision of an individual who met the requirements~~  
1560 ~~for supervision under paragraph (c). This requirement may be met~~  
1561 ~~by a supervised practice experience which took place outside the~~  
1562 ~~academic arena, but which is certified as equivalent to a~~  
1563 ~~graduate-level practicum or internship program which required a~~  
1564 ~~minimum of 180 direct client contact hours of marriage and~~  
1565 ~~family therapy services currently offered within an academic~~  
1566 ~~program of a college or university accredited by an accrediting~~

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1567 ~~agency approved by the United States Department of Education, or~~  
1568 ~~an institution which is publicly recognized as a member in good~~  
1569 ~~standing with the Association of Universities and Colleges of~~  
1570 ~~Canada or a training institution accredited by the Commission on~~  
1571 ~~Accreditation for Marriage and Family Therapy Education~~  
1572 ~~recognized by the United States Department of Education.~~  
1573 ~~Certification shall be required from an official of such~~  
1574 ~~college, university, or training institution.~~

1575       2. If the course title that ~~which~~ appears on the  
1576 applicant's transcript does not clearly identify the content of  
1577 the coursework, the applicant shall ~~be required to~~ provide  
1578 additional documentation, including, but not limited to, a  
1579 syllabus or catalog description published for the course.

1580  
1581 The required master's degree must have been received in an  
1582 institution of higher education that, ~~which~~ at the time the  
1583 applicant graduated, was ~~+~~ fully accredited by a regional  
1584 accrediting body recognized by the Commission on Recognition of  
1585 Postsecondary Accreditation or ~~+~~ publicly recognized as a member  
1586 in good standing with the Association of Universities and  
1587 Colleges of Canada, + or an institution of higher education  
1588 located outside the United States and Canada, + which, + at the time  
1589 the applicant was enrolled and at the time the applicant  
1590 graduated, + maintained a standard of training substantially  
1591 equivalent to the standards of training of those institutions in  
1592 the United States which are accredited by a regional accrediting  
1593 body recognized by the Commission on Recognition of  
1594 Postsecondary Accreditation. Such foreign education and training  
1595 must have been received in an institution or program of higher

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1596 education officially recognized by the government of the country  
1597 in which it is located as an institution or program to train  
1598 students to practice as professional marriage and family  
1599 therapists or psychotherapists. The applicant has the burden of  
1600 establishing that the requirements of this provision have been  
1601 met ~~shall be upon the applicant~~, and the board shall require  
1602 documentation, such as, ~~but not limited to~~, an evaluation by a  
1603 foreign equivalency determination service, as evidence that the  
1604 applicant's graduate degree program and education were  
1605 equivalent to an accredited program in this country. An  
1606 applicant with a master's degree from a program that ~~which~~ did  
1607 not emphasize marriage and family therapy may complete the  
1608 coursework requirement in a training institution fully  
1609 accredited by the Commission on Accreditation for Marriage and  
1610 Family Therapy Education recognized by the United States  
1611 Department of Education.

1612 (c) Has had at least 2 years of clinical experience during  
1613 which 50 percent of the applicant's clients were receiving  
1614 marriage and family therapy services, which must be at the post-  
1615 master's level under the supervision of a licensed marriage and  
1616 family therapist with at least 5 years of experience, or the  
1617 equivalent, who is a qualified supervisor as determined by the  
1618 board. An individual who intends to practice in Florida to  
1619 satisfy the clinical experience requirements must register  
1620 pursuant to s. 491.0045 before commencing practice. If a  
1621 graduate has a master's degree with a major emphasis in marriage  
1622 and family therapy or a closely related field which ~~that~~ did not  
1623 include all of the coursework required by subparagraph (b)1.  
1624 ~~under sub-subparagraphs (b)1.a.-c.~~, credit for the post-master's

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1625 level clinical experience may ~~shall~~ not commence until the  
1626 applicant has completed a minimum of 10 of the courses required  
1627 by subparagraph (b)1. ~~under sub-subparagraphs (b)1.a.-c.,~~ as  
1628 determined by the board, and at least 6 semester hours or 9  
1629 quarter hours of the course credits must have been completed in  
1630 the area of marriage and family systems, theories, or  
1631 techniques. Within the 2 ~~3~~ years of required experience, the  
1632 applicant shall provide direct individual, group, or family  
1633 therapy and counseling, ~~to include the following categories of~~  
1634 cases including those involving unmarried dyads, married  
1635 couples, separating and divorcing couples, and family groups  
1636 that include ~~including~~ children. A doctoral internship may be  
1637 applied toward the clinical experience requirement. A licensed  
1638 mental health professional must be on the premises when clinical  
1639 services are provided by a registered intern in a private  
1640 practice setting.

