



624474

LEGISLATIVE ACTION

Senate	.	House
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Floor: 1/AD/2R	.	Floor: CA
03/13/2020 03:23 PM	.	03/13/2020 09:03 PM
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Senator Harrell moved the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

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

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

(2) (a) The Statewide Medical Director for Child Protection  
must be a physician licensed under chapter 458 or chapter 459  
who is a board-certified pediatrician with a subspecialty



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12 certification in child abuse from the American Board of  
13 Pediatrics. The Statewide Medical Director for Child Protection  
14 shall report directly to the Deputy Secretary for Children's  
15 Medical Services.

16 (b) Each Child Protection Team medical director must be a  
17 physician licensed under chapter 458 or chapter 459 who is a  
18 board-certified physician in pediatrics or family medicine and,  
19 within 2 years after the date of employment as a Child  
20 Protection Team medical director, obtains a subspecialty  
21 certification in child abuse from the American Board of  
22 Pediatrics or within 2 years meet the minimum requirements  
23 established by a third-party credentialing entity recognizing a  
24 demonstrated specialized competence in child abuse pediatrics  
25 pursuant to paragraph (d). Each Child Protection Team medical  
26 director employed on July 1, 2015, must, by July 1, 2019, either  
27 obtain a subspecialty certification in child abuse from the  
28 American Board of Pediatrics or meet the minimum requirements  
29 established by a third-party credentialing entity recognizing a  
30 demonstrated specialized competence in child abuse pediatrics  
31 pursuant to paragraph (d). Child Protection Team medical  
32 directors shall be responsible for oversight of the teams in the  
33 circuits. Each Child Protection Team medical director shall  
34 report directly to the Statewide Medical Director for Child  
35 Protection.

36 Section 2. Section 381.0042, Florida Statutes, is amended  
37 to read:

38 381.0042 Patient care for persons with HIV infection.—The  
39 department may establish human immunodeficiency virus acquired  
40 ~~immune deficiency syndrome~~ patient care networks in each region



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41 of the state where the number ~~numbers~~ of cases of acquired  
42 ~~immune deficiency syndrome and other~~ human immunodeficiency  
43 virus transmission ~~infections~~ justifies the establishment of  
44 cost-effective regional patient care networks. Such networks  
45 shall be delineated by rule of the department which shall take  
46 into account natural trade areas and centers of medical  
47 excellence that specialize in the treatment of human  
48 immunodeficiency virus ~~acquired immune deficiency syndrome~~, as  
49 well as available federal, state, and other funds. Each patient  
50 care network shall include representation of persons with human  
51 immunodeficiency virus infection; health care providers;  
52 business interests; the department, including, but not limited  
53 to, county health departments; and local units of government.  
54 Each network shall plan for the care and treatment of persons  
55 with human immunodeficiency virus ~~acquired immune deficiency~~  
56 ~~syndrome and acquired immune deficiency syndrome related complex~~  
57 in a cost-effective, dignified manner that ~~which~~ emphasizes  
58 outpatient and home care. Once per ~~each~~ year, ~~beginning April~~  
59 ~~1989~~, each network shall make its recommendations concerning the  
60 needs for patient care to the department.

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

63 381.4018 Physician workforce assessment and development.—

64 (3) GENERAL FUNCTIONS.—The department shall maximize the  
65 use of existing programs under the jurisdiction of the  
66 department and other state agencies and coordinate governmental  
67 and nongovernmental stakeholders and resources in order to  
68 develop a state strategic plan and assess the implementation of  
69 such strategic plan. In developing the state strategic plan, the



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70 department shall:

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

75 (b) Develop a model and quantify, on an ongoing basis, the  
76 adequacy of the state's current and future physician workforce  
77 as reliable data becomes available. Such model must take into  
78 account demographics, physician practice status, place of  
79 education and training, generational changes, population growth,  
80 economic indicators, and issues concerning the "pipeline" into  
81 medical education.

82 (c) Develop and recommend strategies to determine whether  
83 the number of qualified medical school applicants who might  
84 become competent, practicing physicians in this state will be  
85 sufficient to meet the capacity of the state's medical schools.  
86 If appropriate, the department shall, working with  
87 representatives of appropriate governmental and nongovernmental  
88 entities, develop strategies and recommendations and identify  
89 best practice programs that introduce health care as a  
90 profession and strengthen skills needed for medical school  
91 admission for elementary, middle, and high school students, and  
92 improve premedical education at the precollege and college level  
93 in order to increase this state's potential pool of medical  
94 students.

95 (d) Develop strategies to ensure that the number of  
96 graduates from the state's public and private allopathic and  
97 osteopathic medical schools is adequate to meet physician  
98 workforce needs, based on the analysis of the physician



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99 workforce data, so as to provide a high-quality medical  
100 education to students in a manner that recognizes the uniqueness  
101 of each new and existing medical school in this state.

102 (e) Pursue strategies and policies to create, expand, and  
103 maintain graduate medical education positions in the state based  
104 on the analysis of the physician workforce data. Such strategies  
105 and policies must take into account the effect of federal  
106 funding limitations on the expansion and creation of positions  
107 in graduate medical education. The department shall develop  
108 options to address such federal funding limitations. The  
109 department shall consider options to provide direct state  
110 funding for graduate medical education positions in a manner  
111 that addresses requirements and needs relative to accreditation  
112 of graduate medical education programs. The department shall  
113 consider funding residency positions as a means of addressing  
114 needed physician specialty areas, rural areas having a shortage  
115 of physicians, and areas of ongoing critical need, and as a  
116 means of addressing the state's physician workforce needs based  
117 on an ongoing analysis of physician workforce data.

118 (f) Develop strategies to maximize federal and state  
119 programs that provide for the use of incentives to attract  
120 physicians to this state or retain physicians within the state.  
121 Such strategies should explore and maximize federal-state  
122 partnerships that provide incentives for physicians to practice  
123 in federally designated shortage areas, in otherwise medically  
124 underserved areas, or in rural areas. Strategies shall also  
125 consider the use of state programs, such as the Medical  
126 Education Reimbursement and Loan Repayment Program pursuant to  
127 s. 1009.65, which provide for education loan repayment or loan



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128 forgiveness and provide monetary incentives for physicians to  
129 relocate to underserved areas of the state.

130 (g) Coordinate and enhance activities relative to physician  
131 workforce needs, undergraduate medical education, graduate  
132 medical education, and reentry of retired military and other  
133 physicians into the physician workforce provided by the Division  
134 of Medical Quality Assurance, area health education center  
135 networks established pursuant to s. 381.0402, and other offices  
136 and programs within the department as designated by the State  
137 Surgeon General.

138 (h) Work in conjunction with and act as a coordinating body  
139 for governmental and nongovernmental stakeholders to address  
140 matters relating to the state's physician workforce assessment  
141 and development for the purpose of ensuring an adequate supply  
142 of well-trained physicians to meet the state's future needs.  
143 Such governmental stakeholders shall include, but need not be  
144 limited to, the State Surgeon General or his or her designee,  
145 the Commissioner of Education or his or her designee, the  
146 Secretary of Health Care Administration or his or her designee,  
147 and the Chancellor of the State University System or his or her  
148 designee, and, at the discretion of the department, other  
149 representatives of state and local agencies that are involved in  
150 assessing, educating, or training the state's current or future  
151 physicians. Other stakeholders shall include, but need not be  
152 limited to, organizations representing the state's public and  
153 private allopathic and osteopathic medical schools;  
154 organizations representing hospitals and other institutions  
155 providing health care, particularly those that currently provide  
156 or have an interest in providing accredited medical education



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157 and graduate medical education to medical students and medical  
158 residents; organizations representing allopathic and osteopathic  
159 practicing physicians; and, at the discretion of the department,  
160 representatives of other organizations or entities involved in  
161 assessing, educating, or training the state's current or future  
162 physicians.

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

166 (j) Act as a clearinghouse for collecting and disseminating  
167 information concerning the physician workforce and medical  
168 education continuum in this state.

169  
170 The department may adopt rules to implement this subsection,  
171 including rules that establish guidelines to implement the  
172 federal Conrad 30 Waiver Program created under s. 214(1) of the  
173 Immigration and Nationality Act.

174 Section 4. Paragraph (c) of subsection (4) of section  
175 381.915, Florida Statutes, is amended to read:

176 381.915 Florida Consortium of National Cancer Institute  
177 Centers Program.—

178 (4) Tier designations and corresponding weights within the  
179 Florida Consortium of National Cancer Institute Centers Program  
180 are as follows:

181 (c) Tier 3: Florida-based cancer centers seeking  
182 designation as either a NCI-designated cancer center or NCI-  
183 designated comprehensive cancer center, which shall be weighted  
184 at 1.0.

185 1. A cancer center shall meet the following minimum



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186 criteria to be considered eligible for Tier 3 designation in any  
187 given fiscal year:

188 a. Conducting cancer-related basic scientific research and  
189 cancer-related population scientific research;

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

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

196 d. Offering degree-granting programs or affiliating with  
197 universities through degree-granting programs accredited or  
198 approved by a nationally recognized agency and offered through  
199 the center or through the center in conjunction with another  
200 institution accredited by the Commission on Colleges of the  
201 Southern Association of Colleges and Schools;

202 e. Providing training to clinical trainees, medical  
203 trainees accredited by the Accreditation Council for Graduate  
204 Medical Education or the American Osteopathic Association, and  
205 postdoctoral fellows recently awarded a doctorate degree; and

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

208 2. The General Appropriations Act or accompanying  
209 legislation may limit the number of cancer centers which shall  
210 receive Tier 3 designations or provide additional criteria for  
211 such designation.

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

214 4. A cancer center that qualifies as a designated Tier 3





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215 center under the criteria provided in subparagraph 1. by July 1,  
216 2014, is authorized to pursue NCI designation as a cancer center  
217 or a comprehensive cancer center until June 30, 2024 ~~for 6 years~~  
218 ~~after qualification.~~

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

221 401.35 Rules.—The department shall adopt rules, including  
222 definitions of terms, necessary to carry out the purposes of  
223 this part.

224 (1) The rules must provide at least minimum standards  
225 governing:

226 (c) Ground ambulance and vehicle equipment and supplies  
227 that a licensee with a valid vehicle permit under s. 401.26 is  
228 required to maintain to provide basic or advanced life support  
229 services at least as comprehensive as those published in the  
230 most current edition of the American College of Surgeons,  
231 Committee on Trauma, list of essential equipment for ambulances,  
232 as interpreted by rules of the department.

233 (d) Ground ambulance or vehicle design and construction  
234 based on national standards recognized by the department and at  
235 least equal to those most currently recommended by the United  
236 States General Services Administration as interpreted by  
237 department rule rules of the department.

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

240 404.031 Definitions.—As used in this chapter, unless the  
241 context clearly indicates otherwise, the term:

242 (21) "Useful beam" means that portion of the radiation  
243 emitted from a radiation machine through the aperture of the



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244 machine's beam-limiting device which is designed to focus the  
245 radiation on the intended target in order to accomplish the  
246 machine's purpose when the machine's exposure controls are in a  
247 mode to cause the system to produce radiation.

248 Section 7. Subsections (7) and (8) are added to section  
249 404.22, Florida Statutes, to read:

250 404.22 Radiation machines and components; inspection.—

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

253 (a) Must be maintained and operated according to  
254 manufacturer standards or nationally recognized consensus  
255 standards accepted by the department;

256 (b) Must be operated at the lowest exposure that will  
257 achieve the intended purpose of the exposure; and

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

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

265 (a) For the purpose of medical or health care, if a  
266 licensed health care practitioner operating within the scope of  
267 his or her practice has determined that the exposure provides a  
268 medical or health benefit greater than the health risks posed by  
269 the exposure and the health care practitioner uses the results  
270 of the exposure in the medical or health care of the exposed  
271 individual; or

272 (b) For the purpose of providing security for facilities or



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273 other venues, if the exposure is determined to provide a life  
274 safety benefit to the individual exposed which is greater than  
275 the health risk posed by the exposure. Such determination must  
276 be made by an individual trained in evaluating and calculating  
277 comparative mortality and morbidity risks according to standards  
278 set by the department. To be valid, the calculation and method  
279 of making the determination must be submitted to and accepted by  
280 the department. Limits to annual total exposure for security  
281 purposes must be adopted by department rule based on nationally  
282 recognized limits or relevant consensus standards.

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

285 456.013 Department; general licensing provisions.—

286 (1) (a) Any person desiring to be licensed in a profession  
287 within the jurisdiction of the department must ~~shall~~ apply to  
288 the department in writing ~~to take the licensure examination~~. The  
289 application must ~~shall~~ be made on a form prepared and furnished  
290 by the department. The application form must be available on the  
291 Internet ~~World Wide Web~~ and the department may accept  
292 electronically submitted applications. The application shall  
293 require the social security number and date of birth of the  
294 applicant, except as provided in paragraphs (b) and (c). The  
295 form shall be supplemented as needed to reflect any material  
296 change in any circumstance or condition stated in the  
297 application which takes place between the initial filing of the  
298 application and the final grant or denial of the license and  
299 which might affect the decision of the department. If an  
300 application is submitted electronically, the department may  
301 require supplemental materials, including an original signature



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302 of the applicant and verification of credentials, to be  
303 submitted in a nonelectronic format. An incomplete application  
304 shall expire 1 year after initial filing. In order to further  
305 the economic development goals of the state, and notwithstanding  
306 any law to the contrary, the department may enter into an  
307 agreement with the county tax collector for the purpose of  
308 appointing the county tax collector as the department's agent to  
309 accept applications for licenses and applications for renewals  
310 of licenses. The agreement must specify the time within which  
311 the tax collector must forward any applications and accompanying  
312 application fees to the department.

