

1 A bill to be entitled
2 An act relating to the Department of Health; amending
3 s. 381.0042, F.S.; revising the purpose of patient
4 care networks from serving patients with acquired
5 immune deficiency syndrome to serving those with human
6 immunodeficiency virus; conforming provisions to
7 changes made by the act; deleting obsolete language;
8 amending s. 381.4018, F.S.; requiring the Department
9 of Health to develop strategies to maximize federal-
10 state partnerships that provide incentives for
11 physicians to practice in medically underserved or
12 rural areas; authorizing the department to adopt
13 certain rules; amending s. 401.35, F.S.; revising
14 provisions relating to the applicability of rules to
15 certain licensees; deleting a requirement that the
16 department base rules governing medical supplies and
17 equipment required in ambulances and emergency medical
18 services vehicles on a certain association's
19 standards; deleting a requirement that the department
20 base rules governing ambulance or vehicle design and
21 construction on a certain agency's standards and
22 instead requiring the department to base such rules on
23 national standards recognized by the department;
24 amending s. 404.22, F.S.; revising the method by which
25 registration fees for radiation machines are assessed

26 | by the department; revising provisions relating to the
27 | fee schedule and frequency of inspections for certain
28 | radiation machines; requiring that certain radiation
29 | machines meet specified criteria; amending s. 456.013,
30 | F.S.; revising health care practitioner licensure
31 | application requirements; authorizing the board or
32 | department to issue a temporary license to certain
33 | applicants which expires after 60 days; amending s.
34 | 456.072, F.S.; conforming provisions to changes made
35 | by the act; repealing s. 456.0721, F.S., relating to
36 | health care practitioners in default on student loan
37 | or scholarship obligations; amending s. 456.074, F.S.;
38 | conforming provisions to changes made by the act;
39 | amending s. 458.3145, F.S.; revising the list of
40 | individuals who may be issued a medical faculty
41 | certificate without examination; amending s. 458.3312,
42 | F.S.; removing a prohibition against physicians
43 | representing themselves as board-certified specialists
44 | in dermatology unless the recognizing agency is
45 | reviewed and reauthorized on a specified basis by the
46 | Board of Medicine; amending s. 459.0055, F.S.;
47 | revising licensure requirements for a person seeking
48 | licensure or certification as an osteopathic
49 | physician; repealing s. 460.4166, F.S., relating to
50 | registered chiropractic assistants; amending s.

51 464.019, F.S.; extending through 2025 the Florida
52 Center for Nursing's responsibility to study and issue
53 an annual report on the implementation of nursing
54 education programs; amending s. 464.202, F.S.;

55 requiring the Board of Nursing to adopt rules that
56 include disciplinary procedures and standards of
57 practice for certified nursing assistants; amending s.
58 464.203, F.S.; revising certification requirements for
59 nursing assistants; amending s. 464.204, F.S.;

60 revising grounds for board-imposed disciplinary
61 sanctions; amending s. 466.006, F.S.; revising certain
62 examination requirements for applicants seeking dental
63 licensure; reviving, reenacting, and amending s.
64 466.0067, F.S., relating to the application for a
65 health access dental license; reviving, reenacting,
66 and amending s. 466.00671, F.S., relating to the
67 renewal of such a license; reviving and reenacting s.
68 466.00672, F.S., relating to the revocation of such a
69 license; amending s. 466.007, F.S.; revising
70 requirements for examinations of dental hygienists;
71 amending s. 466.017, F.S.; requiring dentists and
72 certified registered dental hygienists to report in
73 writing certain adverse incidents to the department
74 within a specified timeframe; providing for
75 disciplinary action by the Board of Dentistry for

76 | violations; defining the term "adverse incident";
77 | authorizing the board to adopt rules; amending s.
78 | 466.031, F.S.; making technical changes; authorizing
79 | an employee or an independent contractor of a dental
80 | laboratory, acting as an agent of that dental
81 | laboratory, to engage in onsite consultation with a
82 | licensed dentist during a dental procedure; amending
83 | s. 466.036, F.S.; revising the frequency of dental
84 | laboratory inspections during a specified period;
85 | amending s. 468.701, F.S.; revising the definition of
86 | the term "athletic trainer"; deleting a requirement
87 | that is relocated to another section; amending s.
88 | 468.707, F.S.; revising athletic trainer licensure
89 | requirements; amending s. 468.711, F.S.; requiring
90 | certain licensees to maintain certification in good
91 | standing without lapse as a condition of renewal of
92 | their athletic trainer licenses; amending s. 468.713,
93 | F.S.; requiring that an athletic trainer work within a
94 | specified scope of practice; relocating an existing
95 | requirement that was stricken from another section;
96 | amending s. 468.723, F.S.; requiring the direct
97 | supervision of an athletic training student to be in
98 | accordance with rules adopted by the Board of Athletic
99 | Training; amending s. 468.803, F.S.; revising
100 | orthotic, prosthetic, and pedorthic licensure,