1641 (d) Has passed a theory and practice examination provided  
1642 by the department ~~for this purpose.~~

1643 (e) Has demonstrated, in a manner designated by board rule  
1644 ~~of the board~~, knowledge of the laws and rules governing the  
1645 practice of clinical social work, marriage and family therapy,  
1646 and mental health counseling.

1647 ~~(f)~~

1648  
1649 For the purposes of dual licensure, the department shall license  
1650 as a marriage and family therapist any person who meets the  
1651 requirements of s. 491.0057. Fees for dual licensure may ~~shall~~  
1652 not exceed those stated in this subsection.

1653 (4) MENTAL HEALTH COUNSELING.—Upon verification of

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1654 documentation and payment of a fee not to exceed \$200, as set by  
1655 board rule, plus the actual per applicant cost of ~~to the~~  
1656 ~~department for~~ purchase of the examination from the National  
1657 Board for Certified Counselors or its successor Professional  
1658 ~~Examination Service for the National Academy of Certified~~  
1659 ~~Clinical Mental Health Counselors or a similar national~~  
1660 organization, the department shall issue a license as a mental  
1661 health counselor to an applicant who the board certifies:

1662 (a) Has submitted an application and paid the appropriate  
1663 fee.

1664 (b)1. Has a minimum of an earned master's degree from a  
1665 mental health counseling program accredited by the Council for  
1666 the Accreditation of Counseling and Related Educational Programs  
1667 which ~~that~~ consists of at least 60 semester hours or 80 quarter  
1668 hours of clinical and didactic instruction, including a course  
1669 in human sexuality and a course in substance abuse. If the  
1670 master's degree is earned from a program related to the practice  
1671 of mental health counseling which ~~that~~ is not accredited by the  
1672 Council for the Accreditation of Counseling and Related  
1673 Educational Programs, then the coursework and practicum,  
1674 internship, or fieldwork must consist of at least 60 semester  
1675 hours or 80 quarter hours and meet all of the following  
1676 requirements:

1677 a. Thirty-three semester hours or 44 quarter hours of  
1678 graduate coursework, which must include a minimum of 3 semester  
1679 hours or 4 quarter hours of graduate-level coursework in each of  
1680 the following 11 content areas: counseling theories and  
1681 practice; human growth and development; diagnosis and treatment  
1682 of psychopathology; human sexuality; group theories and

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1683 practice; individual evaluation and assessment; career and  
1684 lifestyle assessment; research and program evaluation; social  
1685 and cultural foundations; substance abuse; and legal, ethical,  
1686 and professional standards issues in the practice of mental  
1687 health counseling in community settings; and substance abuse.  
1688 Courses in research, thesis or dissertation work, practicums,  
1689 internships, or fieldwork may not be applied toward this  
1690 requirement.

1691       b. A minimum of 3 semester hours or 4 quarter hours of  
1692 graduate-level coursework addressing diagnostic processes,  
1693 including differential diagnosis and the use of the current  
1694 diagnostic tools, such as the current edition of the American  
1695 Psychiatric Association's Diagnostic and Statistical Manual of  
1696 Mental Disorders. The graduate program must have emphasized the  
1697 common core curricular experience in legal, ethical, and  
1698 professional standards issues in the practice of mental health  
1699 counseling, which includes goals, objectives, and practices of  
1700 professional counseling organizations, codes of ethics, legal  
1701 considerations, standards of preparation, certifications and  
1702 licensing, and the role identity and professional obligations of  
1703 mental health counselors. Courses in research, thesis or  
1704 dissertation work, practicums, internships, or fieldwork may not  
1705 be applied toward this requirement.

1706       c. The equivalent, as determined by the board, of at least  
1707 700 ~~1,000~~ hours of university-sponsored supervised clinical  
1708 practicum, internship, or field experience that includes at  
1709 least 280 hours of direct client services, as required in the  
1710 accrediting standards of the Council for Accreditation of  
1711 Counseling and Related Educational Programs for mental health

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1712 counseling programs. This experience may not be used to satisfy  
1713 the post-master's clinical experience requirement.