313 (b) If an applicant has not been issued a social security  
314 number by the Federal Government at the time of application  
315 because the applicant is not a citizen or resident of this  
316 country, the department may process the application using a  
317 unique personal identification number. If such an applicant is  
318 otherwise eligible for licensure, the board, or the department  
319 when there is no board, may issue a temporary license to the  
320 applicant, which shall expire 30 days after issuance unless a  
321 social security number is obtained and submitted in writing to  
322 the department. A temporary license issued under this paragraph  
323 to an applicant who has accepted a position with an accredited  
324 residency, internship, or fellowship program in this state and  
325 is applying for registration under s. 458.345 or s. 459.021  
326 shall expire 60 days after issuance unless the applicant obtains  
327 a social security number and submits it in writing to the  
328 department. Upon receipt of the applicant's social security  
329 number, the department shall issue a new license, which shall  
330 expire at the end of the current biennium.



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331 Section 9. Paragraph (o) of subsection (3) of section  
332 456.053, Florida Statutes, is amended to read:

333 456.053 Financial arrangements between referring health  
334 care providers and providers of health care services.-

335 (3) DEFINITIONS.-For the purpose of this section, the word,  
336 phrase, or term:

337 (o) "Referral" means any referral of a patient by a health  
338 care provider for health care services, including, without  
339 limitation:

340 1. The forwarding of a patient by a health care provider to  
341 another health care provider or to an entity which provides or  
342 supplies designated health services or any other health care  
343 item or service; or

344 2. The request or establishment of a plan of care by a  
345 health care provider, which includes the provision of designated  
346 health services or other health care item or service.

347 3. The following orders, recommendations, or plans of care  
348 shall not constitute a referral by a health care provider:

349 a. By a radiologist for diagnostic-imaging services.

350 b. By a physician specializing in the provision of  
351 radiation therapy services for such services.

352 c. By a medical oncologist for drugs and solutions to be  
353 prepared and administered intravenously to such oncologist's  
354 patient, as well as for the supplies and equipment used in  
355 connection therewith to treat such patient for cancer and the  
356 complications thereof.

357 d. By a cardiologist for cardiac catheterization services.

358 e. By a pathologist for diagnostic clinical laboratory  
359 tests and pathological examination services, if furnished by or



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360 under the supervision of such pathologist pursuant to a  
361 consultation requested by another physician.

362 f. By a health care provider who is the sole provider or  
363 member of a group practice for designated health services or  
364 other health care items or services that are prescribed or  
365 provided solely for such referring health care provider's or  
366 group practice's own patients, and that are provided or  
367 performed by or under the direct supervision of such referring  
368 health care provider or group practice; provided, however, that  
369 effective July 1, 1999, a physician licensed pursuant to chapter  
370 458, chapter 459, chapter 460, or chapter 461 may refer a  
371 patient to a sole provider or group practice for diagnostic  
372 imaging services, excluding radiation therapy services, for  
373 which the sole provider or group practice billed both the  
374 technical and the professional fee for or on behalf of the  
375 patient, if the referring physician has no investment interest  
376 in the practice. The diagnostic imaging service referred to a  
377 group practice or sole provider must be a diagnostic imaging  
378 service normally provided within the scope of practice to the  
379 patients of the group practice or sole provider. The group  
380 practice or sole provider may accept no more than 15 percent of  
381 their patients receiving diagnostic imaging services from  
382 outside referrals, excluding radiation therapy services.  
383 However, the 15 percent limitation of this sub-subparagraph and  
384 the requirements of subparagraph (4)(a)2. do not apply to a  
385 group practice entity that owns an accountable care organization  
386 or an entity operating under an advanced alternative payment  
387 model according to federal regulations if such entity provides  
388 diagnostic imaging services to more than 30,000 patients per



389 year.

390 g. By a health care provider for services provided by an  
391 ambulatory surgical center licensed under chapter 395.

392 h. By a urologist for lithotripsy services.

393 i. By a dentist for dental services performed by an  
394 employee of or health care provider who is an independent  
395 contractor with the dentist or group practice of which the  
396 dentist is a member.

397 j. By a physician for infusion therapy services to a  
398 patient of that physician or a member of that physician's group  
399 practice.

400 k. By a nephrologist for renal dialysis services and  
401 supplies, except laboratory services.

402 l. By a health care provider whose principal professional  
403 practice consists of treating patients in their private  
404 residences for services to be rendered in such private  
405 residences, except for services rendered by a home health agency  
406 licensed under chapter 400. For purposes of this sub-  
407 subparagraph, the term "private residences" includes patients'  
408 private homes, independent living centers, and assisted living  
409 facilities, but does not include skilled nursing facilities.

410 m. By a health care provider for sleep-related testing.

411 Section 10. Effective upon this act becoming a law,  
412 paragraphs (a), (k), and (t), of subsection (1) and subsection  
413 (2) of section 456.072, Florida Statutes, are amended to read:

414 456.072 Grounds for discipline; penalties; enforcement.—

415 (1) The following acts shall constitute grounds for which  
416 the disciplinary actions specified in subsection (2) may be  
417 taken:



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418 (a) Making misleading, deceptive, or fraudulent  
419 representations in or related to the practice of the licensee's  
420 profession or specialty designation.

421 (k) Failing to perform any statutory or legal obligation  
422 placed upon a licensee. For purposes of this section, failing to  
423 repay a student loan issued or guaranteed by the state or the  
424 Federal Government in accordance with the terms of the loan is  
425 ~~not or failing to comply with service scholarship obligations~~  
426 ~~shall be considered a failure to perform a statutory or legal~~  
427 ~~obligation, and the minimum disciplinary action imposed shall be~~  
428 ~~a suspension of the license until new payment terms are agreed~~  
429 ~~upon or the scholarship obligation is resumed, followed by~~  
430 ~~probation for the duration of the student loan or remaining~~  
431 ~~scholarship obligation period, and a fine equal to 10 percent of~~  
432 ~~the defaulted loan amount. Fines collected shall be deposited~~  
433 into the Medical Quality Assurance Trust Fund.

434 (t) Failing to identify through written notice, which may  
435 include the wearing of a name tag, or orally to a patient the  
436 type of license or specialty designation under which the  
437 practitioner is practicing. Any advertisement for health care  
438 services naming the practitioner must identify the type of  
439 license the practitioner holds. This paragraph does not apply to  
440 a practitioner while the practitioner is providing services in a  
441 facility licensed under chapter 394, chapter 395, chapter 400,  
442 or chapter 429. The department shall enforce this paragraph ~~Each~~  
443 ~~board, or the department where there is no board, is authorized~~  
444 ~~by rule to determine how its practitioners may comply with this~~  
445 ~~disclosure requirement.~~

446 (2) (a) When the board, or the department when there is no





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447 board, finds any person guilty of the grounds set forth in  
448 subsection (1) or of any grounds set forth in the applicable  
449 practice act, including conduct constituting a substantial  
450 violation of subsection (1) or a violation of the applicable  
451 practice act which occurred prior to obtaining a license, it may  
452 enter an order imposing one or more of the following penalties:

453 1.~~(a)~~ Refusal to certify, or to certify with restrictions,  
454 an application for a license.

455 2.~~(b)~~ Suspension or permanent revocation of a license.

456 3.~~(c)~~ Restriction of practice or license, including, but  
457 not limited to, restricting the licensee from practicing in  
458 certain settings, restricting the licensee to work only under  
459 designated conditions or in certain settings, restricting the  
460 licensee from performing or providing designated clinical and  
461 administrative services, restricting the licensee from  
462 practicing more than a designated number of hours, or any other  
463 restriction found to be necessary for the protection of the  
464 public health, safety, and welfare.

465 4.~~(d)~~ Imposition of an administrative fine not to exceed  
466 \$10,000 for each count or separate offense. If the violation is  
467 for fraud or making a false or fraudulent representation, the  
468 board, or the department if there is no board, must impose a  
469 fine of \$10,000 per count or offense.

470 5.~~(e)~~ Issuance of a reprimand or letter of concern.

471 6.~~(f)~~ Placement of the licensee on probation for a period  
472 of time and subject to such conditions as the board, or the  
473 department when there is no board, may specify. Those conditions  
474 may include, but are not limited to, requiring the licensee to  
475 undergo treatment, attend continuing education courses, submit



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476 to be reexamined, work under the supervision of another  
477 licensee, or satisfy any terms which are reasonably tailored to  
478 the violations found.

479 7.~~(g)~~ Corrective action.

480 8.~~(h)~~ Imposition of an administrative fine in accordance  
481 with s. 381.0261 for violations regarding patient rights.

482 9.~~(i)~~ Refund of fees billed and collected from the patient  
483 or a third party on behalf of the patient.

484 10.~~(j)~~ Requirement that the practitioner undergo remedial  
485 education.

486

487 In determining what action is appropriate, the board, or  
488 department when there is no board, must first consider what  
489 sanctions are necessary to protect the public or to compensate  
490 the patient. Only after those sanctions have been imposed may  
491 the disciplining authority consider and include in the order  
492 requirements designed to rehabilitate the practitioner. All  
493 costs associated with compliance with orders issued under this  
494 subsection are the obligation of the practitioner.

495 (b)1. If the department finds that any licensed health care  
496 practitioner has violated paragraph (1)(a), the department must  
497 issue an emergency order to the practitioner to cease and desist  
498 the use of such name, title, words, letter, abbreviations, or  
499 insignia. The department shall send the emergency cease and  
500 desist order to the practitioner by certified mail and e-mail to  
501 the practitioner's physical address and e-mail address of record  
502 on file with the department and to any other mailing address or  
503 e-mail address through which the department believes the person  
504 may be reached.



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505           2. If the practitioner does not cease and desist his or her  
506 actions in violation of paragraph (1) (a) immediately upon  
507 receipt of the emergency cease and desist order, the department  
508 must enter an order imposing any of the following penalties, or  
509 a combination thereof, until the practitioner complies with the  
510 cease and desist order:

- 511           a. A citation and a daily fine.  
512           b. A reprimand or a letter of concern.  
513           c. Suspension of license.

514           Section 11. Section 456.0721, Florida Statutes, is  
515 repealed.

516           Section 12. Subsection (4) of section 456.074, Florida  
517 Statutes, is amended to read:

518           456.074 Certain health care practitioners; immediate  
519 suspension of license.-

520           ~~(4) Upon receipt of information that a Florida-licensed~~  
521 ~~health care practitioner has defaulted on a student loan issued~~  
522 ~~or guaranteed by the state or the Federal Government, the~~  
523 ~~department shall notify the licensee by certified mail that he~~  
524 ~~or she shall be subject to immediate suspension of license~~  
525 ~~unless, within 45 days after the date of mailing, the licensee~~  
526 ~~provides proof that new payment terms have been agreed upon by~~  
527 ~~all parties to the loan. The department shall issue an emergency~~  
528 ~~order suspending the license of any licensee who, after 45 days~~  
529 ~~following the date of mailing from the department, has failed to~~  
530 ~~provide such proof. Production of such proof shall not prohibit~~  
531 ~~the department from proceeding with disciplinary action against~~  
532 ~~the licensee pursuant to s. 456.073.~~

533           Section 13. Subsection (1) of section 458.3145, Florida



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534 Statutes, is amended to read:

535 458.3145 Medical faculty certificate.—

536 (1) A medical faculty certificate may be issued without  
537 examination to an individual who:

538 (a) Is a graduate of an accredited medical school or its  
539 equivalent, or is a graduate of a foreign medical school listed  
540 with the World Health Organization;

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

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

545 (d) Has completed an approved residency or fellowship of at  
546 least 1 year or has received training which has been determined  
547 by the board to be equivalent to the 1-year residency  
548 requirement;

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

550 (f) Is of good moral character;

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

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

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

562 1. The University of Florida;



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- 563           2. The University of Miami;  
564           3. The University of South Florida;  
565           4. The Florida State University;  
566           5. The Florida International University;  
567           6. The University of Central Florida;  
568           7. The Mayo Clinic College of Medicine and Science in  
569 Jacksonville, Florida;  
570           8. The Florida Atlantic University; ~~or~~  
571           9. The Johns Hopkins All Children's Hospital in St.  
572 Petersburg, Florida;  
573           10. Nova Southeastern University; or  
574           11. Lake Erie College of Osteopathic Medicine.