101 registration, and examination requirements; amending
102 s. 480.033, F.S.; revising the definition of the term
103 "apprentice"; amending s. 480.041, F.S.; revising
104 qualifications for licensure as a massage therapist;
105 specifying that massage apprentices licensed before a
106 specified date may continue to perform massage therapy
107 as authorized under their licenses; authorizing
108 massage apprentices to apply for full licensure upon
109 completion of their apprenticeships, under certain
110 conditions; repealing s. 480.042, F.S., relating to
111 examinations for licensure as a massage therapist;
112 amending s. 490.003, F.S.; revising the definition of
113 the terms "doctoral-level psychological education" and
114 "doctoral degree in psychology"; amending s. 490.005,
115 F.S.; revising requirements for licensure by
116 examination of psychologists and school psychologists;
117 amending s. 490.006, F.S.; revising requirements for
118 licensure by endorsement of psychologists and school
119 psychologists; amending s. 491.0045, F.S.; exempting
120 clinical social worker interns, marriage and family
121 therapist interns, and mental health counselor interns
122 from registration requirements, under certain
123 circumstances; amending s. 491.005, F.S.; revising
124 requirements for the licensure by examination of
125 marriage and family therapists; revising requirements

126 for the licensure by examination of mental health
 127 counselors; amending s. 491.006, F.S.; revising
 128 requirements for licensure by endorsement or
 129 certification for specified professions; amending s.
 130 491.007, F.S.; removing a biennial intern registration
 131 fee; amending s. 491.009, F.S.; authorizing the Board
 132 of Clinical Social Work, Marriage and Family Therapy,
 133 and Mental Health Counseling or, under certain
 134 circumstances, the department to enter an order
 135 denying licensure or imposing penalties against an
 136 applicant for licensure under certain circumstances;
 137 amending ss. 491.0046 and 945.42, F.S.; conforming
 138 cross-references; providing an effective date.

139

140 Be It Enacted by the Legislature of the State of Florida:

141

142 Section 1. Section 381.0042, Florida Statutes, is amended
 143 to read:

144 381.0042 Patient care for persons with HIV infection.—The
 145 department may establish human immunodeficiency virus ~~acquired~~
 146 ~~immune deficiency syndrome~~ patient care networks in each region
 147 of the state where the number ~~numbers~~ of cases of ~~acquired~~
 148 ~~immune deficiency syndrome and other~~ human immunodeficiency
 149 virus transmission ~~infections~~ justifies the establishment of
 150 cost-effective regional patient care networks. Such networks

151 shall be delineated by rule of the department which shall take
152 into account natural trade areas and centers of medical
153 excellence that specialize in the treatment of human
154 immunodeficiency virus ~~acquired immune deficiency syndrome~~, as
155 well as available federal, state, and other funds. Each patient
156 care network shall include representation of persons with human
157 immunodeficiency virus infection; health care providers;
158 business interests; the department, including, but not limited
159 to, county health departments; and local units of government.
160 Each network shall plan for the care and treatment of persons
161 with human immunodeficiency virus ~~acquired immune deficiency~~
162 ~~syndrome and acquired immune deficiency syndrome related complex~~
163 in a cost-effective, dignified manner that ~~which~~ emphasizes
164 outpatient and home care. Once per ~~each~~ year, ~~beginning April~~
165 ~~1989~~, each network shall make its recommendations concerning the
166 needs for patient care to the department.

167 Section 2. Subsection (3) of section 381.4018, Florida
168 Statutes, is amended to read:

169 381.4018 Physician workforce assessment and development.—

170 (3) GENERAL FUNCTIONS.—The department shall maximize the
171 use of existing programs under the jurisdiction of the
172 department and other state agencies and coordinate governmental
173 and nongovernmental stakeholders and resources in order to
174 develop a state strategic plan and assess the implementation of
175 such strategic plan. In developing the state strategic plan, the

176 department shall:

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

181 (b) Develop a model and quantify, on an ongoing basis, the
182 adequacy of the state's current and future physician workforce
183 as reliable data becomes available. Such model must take into
184 account demographics, physician practice status, place of
185 education and training, generational changes, population growth,
186 economic indicators, and issues concerning the "pipeline" into
187 medical education.