1714 2. Has provided additional documentation if a the course  
1715 title that ~~which~~ appears on the applicant's transcript does not  
1716 clearly identify the content of the coursework. The applicant  
1717 ~~shall be required to provide additional~~ documentation must  
1718 include, including, but is not limited to, a syllabus or catalog  
1719 description published for the course.

1720  
1721 Education and training in mental health counseling must have  
1722 been received in an institution of higher education that, which  
1723 at the time the applicant graduated, was fully accredited by a  
1724 regional accrediting body recognized by the Council for Higher  
1725 Education Accreditation or its successor organization or  
1726 Commission on Recognition of Postsecondary Accreditation,  
1727 publicly recognized as a member in good standing with the  
1728 Association of Universities and Colleges of Canada, or an  
1729 institution of higher education located outside the United  
1730 States and Canada, which, at the time the applicant was enrolled  
1731 and at the time the applicant graduated, maintained a standard  
1732 of training substantially equivalent to the standards of  
1733 training of those institutions in the United States which are  
1734 accredited by a regional accrediting body recognized by the  
1735 Council for Higher Education Accreditation or its successor  
1736 organization Commission on Recognition of Postsecondary  
1737 Accreditation. Such foreign education and training must have  
1738 been received in an institution or program of higher education  
1739 officially recognized by the government of the country in which  
1740 it is located as an institution or program to train students to

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1741 practice as mental health counselors. The applicant has the  
1742 burden of establishing that the requirements of this provision  
1743 have been met ~~shall be upon the applicant~~, and the board shall  
1744 require documentation, such as, ~~but not limited to~~, an  
1745 evaluation by a foreign equivalency determination service, as  
1746 evidence that the applicant's graduate degree program and  
1747 education were equivalent to an accredited program in this  
1748 country. Beginning July 1, 2025, an applicant must have a  
1749 master's degree from a program that is accredited by the Council  
1750 for Accreditation of Counseling and Related Educational Programs  
1751 which consists of at least 60 semester hours or 80 quarter hours  
1752 to apply for licensure under this paragraph.

1753 (c) Has had at least 2 years of clinical experience in  
1754 mental health counseling, which must be at the post-master's  
1755 level under the supervision of a licensed mental health  
1756 counselor or the equivalent who is a qualified supervisor as  
1757 determined by the board. An individual who intends to practice  
1758 in Florida to satisfy the clinical experience requirements must  
1759 register pursuant to s. 491.0045 before commencing practice. If  
1760 a graduate has a master's degree with a major related to the  
1761 practice of mental health counseling which ~~that~~ did not include  
1762 all the coursework required under sub-subparagraphs (b)1.a. and  
1763 b. ~~(b)1.a. b.~~, credit for the post-master's level clinical  
1764 experience may ~~shall~~ not commence until the applicant has  
1765 completed a minimum of seven of the courses required under sub-  
1766 subparagraphs (b)1.a. and b. ~~(b)1.a. b.~~, as determined by the  
1767 board, one of which must be a course in psychopathology or  
1768 abnormal psychology. A doctoral internship may be applied toward  
1769 the clinical experience requirement. A licensed mental health

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1770 professional must be on the premises when clinical services are  
1771 provided by a registered intern in a private practice setting.

1772 (d) Has passed a theory and practice examination provided  
1773 by the department for this purpose.

1774 (e) Has demonstrated, in a manner designated by board rule  
1775 ~~of the board~~, knowledge of the laws and rules governing the  
1776 practice of clinical social work, marriage and family therapy,  
1777 and mental health counseling.

1778 Section 42. Paragraph (b) of subsection (1) of section  
1779 491.006, Florida Statutes, is amended to read:

1780 491.006 Licensure or certification by endorsement.—

1781 (1) The department shall license or grant a certificate to  
1782 a person in a profession regulated by this chapter who, upon  
1783 applying to the department and remitting the appropriate fee,  
1784 demonstrates to the board that he or she:

1785 (b)1. Holds an active valid license to practice and has  
1786 actively practiced the licensed profession ~~for which licensure~~  
1787 ~~is applied~~ in another state for 3 of the last 5 years  
1788 immediately preceding licensure;—

1789 ~~2. Meets the education requirements of this chapter for the~~  
1790 ~~profession for which licensure is applied.~~

1791 ~~2.3.~~ Has passed a substantially equivalent licensing  
1792 examination in another state or has passed the licensure  
1793 examination in this state in the profession for which the  
1794 applicant seeks licensure; and—

1795 ~~3.4.~~ Holds a license in good standing, is not under  
1796 investigation for an act that would constitute a violation of  
1797 this chapter, and has not been found to have committed any act  
1798 that would constitute a violation of this chapter.