575           Section 14. Section 458.3312, Florida Statutes, is amended  
576 to read:

577           458.3312 Specialties.—A physician licensed under this  
578 chapter may not hold himself or herself out as a board-certified  
579 specialist unless the physician has received formal recognition  
580 as a specialist from a specialty board of the American Board of  
581 Medical Specialties or other recognizing agency that has been  
582 approved by the board. However, a physician may indicate the  
583 services offered and may state that his or her practice is  
584 limited to one or more types of services when this accurately  
585 reflects the scope of practice of the physician. ~~A physician may  
586 not hold himself or herself out as a board-certified specialist  
587 in dermatology unless the recognizing agency, whether authorized  
588 in statute or by rule, is triennially reviewed and reauthorized  
589 by the Board of Medicine.~~

590           Section 15. Subsection (1) of section 459.0055, Florida  
591 Statutes, is amended to read:



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592 459.0055 General licensure requirements.—

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

596 (a) Complete an application form and submit the appropriate  
597 fee to the department;

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

599 (c) Be of good moral character;

600 (d) Have completed at least 3 years of preprofessional  
601 postsecondary education;

602 (e) Have not previously committed any act that would  
603 constitute a violation of this chapter, unless the board  
604 determines that such act does not adversely affect the  
605 applicant's present ability and fitness to practice osteopathic  
606 medicine;

607 (f) Not be under investigation in any jurisdiction for an  
608 act that would constitute a violation of this chapter. If, upon  
609 completion of such investigation, it is determined that the  
610 applicant has committed an act that would constitute a violation  
611 of this chapter, the applicant is ineligible for licensure  
612 unless the board determines that such act does not adversely  
613 affect the applicant's present ability and fitness to practice  
614 osteopathic medicine;

615 (g) Have not had an application for a license to practice  
616 osteopathic medicine denied or a license to practice osteopathic  
617 medicine revoked, suspended, or otherwise acted against by the  
618 licensing authority of any jurisdiction unless the board  
619 determines that the grounds on which such action was taken do  
620 not adversely affect the applicant's present ability and fitness



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621 to practice osteopathic medicine. A licensing authority's  
622 acceptance of a physician's relinquishment of license,  
623 stipulation, consent order, or other settlement, offered in  
624 response to or in anticipation of the filing of administrative  
625 charges against the osteopathic physician, shall be considered  
626 action against the osteopathic physician's license;

627 (h) Not have received less than a satisfactory evaluation  
628 from an internship, residency, or fellowship training program,  
629 unless the board determines that such act does not adversely  
630 affect the applicant's present ability and fitness to practice  
631 osteopathic medicine. Such evaluation shall be provided by the  
632 director of medical education from the medical training  
633 facility;

634 (i) Have met the criteria set forth in s. 459.0075, s.  
635 459.0077, or s. 459.021, whichever is applicable;

636 (j) Submit to the department a set of fingerprints on a  
637 form and under procedures specified by the department, along  
638 with a payment in an amount equal to the costs incurred by the  
639 Department of Health for the criminal background check of the  
640 applicant;

641 (k) Demonstrate that he or she is a graduate of a medical  
642 college recognized and approved by the American Osteopathic  
643 Association;

644 (l) Demonstrate that she or he has successfully completed  
645 an internship or residency ~~a resident internship~~ of not less  
646 than 12 months in a program accredited ~~hospital approved~~ for  
647 this purpose by ~~the Board of Trustees of~~ the American  
648 Osteopathic Association or the Accreditation Council for  
649 Graduate Medical Education ~~any other internship program approved~~



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

653 (m) Demonstrate that she or he has obtained a passing  
654 score, as established by rule of the board, on all parts of the  
655 examination conducted by the National Board of Osteopathic  
656 Medical Examiners or other examination approved by the board no  
657 more than 5 years before making application in this state or, if  
658 holding a valid active license in another state, that the  
659 initial licensure in the other state occurred no more than 5  
660 years after the applicant obtained a passing score on the  
661 examination conducted by the National Board of Osteopathic  
662 Medical Examiners or other substantially similar examination  
663 approved by the board.

664 Section 16. Section 460.4166, Florida Statutes, is  
665 repealed.

666 Section 17. Effective upon this act becoming a law,  
667 subsections (8) and (10) of section 464.019, Florida Statutes,  
668 are amended, and paragraph (f) is added to subsection (11) of  
669 that section, to read:

670 464.019 Approval of nursing education programs.—

671 (8) RULEMAKING.—The board does not have rulemaking  
672 authority to administer this section, except that the board  
673 shall adopt rules that prescribe the format for submitting  
674 program applications under subsection (1) and annual reports  
675 under subsection (3), and to administer the documentation of the  
676 accreditation of nursing education programs under subsection  
677 (11). The board may adopt rules relating to the nursing  
678 curriculum, including rules relating to the uses and limitations





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679 of simulation technology, and rules relating to the criteria to  
680 qualify for an extension of time to meet the accreditation  
681 requirements under paragraph (11)(f). The board may not impose  
682 any condition or requirement on an educational institution  
683 submitting a program application, an approved program, or an  
684 accredited program, except as expressly provided in this  
685 section.

686 (10) IMPLEMENTATION STUDY.—The Florida Center for Nursing  
687 shall study the administration of this section and submit  
688 reports to the Governor, the President of the Senate, and the  
689 Speaker of the House of Representatives annually by January 30,  
690 through January 30, 2025 ~~2020~~. The annual reports shall address  
691 the previous academic year; provide data on the measures  
692 specified in paragraphs (a) and (b), as such data becomes  
693 available; and include an evaluation of such data for purposes  
694 of determining whether this section is increasing the  
695 availability of nursing education programs and the production of  
696 quality nurses. The department and each approved program or  
697 accredited program shall comply with requests for data from the  
698 Florida Center for Nursing.

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

- 702 1. The number of programs and student slots available.
- 703 2. The number of student applications submitted, the number  
704 of qualified applicants, and the number of students accepted.
- 705 3. The number of program graduates.
- 706 4. Program retention rates of students tracked from program  
707 entry to graduation.



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708           5. Graduate passage rates on the National Council of State  
709 Boards of Nursing Licensing Examination.

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

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

714           1. Program application approval process, including, but not  
715 limited to, the number of program applications submitted under  
716 subsection (1), ~~+~~ the number of program applications approved and  
717 denied by the board under subsection (2), ~~+~~ the number of denials  
718 of program applications reviewed under chapter 120, ~~+~~ and a  
719 description of the outcomes of those reviews.

720           2. Accountability processes, including, but not limited to,  
721 the number of programs on probationary status, the number of  
722 approved programs for which the program director is required to  
723 appear before the board under subsection (5), the number of  
724 approved programs terminated by the board, the number of  
725 terminations reviewed under chapter 120, and a description of  
726 the outcomes of those reviews.

727           (c) The Florida Center for Nursing shall complete an annual  
728 assessment of compliance by programs with the accreditation  
729 requirements of subsection (11), include in the assessment a  
730 determination of the accreditation process status for each  
731 program, and submit the assessment as part of the reports  
732 required by this subsection.

733           (11) ACCREDITATION REQUIRED.—

734           (f) An approved nursing education program may, no sooner  
735 than 90 days before the deadline for meeting the accreditation  
736 requirements of this subsection, apply to the board for an



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737 extension of the accreditation deadline for a period which does  
738 not exceed 2 years. An additional extension may not be granted.  
739 In order to be eligible for the extension, the approved program  
740 must establish that it has a graduate passage rate of 60 percent  
741 or higher on the National Council of State Boards of Nursing  
742 Licensing Examination for the most recent calendar year and must  
743 meet a majority of the board's additional criteria, including,  
744 but not limited to, all of the following:

745 1. A student retention rate of 60 percent or higher for the  
746 most recent calendar year.

747 2. A graduate work placement rate of 70 percent or higher  
748 for the most recent calendar year.

749 3. The program has applied for approval or been approved by  
750 an institutional or programmatic accreditor recognized by the  
751 United States Department of Education.

752 4. The program is in full compliance with subsections (1)  
753 and (3) and paragraph (5) (b).

754 5. The program is not currently in its second year of  
755 probationary status under subsection (5).

756  
757 The applicable deadline under this paragraph is tolled from the  
758 date on which an approved program applies for an extension until  
759 the date on which the board issues a decision on the requested  
760 extension.

761 Section 18. Section 464.202, Florida Statutes, is amended  
762 to read:

763 464.202 Duties and powers of the board.—The board shall  
764 maintain, or contract with or approve another entity to  
765 maintain, a state registry of certified nursing assistants. The



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766 registry must consist of the name of each certified nursing  
767 assistant in this state; other identifying information defined  
768 by board rule; certification status; the effective date of  
769 certification; other information required by state or federal  
770 law; information regarding any crime or any abuse, neglect, or  
771 exploitation as provided under chapter 435; and any disciplinary  
772 action taken against the certified nursing assistant. The  
773 registry shall be accessible to the public, the  
774 certificateholder, employers, and other state agencies. The  
775 board shall adopt by rule testing procedures for use in  
776 certifying nursing assistants and shall adopt rules regulating  
777 the practice of certified nursing assistants, including  
778 disciplinary procedures and standards of practice, and  
779 specifying the scope of practice authorized and the level of  
780 supervision required for the practice of certified nursing  
781 assistants. The board may contract with or approve another  
782 entity or organization to provide the examination services,  
783 including the development and administration of examinations.  
784 The board shall require that the contract provider offer  
785 certified nursing assistant applications via the Internet, and  
786 may require the contract provider to accept certified nursing  
787 assistant applications for processing via the Internet. The  
788 board shall require the contract provider to provide the  
789 preliminary results of the certified nursing examination on the  
790 date the test is administered. The provider shall pay all  
791 reasonable costs and expenses incurred by the board in  
792 evaluating the provider's application and performance during the  
793 delivery of services, including examination services and  
794 procedures for maintaining the certified nursing assistant



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795 registry.

796 Section 19. Paragraph (c) of subsection (1) of section  
797 464.203, Florida Statutes, is amended to read:

798 464.203 Certified nursing assistants; certification  
799 requirement.—

800 (1) The board shall issue a certificate to practice as a  
801 certified nursing assistant to any person who demonstrates a  
802 minimum competency to read and write and successfully passes the  
803 required background screening pursuant to s. 400.215. If the  
804 person has successfully passed the required background screening  
805 pursuant to s. 400.215 or s. 408.809 within 90 days before  
806 applying for a certificate to practice and the person's  
807 background screening results are not retained in the  
808 clearinghouse created under s. 435.12, the board shall waive the  
809 requirement that the applicant successfully pass an additional  
810 background screening pursuant to s. 400.215. The person must  
811 also meet one of the following requirements:

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

817 Section 20. Paragraph (b) of subsection (1) of section  
818 464.204, Florida Statutes, is amended to read:

819 464.204 Denial, suspension, or revocation of certification;  
820 disciplinary actions.—

821 (1) The following acts constitute grounds for which the  
822 board may impose disciplinary sanctions as specified in  
823 subsection (2):



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

826 Section 21. Subsections (3) and (4) of section 466.006,  
827 Florida Statutes, are amended to read:

828 466.006 Examination of dentists.—

829 (3) If an applicant is a graduate of a dental college or  
830 school not accredited in accordance with paragraph (2)(b) or of  
831 a dental college or school not approved by the board, the  
832 applicant is not entitled to take the examinations required in  
833 this section to practice dentistry until she or he satisfies one  
834 of the following:

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

838 (b) Submits proof of having successfully completed at least  
839 2 consecutive academic years at a full-time supplemental general  
840 dentistry program accredited by the American Dental Association  
841 Commission on Dental Accreditation. This program must provide  
842 didactic and clinical education at the level of a D.D.S. or  
843 D.M.D. program accredited by the American Dental Association  
844 Commission on Dental Accreditation. For purposes of this  
845 paragraph, a supplemental general dentistry program does not  
846 include an advanced education program in a dental specialty.

847 (4) Notwithstanding any other provision of law in chapter  
848 456 pertaining to the clinical dental licensure examination or  
849 national examinations, to be licensed as a dentist in this  
850 state, an applicant must successfully complete both of the  
851 following:

852 (a) A written examination on the laws and rules of the



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853 state regulating the practice of dentistry.~~†~~

854 (b)~~1.~~ A practical or clinical examination, which must ~~shall~~  
855 be the American Dental Licensing Examination produced by the  
856 American Board of Dental Examiners, Inc., or its successor  
857 entity, if any, that is administered in this state ~~and graded by~~  
858 ~~dentists licensed in this state and employed by the department~~  
859 ~~for just such purpose~~, provided that the board has attained, and  
860 continues to maintain thereafter, representation on the board of  
861 directors of the American Board of Dental Examiners, the  
862 examination development committee of the American Board of  
863 Dental Examiners, and such other committees of the American  
864 Board of Dental Examiners as the board deems appropriate by rule  
865 to assure that the standards established herein are maintained  
866 organizationally. A passing score on the American Dental  
867 Licensing Examination administered in this state ~~and graded by~~  
868 ~~dentists who are licensed in this state~~ is valid for 365 days  
869 after the date the official examination results are published.

870 1.2.a. As an alternative to such practical or clinical  
871 examination ~~the requirements of subparagraph 1.~~, an applicant  
872 may submit scores from an American Dental Licensing Examination  
873 previously administered in a jurisdiction other than this state  
874 after October 1, 2011, and such examination results shall be  
875 recognized as valid for the purpose of licensure in this state.  
876 A passing score on the American Dental Licensing Examination  
877 administered out of state ~~out of state~~ shall be the same as the  
878 passing score for the American Dental Licensing Examination  
879 administered in this state ~~and graded by dentists who are~~  
880 ~~licensed in this state~~. The examination results are valid for  
881 365 days after the date the official examination results are



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882 published. The applicant must have completed the examination  
883 after October 1, 2011.

884 ~~b.~~ This subparagraph may not be given retroactive  
885 application.