188 (c) Develop and recommend strategies to determine whether
189 the number of qualified medical school applicants who might
190 become competent, practicing physicians in this state will be
191 sufficient to meet the capacity of the state's medical schools.
192 If appropriate, the department shall, working with
193 representatives of appropriate governmental and nongovernmental
194 entities, develop strategies and recommendations and identify
195 best practice programs that introduce health care as a
196 profession and strengthen skills needed for medical school
197 admission for elementary, middle, and high school students, and
198 improve premedical education at the precollege and college level
199 in order to increase this state's potential pool of medical
200 students.

201 (d) Develop strategies to ensure that the number of
202 graduates from the state's public and private allopathic and
203 osteopathic medical schools is adequate to meet physician
204 workforce needs, based on the analysis of the physician
205 workforce data, so as to provide a high-quality medical
206 education to students in a manner that recognizes the uniqueness
207 of each new and existing medical school in this state.

208 (e) Pursue strategies and policies to create, expand, and
209 maintain graduate medical education positions in the state based
210 on the analysis of the physician workforce data. Such strategies
211 and policies must take into account the effect of federal
212 funding limitations on the expansion and creation of positions
213 in graduate medical education. The department shall develop
214 options to address such federal funding limitations. The
215 department shall consider options to provide direct state
216 funding for graduate medical education positions in a manner
217 that addresses requirements and needs relative to accreditation
218 of graduate medical education programs. The department shall
219 consider funding residency positions as a means of addressing
220 needed physician specialty areas, rural areas having a shortage
221 of physicians, and areas of ongoing critical need, and as a
222 means of addressing the state's physician workforce needs based
223 on an ongoing analysis of physician workforce data.

224 (f) Develop strategies to maximize federal and state
225 programs that provide for the use of incentives to attract

226 physicians to this state or retain physicians within the state.
227 Such strategies should explore and maximize federal-state
228 partnerships that provide incentives for physicians to practice
229 in federally designated shortage areas, in otherwise medically
230 underserved areas, or in rural areas. Strategies shall also
231 consider the use of state programs, such as the Medical
232 Education Reimbursement and Loan Repayment Program pursuant to
233 s. 1009.65, which provide for education loan repayment or loan
234 forgiveness and provide monetary incentives for physicians to
235 relocate to underserved areas of the state.

236 (g) Coordinate and enhance activities relative to
237 physician workforce needs, undergraduate medical education,
238 graduate medical education, and reentry of retired military and
239 other physicians into the physician workforce provided by the
240 Division of Medical Quality Assurance, area health education
241 center networks established pursuant to s. 381.0402, and other
242 offices and programs within the department as designated by the
243 State Surgeon General.

244 (h) Work in conjunction with and act as a coordinating
245 body for governmental and nongovernmental stakeholders to
246 address matters relating to the state's physician workforce
247 assessment and development for the purpose of ensuring an
248 adequate supply of well-trained physicians to meet the state's
249 future needs. Such governmental stakeholders shall include, but
250 need not be limited to, the State Surgeon General or his or her

251 | designee, the Commissioner of Education or his or her designee,
252 | the Secretary of Health Care Administration or his or her
253 | designee, and the Chancellor of the State University System or
254 | his or her designee, and, at the discretion of the department,
255 | other representatives of state and local agencies that are
256 | involved in assessing, educating, or training the state's
257 | current or future physicians. Other stakeholders shall include,
258 | but need not be limited to, organizations representing the
259 | state's public and private allopathic and osteopathic medical
260 | schools; organizations representing hospitals and other
261 | institutions providing health care, particularly those that
262 | currently provide or have an interest in providing accredited
263 | medical education and graduate medical education to medical
264 | students and medical residents; organizations representing
265 | allopathic and osteopathic practicing physicians; and, at the
266 | discretion of the department, representatives of other
267 | organizations or entities involved in assessing, educating, or
268 | training the state's current or future physicians.

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

272 | (j) Act as a clearinghouse for collecting and
273 | disseminating information concerning the physician workforce and
274 | medical education continuum in this state.

275 |

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

280 Section 3. Paragraphs (c) and (d) of subsection (1) of
 281 section 401.35, Florida Statutes, are amended to read:

282 401.35 Rules.—The department shall adopt rules, including
 283 definitions of terms, necessary to carry out the purposes of
 284 this part.

285 (1) The rules must provide at least minimum standards
 286 governing:

287 (c) Ground ambulance and vehicle equipment and supplies
 288 that a licensee with a valid vehicle permit under s. 401.26 is
 289 required to maintain to provide basic or advanced life support
 290 services at least as comprehensive as those published in the
 291 ~~most current edition of the American College of Surgeons,~~
 292 ~~Committee on Trauma, list of essential equipment for ambulances,~~
 293 ~~as interpreted by rules of the department.~~

294 (d) Ground ambulance or vehicle design and construction
 295 based on national standards recognized by the department and at
 296 ~~least equal to those most currently recommended by the United~~
 297 ~~States General Services Administration as interpreted by~~
 298 department rules of the department.