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1799

1800 The fees paid by any applicant for certification as a master  
1801 social worker under this section are nonrefundable.

1802 Section 43. Subsection (3) of section 491.007, Florida  
1803 Statutes, is amended to read:

1804 491.007 Renewal of license, registration, or certificate.—

1805 ~~(3) The board or department shall prescribe by rule a~~  
1806 ~~method for the biennial renewal of an intern registration at a~~  
1807 ~~fee set by rule, not to exceed \$100.~~

1808 Section 44. Subsection (2) of section 491.009, Florida  
1809 Statutes, is amended to read:

1810 491.009 Discipline.—

1811 (2) The board ~~department~~, or, in the case of certified  
1812 master social workers ~~psychologists~~, the department ~~board~~, may  
1813 enter an order denying licensure or imposing any of the  
1814 penalties authorized in s. 456.072(2) against any applicant for  
1815 licensure or any licensee who violates ~~is found guilty of~~  
1816 ~~violating any provision of subsection (1) of this section or who~~  
1817 ~~is found guilty of violating any provision of s. 456.072(1).~~

1818 Section 45. Subsection (2) of section 491.0046, Florida  
1819 Statutes, is amended to read:

1820 491.0046 Provisional license; requirements.—

1821 (2) The department shall issue a provisional clinical  
1822 social worker license, provisional marriage and family therapist  
1823 license, or provisional mental health counselor license to each  
1824 applicant who the board certifies has:

1825 (a) Completed the application form and remitted a  
1826 nonrefundable application fee not to exceed \$100, as set by  
1827 board rule; and

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1828 (b) Earned a graduate degree in social work, a graduate  
1829 degree with a major emphasis in marriage and family therapy or a  
1830 closely related field, or a graduate degree in a major related  
1831 to the practice of mental health counseling; and

1832 (c) ~~Has~~ Met the following minimum coursework requirements:

1833 1. For clinical social work, a minimum of 15 semester hours  
1834 or 22 quarter hours of the coursework required by s.

1835 491.005(1)(b)2.b.

1836 2. For marriage and family therapy, 10 of the courses  
1837 required by s. 491.005(3)(b)1. ~~s. 491.005(3)(b)1.a.-c.~~, as  
1838 determined by the board, and at least 6 semester hours or 9  
1839 quarter hours of the course credits must have been completed in  
1840 the area of marriage and family systems, theories, or  
1841 techniques.

1842 3. For mental health counseling, a minimum of seven of the  
1843 courses required under s. 491.005(4)(b)1.a.-c.

1844 Section 46. Subsection (11) of section 945.42, Florida  
1845 Statutes, is amended to read:

1846 945.42 Definitions; ss. 945.40-945.49.—As used in ss.  
1847 945.40-945.49, the following terms shall have the meanings  
1848 ascribed to them, unless the context shall clearly indicate  
1849 otherwise:

1850 (11) "Psychological professional" means a behavioral  
1851 practitioner who has an approved doctoral degree in psychology  
1852 as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by  
1853 the department or who is licensed as a psychologist pursuant to  
1854 chapter 490.

1855 Section 47. For the purpose of incorporating the amendment  
1856 made by this act to section 459.0055, Florida Statutes, in a

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1857 reference thereto, subsection (6) of section 459.021, Florida  
1858 Statutes, is reenacted to read:

1859       459.021 Registration of resident physicians, interns, and  
1860 fellows; list of hospital employees; penalty.—

1861       (6) Any person desiring registration pursuant to this  
1862 section shall meet all the requirements of s. 459.0055, except  
1863 paragraphs (1)(l) and (m).

1864       Section 48. The amendments and reenactments made by this  
1865 act to sections 466.0067, 466.00671, and 466.00672, Florida  
1866 Statutes, are remedial in nature and apply retroactively to  
1867 January 1, 2020.

1868       Section 49. This act shall take effect July 1, 2020.

1869