886 ~~2.3.~~ If the date of an applicant's passing American Dental  
887 Licensing Examination scores from an examination previously  
888 administered in a jurisdiction other than this state under  
889 subparagraph 1. ~~subparagraph 2.~~ is older than 365 days, ~~then~~  
890 such scores are ~~shall~~ nevertheless ~~be recognized as~~ valid for  
891 the purpose of licensure in this state, but only if the  
892 applicant demonstrates that all of the following additional  
893 standards have been met:

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

896 ~~(II)~~ This sub-subparagraph may not be given retroactive  
897 application;

898 b. The applicant graduated from a dental school accredited  
899 by the American Dental Association Commission on Dental  
900 Accreditation or its successor entity, if any, or any other  
901 dental accrediting organization recognized by the United States  
902 Department of Education. Provided, however, if the applicant did  
903 not graduate from such a dental school, the applicant may submit  
904 proof of having successfully completed a full-time supplemental  
905 general dentistry program accredited by the American Dental  
906 Association Commission on Dental Accreditation of at least 2  
907 consecutive academic years at such accredited sponsoring  
908 institution. Such program must provide didactic and clinical  
909 education at the level of a D.D.S. or D.M.D. program accredited  
910 by the American Dental Association Commission on Dental





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911 Accreditation. For purposes of this sub-subparagraph, a  
912 supplemental general dentistry program does not include an  
913 advanced education program in a dental specialty;

914 c. The applicant currently possesses a valid and active  
915 dental license in good standing, with no restriction, which has  
916 never been revoked, suspended, restricted, or otherwise  
917 disciplined, from another state or territory of the United  
918 States, the District of Columbia, or the Commonwealth of Puerto  
919 Rico;

920 d. The applicant submits proof that he or she has never  
921 been reported to the National Practitioner Data Bank, the  
922 Healthcare Integrity and Protection Data Bank, or the American  
923 Association of Dental Boards Clearinghouse. This sub-  
924 subparagraph does not apply if the applicant successfully  
925 appealed to have his or her name removed from the data banks of  
926 these agencies;

927 e. (I) (A) ~~In the 5 years immediately preceding the date of~~  
928 ~~application for licensure in this state,~~ The applicant submits  
929 ~~must submit~~ proof of having been consecutively engaged in the  
930 full-time practice of dentistry in another state or territory of  
931 the United States, the District of Columbia, or the Commonwealth  
932 of Puerto Rico in the 5 years immediately preceding the date of  
933 application for licensure in this state; ~~r~~ or ~~r~~

934 (B) If the applicant has been licensed in another state or  
935 territory of the United States, the District of Columbia, or the  
936 Commonwealth of Puerto Rico for less than 5 years, the applicant  
937 submits ~~must submit~~ proof of having been engaged in the full-  
938 time practice of dentistry since the date of his or her initial  
939 licensure.



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

945 (A) Active clinical practice of dentistry providing direct  
946 patient care.

947 (B) Full-time practice as a faculty member employed by a  
948 dental or dental hygiene school approved by the board or  
949 accredited by the American Dental Association Commission on  
950 Dental Accreditation.

951 (C) Full-time practice as a student at a postgraduate  
952 dental education program approved by the board or accredited by  
953 the American Dental Association Commission on Dental  
954 Accreditation.

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

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

960 (B) Submitted in writing;

961 (C) Submitted by the applicant under oath with penalties of  
962 perjury attached;

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

967 (E) Specifically found by the board to be both credible and  
968 admissible.



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969 (IV) An affidavit of only the applicant is not acceptable  
970 proof of full-time practice unless it is further attested to by  
971 someone unrelated to the applicant who has personal knowledge of  
972 the applicant's practice. If the board deems it necessary to  
973 assess credibility or accuracy, the board may require the  
974 applicant or the applicant's witnesses to appear before the  
975 board and give oral testimony under oath;

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

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

985 h. The applicant has ~~must~~ successfully passed ~~pass~~ a  
986 written examination on the laws and rules of this state  
987 regulating the practice of dentistry and ~~must successfully pass~~  
988 the computer-based diagnostic skills examination; and

989 i. The applicant submits ~~must submit~~ documentation that he  
990 or she has successfully completed the applicable examination  
991 administered by the Joint Commission on National Dental  
992 Examinations or its successor organization ~~National Board of~~  
993 ~~Dental Examiners dental examination.~~

994 Section 22. Notwithstanding the January 1, 2020, repeal of  
995 section 466.0067, Florida Statutes, that section is revived,  
996 reenacted, and amended to read:

997 466.0067 Application for health access dental license.—The



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998 Legislature finds that there is an important state interest in  
999 attracting dentists to practice in underserved health access  
1000 settings in this state and further, that allowing out-of-state  
1001 dentists who meet certain criteria to practice in health access  
1002 settings without the supervision of a dentist licensed in this  
1003 state is substantially related to achieving this important state  
1004 interest. Therefore, notwithstanding the requirements of s.  
1005 466.006, the board shall grant a health access dental license to  
1006 practice dentistry in this state in health access settings as  
1007 defined in s. 466.003 to an applicant who ~~that~~:

1008 (1) Files an appropriate application approved by the board;

1009 (2) Pays an application license fee for a health access  
1010 dental license, laws-and-rule exam fee, and an initial licensure  
1011 fee. The fees specified in this subsection may not differ from  
1012 an applicant seeking licensure pursuant to s. 466.006;

1013 (3) Has not been convicted of or pled nolo contendere to,  
1014 regardless of adjudication, any felony or misdemeanor related to  
1015 the practice of a health care profession;

1016 (4) Submits proof of graduation from a dental school  
1017 accredited by the Commission on Dental Accreditation of the  
1018 American Dental Association or its successor agency;

1019 (5) Submits documentation that she or he has completed, or  
1020 will obtain before ~~prior to~~ licensure, continuing education  
1021 equivalent to this state's requirement for dentists licensed  
1022 under s. 466.006 for the last full reporting biennium before  
1023 applying for a health access dental license;

1024 (6) Submits proof of her or his successful completion of  
1025 parts I and II of the dental examination by the National Board  
1026 of Dental Examiners and a state or regional clinical dental



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1027 licensing examination that the board has determined effectively  
1028 measures the applicant's ability to practice safely;

1029 (7) Currently holds a valid, active, dental license in good  
1030 standing which has not been revoked, suspended, restricted, or  
1031 otherwise disciplined from another of the United States, the  
1032 District of Columbia, or a United States territory;

1033 (8) Has never had a license revoked from another of the  
1034 United States, the District of Columbia, or a United States  
1035 territory;

1036 (9) Has never failed the examination specified in s.  
1037 466.006, unless the applicant was reexamined pursuant to s.  
1038 466.006 and received a license to practice dentistry in this  
1039 state;

1040 (10) Has not been reported to the National Practitioner  
1041 Data Bank, unless the applicant successfully appealed to have  
1042 his or her name removed from the data bank;

1043 (11) Submits proof that he or she has been engaged in the  
1044 active, clinical practice of dentistry providing direct patient  
1045 care for 5 years immediately preceding the date of application,  
1046 or in instances when the applicant has graduated from an  
1047 accredited dental school within the preceding 5 years, submits  
1048 proof of continuous clinical practice providing direct patient  
1049 care since graduation; and

1050 (12) Has passed an examination covering the laws and rules  
1051 of the practice of dentistry in this state as described in s.  
1052 466.006(4) (a).

1053 Section 23. Notwithstanding the January 1, 2020, repeal of  
1054 section 466.00671, Florida Statutes, that section is revived,  
1055 reenacted, and amended to read:



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1056 466.00671 Renewal of the health access dental license.-

1057 (1) A health access dental licensee shall apply for renewal  
1058 each biennium. At the time of renewal, the licensee shall sign a  
1059 statement that she or he has complied with all continuing  
1060 education requirements of an active dentist licensee. The board  
1061 shall renew a health access dental license for an applicant who  
1062 ~~that~~:

1063 (a) Submits documentation, as approved by the board, from  
1064 the employer in the health access setting that the licensee has  
1065 at all times pertinent remained an employee;

1066 (b) Has not been convicted of or pled nolo contendere to,  
1067 regardless of adjudication, any felony or misdemeanor related to  
1068 the practice of a health care profession;

1069 (c) Has paid a renewal fee set by the board. The fee  
1070 specified herein may not differ from the renewal fee adopted by  
1071 the board pursuant to s. 466.013. The department may provide  
1072 payment for these fees through the dentist's salary, benefits,  
1073 or other department funds;

1074 (d) Has not failed the examination specified in s. 466.006  
1075 since initially receiving a health access dental license or  
1076 since the last renewal; and

1077 (e) Has not been reported to the National Practitioner Data  
1078 Bank, unless the applicant successfully appealed to have his or  
1079 her name removed from the data bank.

1080 (2) The board may undertake measures to independently  
1081 verify the health access dental licensee's ongoing employment  
1082 status in the health access setting.

1083 Section 24. Notwithstanding the January 1, 2020, repeal of  
1084 section 466.00672, Florida Statutes, that section is revived and



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1085 reenacted to read:

1086 466.00672 Revocation of health access dental license.—

1087 (1) The board shall revoke a health access dental license  
1088 upon:

1089 (a) The licensee's termination from employment from a  
1090 qualifying health access setting;

1091 (b) Final agency action determining that the licensee has  
1092 violated any provision of s. 466.027 or s. 466.028, other than  
1093 infractions constituting citation offenses or minor violations;  
1094 or

1095 (c) Failure of the Florida dental licensure examination.

1096 (2) Failure of an individual licensed pursuant to s.  
1097 466.0067 to limit the practice of dentistry to health access  
1098 settings as defined in s. 466.003 constitutes the unlicensed  
1099 practice of dentistry.

1100 Section 25. Paragraph (b) of subsection (4) and paragraph  
1101 (a) of subsection (6) of section 466.007, Florida Statutes, are  
1102 amended to read:

1103 466.007 Examination of dental hygienists.—

1104 (4) Effective July 1, 2012, to be licensed as a dental  
1105 hygienist in this state, an applicant must successfully complete  
1106 the following:

1107 (b) A practical or clinical examination approved by the  
1108 board. The examination shall be the Dental Hygiene Examination  
1109 produced by the American Board of Dental Examiners, Inc. (ADEX)  
1110 or its successor entity, if any, if the board finds that the  
1111 successor entity's clinical examination meets or exceeds the  
1112 provisions of this section. The board shall approve the ADEX  
1113 Dental Hygiene Examination if the board has attained and



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1114 continues to maintain representation on the ADEX House of  
1115 Representatives, the ADEX Dental Hygiene Examination Development  
1116 Committee, and such other ADEX Dental Hygiene committees as the  
1117 board deems appropriate through rulemaking to ensure that the  
1118 standards established in this section are maintained  
1119 organizationally. The ADEX Dental Hygiene Examination or the  
1120 examination produced by its successor entity is a comprehensive  
1121 examination in which an applicant must demonstrate skills within  
1122 the dental hygiene scope of practice on a live patient and any  
1123 other components that the board deems necessary for the  
1124 applicant to successfully demonstrate competency for the purpose  
1125 of licensure. ~~The ADEX Dental Hygiene Examination or the~~  
1126 ~~examination by the successor entity administered in this state~~  
1127 ~~shall be graded by dentists and dental hygienists licensed in~~  
1128 ~~this state who are employed by the department for this purpose.~~

1129 (6) (a) A passing score on the ADEX Dental Hygiene  
1130 Examination administered out of state must ~~shall~~ be considered  
1131 the same as a passing score for the ADEX Dental Hygiene  
1132 Examination administered in this state ~~and graded by licensed~~  
1133 ~~dentists and dental hygienists.~~

1134 Section 26. Subsections (9) through (15) are added to  
1135 section 466.017, Florida Statutes, to read:

1136 466.017 Prescription of drugs; anesthesia.-

1137 (9) Any adverse incident that occurs in an office  
1138 maintained by a dentist must be reported to the department. The  
1139 required notification to the department must be submitted in  
1140 writing by certified mail and postmarked within 48 hours after  
1141 the incident occurs.

1142 (10) A dentist practicing in this state must notify the





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1143 board in writing by certified mail within 48 hours after any  
1144 adverse incident that occurs in the dentist's outpatient  
1145 facility. A complete written report must be filed with the board  
1146 within 30 days after the incident occurs.

1147 (11) Any certified registered dental hygienist  
1148 administering local anesthesia must notify the board in writing  
1149 by registered mail within 48 hours after any adverse incident  
1150 that was related to or the result of the administration of local  
1151 anesthesia. A complete written report must be filed with the  
1152 board within 30 days after the mortality or other adverse  
1153 incident.

1154 (12) A failure by the dentist or dental hygienist to timely  
1155 and completely comply with all the reporting requirements in  
1156 this section is the basis for disciplinary action by the board  
1157 pursuant to s. 466.028(1).

1158 (13) The department shall review each adverse incident and  
1159 determine whether it involved conduct by a health care  
1160 professional subject to disciplinary action, in which case s.  
1161 456.073 applies. Disciplinary action, if any, shall be taken by  
1162 the board under which the health care professional is licensed.

1163 (14) As used in subsections (9)-(13), the term "adverse  
1164 incident" means any mortality that occurs during or as the  
1165 result of a dental procedure, or an incident that results in a  
1166 temporary or permanent physical or mental injury that requires  
1167 hospitalization or emergency room treatment of a dental patient  
1168 which occurs during or as a direct result of the use of general  
1169 anesthesia, deep sedation, moderate sedation, pediatric moderate  
1170 sedation, oral sedation, minimal sedation (anxiolysis), nitrous  
1171 oxide, or local anesthesia.



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1172           (15) The board may adopt rules to administer this section.

1173           Section 27. Section 466.031, Florida Statutes, is amended  
1174 to read:

1175           466.031 "Dental laboratories laboratory" defined.—

1176           (1) As used in this chapter, the term "dental laboratory"  
1177 ~~as used in this chapter:~~

1178           ~~(1)~~ includes any person, firm, or corporation that ~~who~~  
1179 performs for a fee of any kind, gratuitously, or otherwise,  
1180 directly or through an agent or an employee, by any means or  
1181 method, or ~~who in any way~~ supplies or manufactures artificial  
1182 substitutes for the natural teeth; ~~or who~~ furnishes, supplies,  
1183 constructs, or reproduces or repairs any prosthetic denture,  
1184 bridge, or appliance to be worn in the human mouth; ~~or who~~ in  
1185 any way represents ~~holds~~ itself ~~out~~ as a dental laboratory.

1186           ~~(2)~~ The term does not include a ~~Excludes any~~ dental  
1187 laboratory technician who constructs or repairs dental  
1188 prosthetic appliances in the office of a licensed dentist  
1189 exclusively for that ~~such~~ dentist ~~only and~~ under her or his  
1190 supervision and work order.

1191           (2) An employee or independent contractor of a dental  
1192 laboratory, acting as an agent of that dental laboratory, may  
1193 engage in onsite consultation with a licensed dentist during a  
1194 dental procedure.

1195           Section 28. Section 466.036, Florida Statutes, is amended  
1196 to read:

1197           466.036 Information; periodic inspections; equipment and  
1198 supplies.—The department may require from the applicant for a  
1199 registration certificate to operate a dental laboratory any  
1200 information necessary to carry out the purpose of this chapter,



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1201 including proof that the applicant has the equipment and  
1202 supplies necessary to operate as determined by rule of the  
1203 department, and shall require periodic inspection of all dental  
1204 laboratories operating in this state at least once each biennial  
1205 registration period. Such inspections must ~~shall~~ include, but  
1206 need not be limited to, inspection of sanitary conditions,  
1207 equipment, supplies, and facilities on the premises. The  
1208 department shall specify dental equipment and supplies that are  
1209 not allowed ~~permitted~~ in a registered dental laboratory.

1210 Section 29. Subsection (1) of section 468.701, Florida  
1211 Statutes, is amended to read:

1212 468.701 Definitions.—As used in this part, the term:

1213 (1) "Athletic trainer" means a person licensed under this  
1214 part who has met the requirements of ~~under~~ this part, including  
1215 the education requirements established ~~as set forth~~ by the  
1216 Commission on Accreditation of Athletic Training Education or  
1217 its successor organization and necessary credentials from the  
1218 Board of Certification. ~~An individual who is licensed as an~~  
1219 ~~athletic trainer may not provide, offer to provide, or represent~~  
1220 ~~that he or she is qualified to provide any care or services that~~  
1221 ~~he or she lacks the education, training, or experience to~~  
1222 ~~provide, or that he or she is otherwise prohibited by law from~~  
1223 ~~providing.~~

1224 Section 30. Section 468.707, Florida Statutes, is amended  
1225 to read:

1226 468.707 Licensure requirements.—Any person desiring to be  
1227 licensed as an athletic trainer shall apply to the department on  
1228 a form approved by the department. An applicant shall also  
1229 provide records or other evidence, as determined by the board,



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1230 to prove he or she has met the requirements of this section. The  
1231 department shall license each applicant who:

1232 (1) Has completed the application form and remitted the  
1233 required fees.

1234 (2) ~~For a person who applies on or after July 1, 2016,~~ Has  
1235 submitted to background screening pursuant to s. 456.0135. The  
1236 board may require a background screening for an applicant whose  
1237 license has expired or who is undergoing disciplinary action.

1238 (3) (a) Has obtained, at a minimum, a bachelor's  
1239 ~~baccalaureate or higher~~ degree from a college or university  
1240 professional athletic training degree program accredited by the  
1241 Commission on Accreditation of Athletic Training Education or  
1242 its successor organization recognized and approved by the United  
1243 States Department of Education or the Commission on Recognition  
1244 of Postsecondary Accreditation, approved by the board, or  
1245 recognized by the Board of Certification, and has passed the  
1246 national examination to be certified by the Board of  
1247 Certification; or-

1248 (b) ~~(4)~~ Has obtained, at a minimum, a bachelor's degree, has  
1249 completed the Board of Certification internship requirements,  
1250 and holds ~~If graduated before 2004, has~~ a current certification  
1251 from the Board of Certification.

1252 (4) ~~(5)~~ Has current certification in both cardiopulmonary  
1253 resuscitation and the use of an automated external defibrillator  
1254 set forth in the continuing education requirements as determined  
1255 by the board pursuant to s. 468.711.

1256 (5) ~~(6)~~ Has completed any other requirements as determined  
1257 by the department and approved by the board.

1258 Section 31. Subsection (3) of section 468.711, Florida



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1259 Statutes, is amended to read:

1260 468.711 Renewal of license; continuing education.—

1261 (3) If initially licensed after January 1, 1998, the  
1262 licensee must be currently certified by the Board of  
1263 Certification or its successor agency and maintain that  
1264 certification in good standing without lapse.

1265 Section 32. Section 468.713, Florida Statutes, is amended  
1266 to read:

1267 468.713 Responsibilities of athletic trainers.—

1268 (1) An athletic trainer shall practice under the direction  
1269 of a physician licensed under chapter 458, chapter 459, chapter  
1270 460, or otherwise authorized by Florida law to practice  
1271 medicine. The physician shall communicate his or her direction  
1272 through oral or written prescriptions or protocols as deemed  
1273 appropriate by the physician for the provision of services and  
1274 care by the athletic trainer. An athletic trainer shall provide  
1275 service or care in the manner dictated by the physician.

1276 (2) An athletic trainer shall work within his or her  
1277 allowable scope of practice as specified by board rule under s.  
1278 468.705. An athletic trainer may not provide, offer to provide,  
1279 or represent that he or she is qualified to provide any care or  
1280 services that he or she lacks the education, training, or  
1281 experience to provide or that he or she is otherwise prohibited  
1282 by law from providing.

1283 Section 33. Subsection (2) of section 468.723, Florida  
1284 Statutes, is amended to read:

1285 468.723 Exemptions.—This part does not prohibit ~~prevent~~ or  
1286 restrict:

1287 (2) An athletic training student acting under the direct



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1288 supervision of a licensed athletic trainer. For purposes of this  
1289 subsection, "direct supervision" means the physical presence of  
1290 an athletic trainer so that the athletic trainer is immediately  
1291 available to the athletic training student and able to intervene  
1292 on behalf of the athletic training student. The supervision must  
1293 comply with board rule ~~in accordance with the standards set~~  
1294 ~~forth by the Commission on Accreditation of Athletic Training~~  
1295 ~~Education or its successor.~~

1296 Section 34. Subsections (1), (3), and (4) of section  
1297 468.803, Florida Statutes, are amended to read:

1298 468.803 License, registration, and examination  
1299 requirements.-

1300 (1) The department shall issue a license to practice  
1301 orthotics, prosthetics, or pedorthics, or a registration for a  
1302 resident to practice orthotics or prosthetics, to qualified  
1303 applicants. Licenses to practice ~~shall be granted independently~~  
1304 ~~in~~ orthotics, prosthetics, or pedorthics must be granted  
1305 independently, but a person may be licensed in more than one  
1306 such discipline, and a prosthetist-orthotist license may be  
1307 granted to persons meeting the requirements for licensure both  
1308 as a prosthetist and as an orthotist ~~license~~. Registrations to  
1309 practice ~~shall be granted independently in~~ orthotics or  
1310 prosthetics must be granted independently, and a person may be  
1311 registered in both disciplines ~~fields~~ at the same time or  
1312 jointly in orthotics and prosthetics as a dual registration.

1313 (3) A person seeking to attain the ~~required~~ orthotics or  
1314 prosthetics experience required for licensure in this state must  
1315 be approved by the board and registered as a resident by the  
1316 department. Although a registration may be held in both



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1317 disciplines practice fields, for independent registrations the  
1318 board may shall not approve a second registration until at least  
1319 1 year after the issuance of the first registration.

1320 Notwithstanding subsection (2), a person an applicant who has  
1321 been approved by the board and registered by the department in  
1322 one discipline practice field may apply for registration in the  
1323 second discipline practice field without an additional state or  
1324 national criminal history check during the period in which the  
1325 first registration is valid. Each independent registration or  
1326 dual registration is valid for 2 years after from the date of  
1327 issuance unless otherwise revoked by the department upon  
1328 recommendation of the board. The board shall set a registration  
1329 fee not to exceed \$500 to be paid by the applicant. A  
1330 registration may be renewed once by the department upon  
1331 recommendation of the board for a period no longer than 1 year,  
1332 as such renewal is defined by the board by rule. The  
1333 registration renewal fee may shall not exceed one-half the  
1334 current registration fee. To be considered by the board for  
1335 approval of registration as a resident, the applicant must have  
1336 one of the following:

1337 (a) A Bachelor of Science or higher-level postgraduate  
1338 degree in orthotics and prosthetics from a regionally accredited  
1339 college or university recognized by the Commission on  
1340 Accreditation of Allied Health Education Programs. or, at

1341 (b) A minimum of, a bachelor's degree from a regionally  
1342 accredited college or university and a certificate in orthotics  
1343 or prosthetics from a program recognized by the Commission on  
1344 Accreditation of Allied Health Education Programs, or its  
1345 equivalent, as determined by the board. or



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1346           (c) A minimum of a bachelor's degree from a regionally  
1347 accredited college or university and a dual certificate in both  
1348 orthotics and prosthetics from programs recognized by the  
1349 Commission on Accreditation of Allied Health Education Programs,  
1350 or its equivalent, as determined by the board.

1351           ~~(b) A Bachelor of Science or higher-level postgraduate~~  
1352 ~~degree in Orthotics and Prosthetics from a regionally accredited~~  
1353 ~~college or university recognized by the Commission on~~  
1354 ~~Accreditation of Allied Health Education Programs or, at a~~  
1355 ~~minimum, a bachelor's degree from a regionally accredited~~  
1356 ~~college or university and a certificate in prosthetics from a~~  
1357 ~~program recognized by the Commission on Accreditation of Allied~~  
1358 ~~Health Education Programs, or its equivalent, as determined by~~  
1359 ~~the board.~~

1360           (4) The department may develop and administer a state  
1361 examination for an orthotist or a prosthetist license, or the  
1362 board may approve the existing examination of a national  
1363 standards organization. The examination must be predicated on a  
1364 minimum of a baccalaureate-level education and formalized  
1365 specialized training in the appropriate field. Each examination  
1366 must demonstrate a minimum level of competence in basic  
1367 scientific knowledge, written problem solving, and practical  
1368 clinical patient management. The board shall require an  
1369 examination fee not to exceed the actual cost to the board in  
1370 developing, administering, and approving the examination, which  
1371 fee must be paid by the applicant. To be considered by the board  
1372 for examination, the applicant must have:

- 1373           (a) For an examination in orthotics:  
1374           1. A Bachelor of Science or higher-level postgraduate





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1375 degree in orthotics and prosthetics from a regionally accredited  
1376 college or university recognized by the Commission on  
1377 Accreditation of Allied Health Education Programs or, at a  
1378 minimum, a bachelor's degree from a regionally accredited  
1379 college or university and a certificate in orthotics from a  
1380 program recognized by the Commission on Accreditation of Allied  
1381 Health Education Programs, or its equivalent, as determined by  
1382 the board; and

1383         2. An approved orthotics internship of 1 year of qualified  
1384 experience, as determined by the board, or an orthotic residency  
1385 or dual residency program recognized by the board.

1386         (b) For an examination in prosthetics:

1387             1. A Bachelor of Science or higher-level postgraduate  
1388 degree in orthotics and prosthetics from a regionally accredited  
1389 college or university recognized by the Commission on  
1390 Accreditation of Allied Health Education Programs or, at a  
1391 minimum, a bachelor's degree from a regionally accredited  
1392 college or university and a certificate in prosthetics from a  
1393 program recognized by the Commission on Accreditation of Allied  
1394 Health Education Programs, or its equivalent, as determined by  
1395 the board; and

1396             2. An approved prosthetics internship of 1 year of  
1397 qualified experience, as determined by the board, or a  
1398 prosthetic residency or dual residency program recognized by the  
1399 board.

1400         Section 35. Subsection (5) of section 480.033, Florida  
1401 Statutes, is amended to read:

1402             480.033 Definitions.—As used in this act:

1403             (5) "Apprentice" means a person approved by the board to



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1404 study colonic irrigation ~~massage~~ under the instruction of a  
1405 licensed massage therapist practicing colonic irrigation.

1406 Section 36. Subsections (1) and (2) of section 480.041,  
1407 Florida Statutes, are amended, and subsection (8) is added to  
1408 that section, to read:

1409 480.041 Massage therapists; qualifications; licensure;  
1410 endorsement.—

1411 (1) Any person is qualified for licensure as a massage  
1412 therapist under this act who:

1413 (a) Is at least 18 years of age or has received a high  
1414 school diploma or high school equivalency diploma;

1415 (b) Has completed a course of study at a board-approved  
1416 massage school ~~or has completed an apprenticeship program~~ that  
1417 meets standards adopted by the board; and

1418 (c) Has received a passing grade on a national ~~an~~  
1419 examination designated ~~administered~~ by the board ~~department~~.

1420 (2) Every person desiring to be examined for licensure as a  
1421 massage therapist must ~~shall~~ apply to the department in writing  
1422 upon forms prepared and furnished by the department. Such  
1423 applicants are ~~shall be~~ subject to ~~the provisions of s.~~  
1424 480.046(1). ~~Applicants may take an examination administered by~~  
1425 ~~the department only upon meeting the requirements of this~~  
1426 ~~section as determined by the board.~~

1427 (8) A person issued a license as a massage apprentice  
1428 before July 1, 2020, may continue that apprenticeship and  
1429 perform massage therapy as authorized under that license until  
1430 it expires. Upon completion of the apprenticeship, which must  
1431 occur before July 1, 2023, a massage apprentice may apply to the  
1432 board for full licensure and be granted a license if all other



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1433 applicable licensure requirements are met.

1434 Section 37. Section 480.042, Florida Statutes, is repealed.

1435 Section 38. Subsection (3) of section 490.003, Florida  
1436 Statutes, is amended to read:

1437 490.003 Definitions.—As used in this chapter:

1438 ~~(3) (a) Prior to July 1, 1999, "doctoral-level psychological~~  
1439 ~~education" and "doctoral degree in psychology" mean a Psy.D., an~~  
1440 ~~Ed.D. in psychology, or a Ph.D. in psychology from:~~

1441 ~~1. An educational institution which, at the time the~~  
1442 ~~applicant was enrolled and graduated, had institutional~~  
1443 ~~accreditation from an agency recognized and approved by the~~  
1444 ~~United States Department of Education or was recognized as a~~  
1445 ~~member in good standing with the Association of Universities and~~  
1446 ~~Colleges of Canada; and~~

1447 ~~2. A psychology program within that educational institution~~  
1448 ~~which, at the time the applicant was enrolled and graduated, had~~  
1449 ~~programmatic accreditation from an accrediting agency recognized~~  
1450 ~~and approved by the United States Department of Education or was~~  
1451 ~~comparable to such programs.~~

1452 ~~(b) Effective July 1, 1999, "doctoral-level psychological~~  
1453 ~~education" and "doctoral degree in psychology" mean a Psy.D., an~~  
1454 ~~Ed.D. in psychology, or a Ph.D. in psychology from a psychology~~  
1455 ~~program at:~~

1456 ~~1. an educational institution that ~~which~~, at the time the~~  
1457 ~~applicant was enrolled and graduated:~~

1458 ~~(a) 7 Had institutional accreditation from an agency~~  
1459 ~~recognized and approved by the United States Department of~~  
1460 ~~Education or was recognized as a member in good standing with~~  
1461 ~~the Association of Universities and Colleges of Canada; and~~



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1462           ~~(b)2. A psychology program within that educational~~  
1463 ~~institution which, at the time the applicant was enrolled and~~  
1464 ~~graduated, Had programmatic accreditation from the American~~  
1465 ~~Psychological Association an agency recognized and approved by~~  
1466 ~~the United States Department of Education.~~

1467           Section 39. Paragraph (b) of subsection (1) and paragraph  
1468 (b) of subsection (2) of section 490.005, Florida Statutes, are  
1469 amended to read:

1470           490.005 Licensure by examination.—

1471           (1) Any person desiring to be licensed as a psychologist  
1472 shall apply to the department to take the licensure examination.  
1473 The department shall license each applicant who the board  
1474 certifies has:

1475           (b) Submitted proof satisfactory to the board that the  
1476 applicant has received:

1477           1. ~~Received~~ Doctoral-level psychological education, ~~as~~  
1478 ~~defined in s. 490.003(3); or~~

1479           2. ~~Received~~ The equivalent of a doctoral-level  
1480 psychological education, as defined in s. 490.003(3), from a  
1481 program at a school or university located outside the United  
1482 States of America ~~and Canada~~, which was officially recognized by  
1483 the government of the country in which it is located as an  
1484 institution or program to train students to practice  
1485 professional psychology. The applicant has the burden of  
1486 establishing that this requirement has the requirements of this  
1487 provision have been met shall be upon the applicant;

1488           3. ~~Received and submitted to the board, prior to July 1,~~  
1489 ~~1999, certification of an augmented doctoral-level psychological~~  
1490 ~~education from the program director of a doctoral-level~~



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1491 ~~psychology program accredited by a programmatic agency~~  
1492 ~~recognized and approved by the United States Department of~~  
1493 ~~Education; or~~

1494 ~~4. Received and submitted to the board, prior to August 31,~~  
1495 ~~2001, certification of a doctoral-level program that at the time~~  
1496 ~~the applicant was enrolled and graduated maintained a standard~~  
1497 ~~of education and training comparable to the standard of training~~  
1498 ~~of programs accredited by a programmatic agency recognized and~~  
1499 ~~approved by the United States Department of Education. Such~~  
1500 ~~certification of comparability shall be provided by the program~~  
1501 ~~director of a doctoral-level psychology program accredited by a~~  
1502 ~~programmatic agency recognized and approved by the United States~~  
1503 ~~Department of Education.~~

1504 (2) Any person desiring to be licensed as a school  
1505 psychologist shall apply to the department to take the licensure  
1506 examination. The department shall license each applicant who the  
1507 department certifies has:

1508 (b) Submitted satisfactory proof to the department that the  
1509 applicant:

1510 1. Has received a doctorate, specialist, or equivalent  
1511 degree from a program primarily psychological in nature and has  
1512 completed 60 semester hours or 90 quarter hours of graduate  
1513 study, in areas related to school psychology as defined by rule  
1514 of the department, from a college or university which at the  
1515 time the applicant was enrolled and graduated was accredited by  
1516 an accrediting agency recognized and approved by the Council for  
1517 Higher Education Accreditation or its successor organization  
1518 ~~Commission on Recognition of Postsecondary Accreditation or from~~  
1519 ~~an institution that which is publicly recognized as a member in~~



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1520 good standing with the Association of Universities and Colleges  
1521 of Canada.

1522 2. Has had a minimum of 3 years of experience in school  
1523 psychology, 2 years of which must be supervised by an individual  
1524 who is a licensed school psychologist or who has otherwise  
1525 qualified as a school psychologist supervisor, by education and  
1526 experience, as set forth by rule of the department. A doctoral  
1527 internship may be applied toward the supervision requirement.

1528 3. Has passed an examination provided by the department.

1529 Section 40. Subsection (1) of section 490.006, Florida  
1530 Statutes, is amended to read:

1531 490.006 Licensure by endorsement.—

1532 (1) The department shall license a person as a psychologist  
1533 or school psychologist who, upon applying to the department and  
1534 remitting the appropriate fee, demonstrates to the department  
1535 or, in the case of psychologists, to the board that the  
1536 applicant:

1537 ~~(a) Holds a valid license or certificate in another state~~  
1538 ~~to practice psychology or school psychology, as applicable,~~  
1539 ~~provided that, when the applicant secured such license or~~  
1540 ~~certificate, the requirements were substantially equivalent to~~  
1541 ~~or more stringent than those set forth in this chapter at that~~  
1542 ~~time; and, if no Florida law existed at that time, then the~~  
1543 ~~requirements in the other state must have been substantially~~  
1544 ~~equivalent to or more stringent than those set forth in this~~  
1545 ~~chapter at the present time;~~

1546 (a) ~~(b)~~ Is a diplomate in good standing with the American  
1547 Board of Professional Psychology, Inc.; or

1548 (b) ~~(c)~~ Possesses a doctoral degree in psychology ~~as~~



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1549 ~~described in s. 490.003~~ and has at least 10 ~~20~~ years of  
1550 experience as a licensed psychologist in any jurisdiction or  
1551 territory of the United States within the 25 years preceding the  
1552 date of application.

1553 Section 41. Subsection (6) of section 491.0045, Florida  
1554 Statutes, as created by chapters 2016-80 and 2016-241, Laws of  
1555 Florida, is amended to read:

1556 491.0045 Intern registration; requirements.—

1557 (6) A registration issued on or before March 31, 2017,  
1558 expires March 31, 2022, and may not be renewed or reissued. Any  
1559 registration issued after March 31, 2017, expires 60 months  
1560 after the date it is issued. The board may make a one-time  
1561 exception to the requirements of this subsection in emergency or  
1562 hardship cases, as defined by board rule, if ~~A subsequent intern~~  
1563 ~~registration may not be issued unless~~ the candidate has passed  
1564 the theory and practice examination described in s.  
1565 491.005 (1) (d), (3) (d), and (4) (d).

1566 Section 42. Subsections (3) and (4) of section 491.005,  
1567 Florida Statutes, are amended to read:

1568 491.005 Licensure by examination.—

1569 (3) MARRIAGE AND FAMILY THERAPY.—Upon verification of  
1570 documentation and payment of a fee not to exceed \$200, as set by  
1571 board rule, plus the actual cost of ~~to the department for~~ the  
1572 purchase of the examination from the Association of Marital and  
1573 Family Therapy Regulatory Board, or similar national  
1574 organization, the department shall issue a license as a marriage  
1575 and family therapist to an applicant who the board certifies:

1576 (a) Has submitted an application and paid the appropriate  
1577 fee.



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1578           (b)1. Has a minimum of a master's degree with major  
1579 emphasis in marriage and family therapy, or a closely related  
1580 field from a program accredited by the Commission on  
1581 Accreditation for Marriage and Family Therapy Education or from  
1582 a Florida university program accredited by the Council for  
1583 Accreditation of Counseling and Related Educational Programs,  
1584 and graduate courses approved by the Board of Clinical Social  
1585 Work, Marriage and Family Therapy, and Mental Health Counseling.  
1586 ~~has completed all of the following requirements:~~

1587           a. ~~Thirty six semester hours or 48 quarter hours of~~  
1588 ~~graduate coursework, which must include a minimum of 3 semester~~  
1589 ~~hours or 4 quarter hours of graduate-level course credits in~~  
1590 ~~each of the following nine areas: dynamics of marriage and~~  
1591 ~~family systems; marriage therapy and counseling theory and~~  
1592 ~~techniques; family therapy and counseling theory and techniques;~~  
1593 ~~individual human development theories throughout the life cycle;~~  
1594 ~~personality theory or general counseling theory and techniques;~~  
1595 ~~psychopathology; human sexuality theory and counseling~~  
1596 ~~techniques; psychosocial theory; and substance abuse theory and~~  
1597 ~~counseling techniques. Courses in research, evaluation,~~  
1598 ~~appraisal, assessment, or testing theories and procedures;~~  
1599 ~~thesis or dissertation work; or practicums, internships, or~~  
1600 ~~fieldwork may not be applied toward this requirement.~~

1601           b. ~~A minimum of one graduate-level course of 3 semester~~  
1602 ~~hours or 4 quarter hours in legal, ethical, and professional~~  
1603 ~~standards issues in the practice of marriage and family therapy~~  
1604 ~~or a course determined by the board to be equivalent.~~

1605           c. ~~A minimum of one graduate-level course of 3 semester~~  
1606 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~





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1607 ~~and testing for individual or interpersonal disorder or~~  
1608 ~~dysfunction; and a minimum of one 3-semester hour or 4-quarter-~~  
1609 ~~hour graduate-level course in behavioral research which focuses~~  
1610 ~~on the interpretation and application of research data as it~~  
1611 ~~applies to clinical practice. Credit for thesis or dissertation~~  
1612 ~~work, practicums, internships, or fieldwork may not be applied~~  
1613 ~~toward this requirement.~~

1614 ~~d. A minimum of one supervised clinical practicum,~~  
1615 ~~internship, or field experience in a marriage and family~~  
1616 ~~counseling setting, during which the student provided 180 direct~~  
1617 ~~client contact hours of marriage and family therapy services~~  
1618 ~~under the supervision of an individual who met the requirements~~  
1619 ~~for supervision under paragraph (c). This requirement may be met~~  
1620 ~~by a supervised practice experience which took place outside the~~  
1621 ~~academic arena, but which is certified as equivalent to a~~  
1622 ~~graduate-level practicum or internship program which required a~~  
1623 ~~minimum of 180 direct client contact hours of marriage and~~  
1624 ~~family therapy services currently offered within an academic~~  
1625 ~~program of a college or university accredited by an accrediting~~  
1626 ~~agency approved by the United States Department of Education, or~~  
1627 ~~an institution which is publicly recognized as a member in good~~  
1628 ~~standing with the Association of Universities and Colleges of~~  
1629 ~~Canada or a training institution accredited by the Commission on~~  
1630 ~~Accreditation for Marriage and Family Therapy Education~~  
1631 ~~recognized by the United States Department of Education.~~  
1632 ~~Certification shall be required from an official of such~~  
1633 ~~college, university, or training institution.~~

1634 ~~2. If the course title that ~~which~~ appears on the~~  
1635 ~~applicant's transcript does not clearly identify the content of~~



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1636 the coursework, the applicant shall ~~be required to~~ provide  
1637 additional documentation, including, but not limited to, a  
1638 syllabus or catalog description published for the course.

1639  
1640 The required master's degree must have been received in an  
1641 institution of higher education that, ~~which~~ at the time the  
1642 applicant graduated, was fully accredited by a regional  
1643 accrediting body recognized by the Commission on Recognition of  
1644 Postsecondary Accreditation or publicly recognized as a member  
1645 in good standing with the Association of Universities and  
1646 Colleges of Canada, + or an institution of higher education  
1647 located outside the United States and Canada, + which, + at the time  
1648 the applicant was enrolled and at the time the applicant  
1649 graduated, + maintained a standard of training substantially  
1650 equivalent to the standards of training of those institutions in  
1651 the United States which are accredited by a regional accrediting  
1652 body recognized by the Commission on Recognition of  
1653 Postsecondary Accreditation. Such foreign education and training  
1654 must have been received in an institution or program of higher  
1655 education officially recognized by the government of the country  
1656 in which it is located as an institution or program to train  
1657 students to practice as professional marriage and family  
1658 therapists or psychotherapists. The applicant has the burden of  
1659 establishing that the requirements of this provision have been  
1660 met ~~shall be upon the applicant,~~ and the board shall require  
1661 documentation, such as, ~~but not limited to,~~ an evaluation by a  
1662 foreign equivalency determination service, as evidence that the  
1663 applicant's graduate degree program and education were  
1664 equivalent to an accredited program in this country. An



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1665 applicant with a master's degree from a program that ~~which~~ did  
1666 not emphasize marriage and family therapy may complete the  
1667 coursework requirement in a training institution fully  
1668 accredited by the Commission on Accreditation for Marriage and  
1669 Family Therapy Education recognized by the United States  
1670 Department of Education.

1671 (c) Has had at least 2 years of clinical experience during  
1672 which 50 percent of the applicant's clients were receiving  
1673 marriage and family therapy services, which must be at the post-  
1674 master's level under the supervision of a licensed marriage and  
1675 family therapist with at least 5 years of experience, or the  
1676 equivalent, who is a qualified supervisor as determined by the  
1677 board. An individual who intends to practice in Florida to  
1678 satisfy the clinical experience requirements must register  
1679 pursuant to s. 491.0045 before commencing practice. If a  
1680 graduate has a master's degree with a major emphasis in marriage  
1681 and family therapy or a closely related field which ~~that~~ did not  
1682 include all of the coursework required by paragraph (b) ~~under~~  
1683 ~~sub-paragraphs (b)1.a.-c.~~, credit for the post-master's level  
1684 clinical experience may ~~shall~~ not commence until the applicant  
1685 has completed a minimum of 10 of the courses required by  
1686 paragraph (b) ~~under sub-paragraphs (b)1.a.-c.~~, as determined  
1687 by the board, and at least 6 semester hours or 9 quarter hours  
1688 of the course credits must have been completed in the area of  
1689 marriage and family systems, theories, or techniques. Within the  
1690 2 ~~3~~ years of required experience, the applicant shall provide  
1691 direct individual, group, or family therapy and counseling, ~~to~~  
1692 ~~include the following categories of cases~~ including those  
1693 involving unmarried dyads, married couples, separating and



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1694 divorcing couples, and family groups that include ~~including~~  
1695 children. A doctoral internship may be applied toward the  
1696 clinical experience requirement. A licensed mental health  
1697 professional must be on the premises when clinical services are  
1698 provided by a registered intern in a private practice setting.

1699 (d) Has passed a theory and practice examination provided  
1700 by the department ~~for this purpose~~.

1701 (e) Has demonstrated, in a manner designated by board rule  
1702 ~~of the board~~, knowledge of the laws and rules governing the  
1703 practice of clinical social work, marriage and family therapy,  
1704 and mental health counseling.

1705 ~~(f)~~

1706

1707 For the purposes of dual licensure, the department shall license  
1708 as a marriage and family therapist any person who meets the  
1709 requirements of s. 491.0057. Fees for dual licensure may ~~shall~~  
1710 not exceed those stated in this subsection.

1711 (4) MENTAL HEALTH COUNSELING.—Upon verification of  
1712 documentation and payment of a fee not to exceed \$200, as set by  
1713 board rule, plus the actual per applicant cost of ~~to the~~  
1714 ~~department for~~ purchase of the examination from the National  
1715 Board for Certified Counselors or its successor Professional  
1716 ~~Examination Service for the National Academy of Certified~~  
1717 ~~Clinical Mental Health Counselors or a similar national~~  
1718 organization, the department shall issue a license as a mental  
1719 health counselor to an applicant who the board certifies:

1720 (a) Has submitted an application and paid the appropriate  
1721 fee.

1722 (b)1. Has a minimum of an earned master's degree from a



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1723 mental health counseling program accredited by the Council for  
1724 the Accreditation of Counseling and Related Educational Programs  
1725 which ~~that~~ consists of at least 60 semester hours or 80 quarter  
1726 hours of clinical and didactic instruction, including a course  
1727 in human sexuality and a course in substance abuse. If the  
1728 master's degree is earned from a program related to the practice  
1729 of mental health counseling which ~~that~~ is not accredited by the  
1730 Council for the Accreditation of Counseling and Related  
1731 Educational Programs, then the coursework and practicum,  
1732 internship, or fieldwork must consist of at least 60 semester  
1733 hours or 80 quarter hours and meet all of the following  
1734 requirements:

1735       a. Thirty-three semester hours or 44 quarter hours of  
1736 graduate coursework, which must include a minimum of 3 semester  
1737 hours or 4 quarter hours of graduate-level coursework in each of  
1738 the following 11 content areas: counseling theories and  
1739 practice; human growth and development; diagnosis and treatment  
1740 of psychopathology; human sexuality; group theories and  
1741 practice; individual evaluation and assessment; career and  
1742 lifestyle assessment; research and program evaluation; social  
1743 and cultural foundations; substance abuse; and legal, ethical,  
1744 and professional standards issues in the practice of mental  
1745 health counseling in community settings; ~~and substance abuse~~.  
1746 Courses in research, thesis or dissertation work, practicums,  
1747 internships, or fieldwork may not be applied toward this  
1748 requirement.

1749       b. A minimum of 3 semester hours or 4 quarter hours of  
1750 graduate-level coursework addressing diagnostic processes,  
1751 including differential diagnosis and the use of the current



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1752 diagnostic tools, such as the current edition of the American  
1753 Psychiatric Association's Diagnostic and Statistical Manual of  
1754 Mental Disorders. The graduate program must have emphasized the  
1755 common core curricular experience in legal, ethical, and  
1756 professional standards issues in the practice of mental health  
1757 counseling, which includes goals, objectives, and practices of  
1758 professional counseling organizations, codes of ethics, legal  
1759 considerations, standards of preparation, certifications and  
1760 licensing, and the role identity and professional obligations of  
1761 mental health counselors. Courses in research, thesis or  
1762 dissertation work, practicums, internships, or fieldwork may not  
1763 be applied toward this requirement.

1764       c. The equivalent, as determined by the board, of at least  
1765 700 1,000 hours of university-sponsored supervised clinical  
1766 practicum, internship, or field experience that includes at  
1767 least 280 hours of direct client services, as required in the  
1768 accrediting standards of the Council for Accreditation of  
1769 Counseling and Related Educational Programs for mental health  
1770 counseling programs. This experience may not be used to satisfy  
1771 the post-master's clinical experience requirement.

1772       2. Has provided additional documentation if a the course  
1773 title that ~~which~~ appears on the applicant's transcript does not  
1774 clearly identify the content of the coursework. ~~The applicant~~  
1775 shall be required to provide additional documentation must  
1776 include, including, but is not limited to, a syllabus or catalog  
1777 description published for the course.

1778  
1779 Education and training in mental health counseling must have  
1780 been received in an institution of higher education that, ~~which~~



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1781 at the time the applicant graduated, was fully accredited by a  
1782 regional accrediting body recognized by the Council for Higher  
1783 Education Accreditation or its successor organization or  
1784 Commission on Recognition of Postsecondary Accreditation;  
1785 publicly recognized as a member in good standing with the  
1786 Association of Universities and Colleges of Canada, or an  
1787 institution of higher education located outside the United  
1788 States and Canada, which, at the time the applicant was enrolled  
1789 and at the time the applicant graduated, maintained a standard  
1790 of training substantially equivalent to the standards of  
1791 training of those institutions in the United States which are  
1792 accredited by a regional accrediting body recognized by the  
1793 Council for Higher Education Accreditation or its successor  
1794 organization Commission on Recognition of Postsecondary  
1795 Accreditation. Such foreign education and training must have  
1796 been received in an institution or program of higher education  
1797 officially recognized by the government of the country in which  
1798 it is located as an institution or program to train students to  
1799 practice as mental health counselors. The applicant has the  
1800 burden of establishing that the requirements of this provision  
1801 have been met ~~shall be upon the applicant~~, and the board shall  
1802 require documentation, such as, ~~but not limited to~~, an  
1803 evaluation by a foreign equivalency determination service, as  
1804 evidence that the applicant's graduate degree program and  
1805 education were equivalent to an accredited program in this  
1806 country. Beginning July 1, 2025, an applicant must have a  
1807 master's degree from a program that is accredited by the Council  
1808 for Accreditation of Counseling and Related Educational Programs  
1809 which consists of at least 60 semester hours or 80 quarter hours



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1810 to apply for licensure under this paragraph.

1811 (c) Has had at least 2 years of clinical experience in  
1812 mental health counseling, which must be at the post-master's  
1813 level under the supervision of a licensed mental health  
1814 counselor or the equivalent who is a qualified supervisor as  
1815 determined by the board. An individual who intends to practice  
1816 in Florida to satisfy the clinical experience requirements must  
1817 register pursuant to s. 491.0045 before commencing practice. If  
1818 a graduate has a master's degree with a major related to the  
1819 practice of mental health counseling which ~~that~~ did not include  
1820 all the coursework required under sub-subparagraphs (b)1.a. and  
1821 b. ~~(b)1.a.-b.~~, credit for the post-master's level clinical  
1822 experience may ~~shall~~ not commence until the applicant has  
1823 completed a minimum of seven of the courses required under sub-  
1824 subparagraphs (b)1.a. and b. ~~(b)1.a.-b.~~, as determined by the  
1825 board, one of which must be a course in psychopathology or  
1826 abnormal psychology. A doctoral internship may be applied toward  
1827 the clinical experience requirement. A licensed mental health  
1828 professional must be on the premises when clinical services are  
1829 provided by a registered intern in a private practice setting.

1830 (d) Has passed a theory and practice examination provided  
1831 by the department for this purpose.

1832 (e) Has demonstrated, in a manner designated by board rule  
1833 ~~of the board~~, knowledge of the laws and rules governing the  
1834 practice of clinical social work, marriage and family therapy,  
1835 and mental health counseling.

1836 Section 43. Paragraph (b) of subsection (1) of section  
1837 491.006, Florida Statutes, is amended to read:

1838 491.006 Licensure or certification by endorsement.—





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1839 (1) The department shall license or grant a certificate to  
1840 a person in a profession regulated by this chapter who, upon  
1841 applying to the department and remitting the appropriate fee,  
1842 demonstrates to the board that he or she:

1843 (b)1. Holds an active valid license to practice and has  
1844 actively practiced the licensed profession ~~for which licensure~~  
1845 ~~is applied~~ in another state for 3 of the last 5 years  
1846 immediately preceding licensure; ~~-~~

1847 ~~2. Meets the education requirements of this chapter for the~~  
1848 ~~profession for which licensure is applied.~~

1849 ~~2.3.~~ Has passed a substantially equivalent licensing  
1850 examination in another state or has passed the licensure  
1851 examination in this state in the profession for which the  
1852 applicant seeks licensure; ~~and.~~

1853 ~~3.4.~~ Holds a license in good standing, is not under  
1854 investigation for an act that would constitute a violation of  
1855 this chapter, and has not been found to have committed any act  
1856 that would constitute a violation of this chapter.

1857  
1858 The fees paid by any applicant for certification as a master  
1859 social worker under this section are nonrefundable.

1860 Section 44. Subsection (3) of section 491.007, Florida  
1861 Statutes, is amended to read:

1862 491.007 Renewal of license, registration, or certificate.-

1863 ~~(3) The board or department shall prescribe by rule a~~  
1864 ~~method for the biennial renewal of an intern registration at a~~  
1865 ~~fee set by rule, not to exceed \$100.~~

1866 Section 45. Subsection (2) of section 491.009, Florida  
1867 Statutes, is amended to read:



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1868 491.009 Discipline.-

1869 (2) The ~~board department,~~ or, in the case of certified  
1870 master social workers ~~psychologists,~~ the department board, may  
1871 enter an order denying licensure or imposing any of the  
1872 penalties authorized in s. 456.072(2) against any applicant for  
1873 licensure or any licensee who violates ~~is found guilty of~~  
1874 ~~violating any provision of~~ subsection (1) ~~of this section or who~~  
1875 ~~is found guilty of violating any provision of~~ s. 456.072(1).

1876 Section 46. Subsection (2) of section 491.0046, Florida  
1877 Statutes, is amended to read:

1878 491.0046 Provisional license; requirements.-

1879 (2) The department shall issue a provisional clinical  
1880 social worker license, provisional marriage and family therapist  
1881 license, or provisional mental health counselor license to each  
1882 applicant who the board certifies has:

1883 (a) Completed the application form and remitted a  
1884 nonrefundable application fee not to exceed \$100, as set by  
1885 board rule; and

1886 (b) Earned a graduate degree in social work, a graduate  
1887 degree with a major emphasis in marriage and family therapy or a  
1888 closely related field, or a graduate degree in a major related  
1889 to the practice of mental health counseling; and

1890 (c) ~~Has~~ Met the following minimum coursework requirements:

1891 1. For clinical social work, a minimum of 15 semester hours  
1892 or 22 quarter hours of the coursework required by s.  
1893 491.005(1)(b)2.b.

1894 2. For marriage and family therapy, 10 of the courses  
1895 required by s. 491.005(3)(b) ~~s. 491.005(3)(b)1.a.-c.,~~ as  
1896 determined by the board, and at least 6 semester hours or 9



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1897 quarter hours of the course credits must have been completed in  
1898 the area of marriage and family systems, theories, or  
1899 techniques.

1900 3. For mental health counseling, a minimum of seven of the  
1901 courses required under s. 491.005(4)(b)1.a.-c.

1902 Section 47. Subsection (11) of section 945.42, Florida  
1903 Statutes, is amended to read:

1904 945.42 Definitions; ss. 945.40-945.49.—As used in ss.  
1905 945.40-945.49, the following terms shall have the meanings  
1906 ascribed to them, unless the context shall clearly indicate  
1907 otherwise:

1908 (11) "Psychological professional" means a behavioral  
1909 practitioner who has an approved doctoral degree in psychology  
1910 as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by  
1911 the department or who is licensed as a psychologist pursuant to  
1912 chapter 490.

1913 Section 48. For the purpose of incorporating the amendment  
1914 made by this act to section 459.0055, Florida Statutes, in a  
1915 reference thereto, subsection (6) of section 459.021, Florida  
1916 Statutes, is reenacted to read:

1917 459.021 Registration of resident physicians, interns, and  
1918 fellows; list of hospital employees; penalty.—

1919 (6) Any person desiring registration pursuant to this  
1920 section shall meet all the requirements of s. 459.0055, except  
1921 paragraphs (1)(l) and (m).

1922 Section 49. Present subsection (7) of section 514.0115,  
1923 Florida Statutes, is redesignated as subsection (8), and a new  
1924 subsection (7) is added to that section, to read:

1925 514.0115 Exemptions from supervision or regulation;



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1926 variances.-

1927 (7) Until such time as the department adopts rules for the  
1928 supervision and regulation of surf pools, a surf pool that is  
1929 larger than 4 acres is exempt from supervision under this  
1930 chapter if the surf pool is permitted by a local government  
1931 pursuant to a special use permit process in which the local  
1932 government asserts regulatory authority over the construction of  
1933 the surf pool and, in consultation with the department,  
1934 establishes through the local government's special use  
1935 permitting process the conditions for the surf pool's operation,  
1936 water quality, and necessary lifesaving equipment. This  
1937 subsection does not affect the department's or a county health  
1938 department's right of entry pursuant to s. 514.04 or its  
1939 authority to seek an injunction pursuant to s. 514.06 to  
1940 restrain the operation of a surf pool permitted and operated  
1941 under this subsection if the surf pool presents significant  
1942 risks to public health. For the purposes of this subsection, the  
1943 term "surf pool" means a pool that is designed to generate waves  
1944 dedicated to the activity of surfing on a surfboard or an  
1945 analogous surfing device commonly used in the ocean and intended  
1946 for sport, as opposed to the general play intent of wave pools,  
1947 other large-scale public swimming pools, or other public bathing  
1948 places.

1949 Section 50. Subsection (7) of section 553.77, Florida  
1950 Statutes, is amended to read:

1951 553.77 Specific powers of the commission.-

1952 (7) Building officials shall recognize and enforce variance  
1953 orders issued by the Department of Health pursuant to s.  
1954 514.0115(8) s. ~~514.0115(7)~~, including any conditions attached to



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1955 the granting of the variance.

1956 Section 51. Present paragraphs (g) through (v) of  
1957 subsection (4) of section 408.809, Florida Statutes, are  
1958 redesignated as paragraphs (h) through (w), respectively, and a  
1959 new paragraph (g) is added to that subsection, to read:

1960 408.809 Background screening; prohibited offenses.—

1961 (4) In addition to the offenses listed in s. 435.04, all  
1962 persons required to undergo background screening pursuant to  
1963 this part or authorizing statutes must not have an arrest  
1964 awaiting final disposition for, must not have been found guilty  
1965 of, regardless of adjudication, or entered a plea of nolo  
1966 contendere or guilty to, and must not have been adjudicated  
1967 delinquent and the record not have been sealed or expunged for  
1968 any of the following offenses or any similar offense of another  
1969 jurisdiction:

1970 (g) Section 784.03, relating to battery, if the victim is a  
1971 vulnerable adult as defined in s. 415.102 or a patient or  
1972 resident of a facility licensed under chapter 395, chapter 400,  
1973 or chapter 429.

1974  
1975 If, upon rescreening, a person who is currently employed or  
1976 contracted with a licensee as of June 30, 2014, and was screened  
1977 and qualified under ss. 435.03 and 435.04, has a disqualifying  
1978 offense that was not a disqualifying offense at the time of the  
1979 last screening, but is a current disqualifying offense and was  
1980 committed before the last screening, he or she may apply for an  
1981 exemption from the appropriate licensing agency and, if agreed  
1982 to by the employer, may continue to perform his or her duties  
1983 until the licensing agency renders a decision on the application



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1984 for exemption if the person is eligible to apply for an  
1985 exemption and the exemption request is received by the agency no  
1986 later than 30 days after receipt of the rescreening results by  
1987 the person.

1988 Section 52. Subsection (5) is added to section 456.0135,  
1989 Florida Statutes, to read:

1990 456.0135 General background screening provisions.—

1991 (5) In addition to the offenses listed in s. 435.04, all  
1992 persons required to undergo background screening under this  
1993 section, other than those licensed under s. 465.022, must not  
1994 have an arrest awaiting final disposition for, must not have  
1995 been found guilty of, regardless of adjudication, or entered a  
1996 plea of nolo contendere or guilty to, and must not have been  
1997 adjudicated delinquent and the record not have been sealed or  
1998 expunged for an offense under s. 784.03 or any similar offense  
1999 of another jurisdiction relating to battery, if the victim is a  
2000 vulnerable adult as defined in s. 415.102 or a patient or  
2001 resident of a facility licensed under chapter 395, chapter 400,  
2002 or chapter 429.

2003 Section 53. The amendments and reenactments made by this  
2004 act to sections 466.0067, 466.00671, and 466.00672, Florida  
2005 Statutes, are remedial in nature, shall take effect upon this  
2006 act becoming a law, and shall apply retroactively to January 1,  
2007 2020. This section shall take effect upon this act becoming a  
2008 law.

2009 Section 54. Except as otherwise expressly provided in this  
2010 act and except for this section, which shall take effect upon  
2011 this act becoming a law, this act shall take effect July 1,  
2012 2020.



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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete everything before the enacting clause  
and insert:

A bill to be entitled  
An act relating to health regulation; amending s.  
39.303, F.S.; specifying direct reporting requirements  
for certain positions within the Children's Medical  
Services Program; amending s. 381.0042, F.S.; revising  
the purpose of patient care networks from serving  
patients with acquired immune deficiency syndrome to  
serving those with human immunodeficiency virus;  
conforming provisions to changes made by the act;  
deleting obsolete language; amending s. 381.4018,  
F.S.; requiring the Department of Health to develop  
strategies to maximize federal-state partnerships that  
provide incentives for physicians to practice in  
medically underserved or rural areas; authorizing the  
department to adopt certain rules; amending s.  
381.915, F.S.; revising term limits for Tier 3 cancer  
center designations within the Florida Consortium of  
National Cancer Institute Centers Program; amending s.  
401.35, F.S.; revising provisions related to the  
department's rules governing minimum standards for  
ground ambulances and emergency medical services  
vehicles; deleting the requirement that the department  
base rules governing medical supplies and equipment  
required in ambulances and emergency medical services



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2042 vehicles on a certain association's standards;  
2043 deleting the requirement that the department base  
2044 rules governing ambulance or emergency medical  
2045 services vehicle design and construction on a certain  
2046 agency's standards and instead requiring the  
2047 department to base such rules on national standards  
2048 recognized by the department; amending s. 404.031,  
2049 F.S.; defining the term "useful beam"; amending s.  
2050 404.22, F.S.; providing limitations on the  
2051 maintenance, operation, and modification of certain  
2052 radiation machines; providing conditions for the  
2053 authorized exposure of human beings to the radiation  
2054 emitted from a radiation machine; amending s. 456.013,  
2055 F.S.; revising health care practitioner licensure  
2056 application requirements; authorizing the board or  
2057 department to issue a temporary license to certain  
2058 applicants which expires after 60 days; amending s.  
2059 456.053, F.S.; revising the definition of the term  
2060 "referral"; amending s. 456.072, F.S.; prohibiting  
2061 specified acts by health care practitioners relating  
2062 to specialty designations; revising grounds for  
2063 certain disciplinary actions to conform to changes  
2064 made by the act; authorizing the department to enforce  
2065 compliance with the act; authorizing the department to  
2066 take specified disciplinary action against health care  
2067 practitioners in violation of the act; specifying  
2068 applicable administrative penalties; repealing s.  
2069 456.0721, F.S., relating to health care practitioners  
2070 in default on student loan or scholarship obligations;





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2071 amending s. 456.074, F.S.; conforming provisions to  
2072 changes made by the act; amending s. 458.3145, F.S.;  
2073 revising the list of individuals who may be issued a  
2074 medical faculty certificate without examination;  
2075 amending s. 458.3312, F.S.; removing a prohibition  
2076 against physicians representing themselves as board-  
2077 certified specialists in dermatology unless the  
2078 recognizing agency is reviewed and reauthorized on a  
2079 specified basis by the Board of Medicine; amending s.  
2080 459.0055, F.S.; revising licensure requirements for a  
2081 person seeking licensure or certification as an  
2082 osteopathic physician; repealing s. 460.4166, F.S.,  
2083 relating to registered chiropractic assistants;  
2084 amending s. 464.019, F.S.; authorizing the Board of  
2085 Nursing to adopt specified rules; extending through  
2086 2025 the Florida Center for Nursing's responsibility  
2087 to study and issue an annual report on the  
2088 implementation of nursing education programs;  
2089 authorizing certain nursing education programs to  
2090 apply for an extension for accreditation within a  
2091 specified timeframe; providing limitations on and  
2092 eligibility criteria for the extension; providing a  
2093 tolling provision; amending s. 464.202, F.S.;  
2094 requiring the Board of Nursing to adopt rules that  
2095 include disciplinary procedures and standards of  
2096 practice for certified nursing assistants; amending s.  
2097 464.203, F.S.; revising certification requirements for  
2098 nursing assistants; amending s. 464.204, F.S.;  
2099 revising grounds for board-imposed disciplinary



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2100 sanctions; amending s. 466.006, F.S.; revising certain  
2101 examination requirements for applicants seeking dental  
2102 licensure; reviving, reenacting, and amending s.  
2103 466.0067, F.S., relating to the application for a  
2104 health access dental license; reviving, reenacting,  
2105 and amending s. 466.00671, F.S., relating to the  
2106 renewal of such a license; reviving and reenacting s.  
2107 466.00672, F.S., relating to the revocation of such  
2108 license; amending s. 466.007, F.S.; revising  
2109 requirements for dental hygienist licensure; amending  
2110 s. 466.017, F.S.; requiring dentists and certified  
2111 registered dental hygienists to report in writing  
2112 certain adverse incidents to the department within a  
2113 specified timeframe; providing for disciplinary action  
2114 by the Board of Dentistry for violations; defining the  
2115 term "adverse incident"; authorizing the board to  
2116 adopt rules; amending s. 466.031, F.S.; making  
2117 technical changes; authorizing an employee or an  
2118 independent contractor of a dental laboratory, acting  
2119 as an agent of that dental laboratory, to engage in  
2120 onsite consultation with a licensed dentist during a  
2121 dental procedure; amending s. 466.036, F.S.; revising  
2122 the frequency of dental laboratory inspections during  
2123 a specified period; amending s. 468.701, F.S.;  
2124 revising the definition of the term "athletic  
2125 trainer"; deleting a requirement that is relocated to  
2126 another section; amending s. 468.707, F.S.; revising  
2127 athletic trainer licensure requirements; amending s.  
2128 468.711, F.S.; requiring certain athletic trainer



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2129 licenses to maintain certification in good standing  
2130 without lapse as a condition of license renewal;  
2131 amending s. 468.713, F.S.; requiring that an athletic  
2132 trainer work within a specified scope of practice;  
2133 relocating an existing requirement that was stricken  
2134 from another section; amending s. 468.723, F.S.;  
2135 requiring the direct supervision of an athletic  
2136 training student to be in accordance with rules  
2137 adopted by the Board of Athletic Training; amending s.  
2138 468.803, F.S.; revising orthotic, prosthetic, and  
2139 pedorthic licensure, registration, and examination  
2140 requirements; amending s. 480.033, F.S.; revising the  
2141 definition of the term "apprentice"; amending s.  
2142 480.041, F.S.; revising qualifications for licensure  
2143 as a massage therapist; specifying that massage  
2144 apprentices licensed before a specified date may  
2145 continue to perform massage therapy as authorized  
2146 under their licenses; authorizing massage apprentices  
2147 to apply for full licensure upon completion of their  
2148 apprenticeships, under certain conditions; repealing  
2149 s. 480.042, F.S., relating to examinations for  
2150 licensure as a massage therapist; amending s. 490.003,  
2151 F.S.; revising the definition of the terms "doctoral-  
2152 level psychological education" and "doctoral degree in  
2153 psychology"; amending s. 490.005, F.S.; revising  
2154 requirements for licensure by examination of  
2155 psychologists and school psychologists; amending s.  
2156 490.006, F.S.; revising requirements for licensure by  
2157 endorsement of psychologists and school psychologists;



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2158 amending s. 491.0045, F.S.; exempting clinical social  
2159 worker interns, marriage and family therapist interns,  
2160 and mental health counselor interns from registration  
2161 requirements, under certain circumstances; amending s.  
2162 491.005, F.S.; revising requirements for the licensure  
2163 by examination of marriage and family therapists;  
2164 revising requirements for the licensure by examination  
2165 of mental health counselors; amending s. 491.006,  
2166 F.S.; revising requirements for licensure by  
2167 endorsement or certification for specified  
2168 professions; amending s. 491.007, F.S.; removing a  
2169 biennial intern registration fee; amending s. 491.009,  
2170 F.S.; authorizing the Board of Clinical Social Work,  
2171 Marriage and Family Therapy, and Mental Health  
2172 Counseling or, under certain circumstances, the  
2173 department to enter an order denying licensure or  
2174 imposing penalties against an applicant for licensure  
2175 under certain circumstances; amending ss. 491.0046 and  
2176 945.42, F.S.; conforming cross-references; reenacting  
2177 s. 459.021(6), F.S., relating to registration of  
2178 osteopathic resident physicians, interns, and fellows,  
2179 to incorporate the amendment made to s. 459.0055,  
2180 F.S., in a reference thereto; amending s. 514.0115,  
2181 F.S.; providing that certain surf pools are exempt  
2182 from supervision for specified provisions under  
2183 certain circumstances; providing construction;  
2184 defining the term "surf pool"; amending s. 553.77,  
2185 F.S.; conforming a cross-reference; amending s.  
2186 408.809, F.S.; providing that battery on a specified



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2187 victim is a disqualifying offense for employment in  
2188 certain health care facilities; amending s. 456.0135,  
2189 F.S.; providing that battery on a specified victim is  
2190 a disqualifying offense for licensure as a health care  
2191 practitioner; providing for retroactive applicability  
2192 of specified provisions; providing effective dates.