299 Section 4. Subsection (5) of section 404.22, Florida
 300 Statutes, is amended, and subsection (7) is added to that

301 section, to read:

302 404.22 Radiation machines and components; inspection.—

303 (5) (a) The department may charge and collect reasonable
304 fees annually for the registration and inspection of radiation
305 machines pursuant to this section. Such fees shall include the
306 registration fee provided in s. 404.131 and shall be deposited
307 into the Radiation Protection Trust Fund. Registration shall be
308 on an annual basis. Registration shall consist of having the
309 registrant file, on forms prescribed and furnished by the
310 department, information which includes, but is not limited to:
311 type and number of radiation machines, location of radiation
312 machines, and changes in ownership. The department shall
313 establish by rule a fee schedule based upon the actual costs
314 incurred by the department in carrying out its registration and
315 inspection responsibilities, including the salaries, expenses,
316 and equipment of inspectors, and a prorated share of all ~~but~~
317 ~~excluding~~ costs of supervision, and program administration, and
318 central services. Fees shall be assessed according to the number
319 of radiation machines possessed by the registrant, with the fee
320 associated with the first radiation machine to include all costs
321 as if it was the only machine registered. The fee for each
322 additional radiation machine shall include the incremental costs
323 associated with determining that each additional machine
324 complies with the standards as set forth in this chapter and the
325 rules adopted hereunder. The fee schedule shall reflect

326 differences in the frequency and complexity of inspections
327 necessary to ensure that the radiation machines are functioning
328 in accordance with the applicable standards developed pursuant
329 to this chapter and rules adopted pursuant hereto.

330 (b) The fee schedule and frequency of inspections shall be
331 determined as follows:

332 1. Radiation machines that have a peak voltage greater
333 than 80 kilovolts, are used to intentionally expose natural
334 persons to the useful beam, and ~~which~~ are used in, but not
335 limited to, the practice of medicine, chiropractic medicine,
336 osteopathic medicine, or naturopathic medicine shall be
337 inspected at least once every 2 years, ~~but not more than~~
338 ~~annually, for an annual fee which is not less than \$83 or more~~
339 ~~than \$145 for the first radiation machine within an office or~~
340 ~~facility and not less than \$36 or more than \$85 for each~~
341 ~~additional radiation machine therein.~~

342 2. ~~Radiation machines which are used in the practice of~~
343 ~~veterinary medicine shall be inspected at least once every 3~~
344 ~~years for an annual fee which is not less than \$28 or more than~~
345 ~~\$50 for the first radiation machine within an office or facility~~
346 ~~and not less than \$19 or more than \$34 for each additional~~
347 ~~radiation machine therein.~~

348 3. ~~Radiation machines which are used for educational or~~
349 ~~industrial purposes shall be inspected at least once every 3~~
350 ~~years for an annual fee which is not less than \$26 or more than~~

351 ~~\$47 for the first radiation machine within an office or facility~~
352 ~~and not less than \$12 or more than \$23 for each additional~~
353 ~~radiation machine therein.~~

354 2.4. Radiation machines that have a peak voltage equal to
355 or less than 80 kilovolts, are used to intentionally expose
356 natural persons to the useful beam, and ~~which~~ are used in, but
357 not limited to, the practice of dentistry or podiatric medicine
358 shall be inspected at least once every 5 years but not more
359 often than once every 4 years ~~for an annual fee which is not~~
360 ~~less than \$16 or more than \$31 for the first radiation machine~~
361 ~~within an office or facility and not less than \$5 or more than~~
362 ~~\$11 for each additional radiation machine therein.~~

363 3.5. Radiation machines that are used for therapeutic
364 purposes or that ~~which~~ accelerate particles and are used in the
365 healing arts or veterinary medicine shall be inspected at least
366 annually ~~for an annual fee which is not less than \$153 or more~~
367 ~~than \$258 for the first radiation machine within an office or~~
368 ~~facility and not less than \$87 or more than \$148 for each~~
369 ~~additional radiation machine therein.~~

370 4.6. Radiation machines that ~~which~~ accelerate particles
371 and do not expose natural persons to the useful beam ~~are used~~
372 ~~for educational or industrial purposes~~ shall be inspected at
373 least once every 2 years ~~for an annual fee which is not less~~
374 ~~than \$46 or more than \$81 for the first radiation machine within~~
375 ~~an office or facility and not less than \$26 or more than \$48 for~~

376 ~~each additional radiation machine therein.~~

377 5. Radiation machines that are not intended to expose
378 natural persons to the useful beam and are not otherwise
379 described in this paragraph shall be inspected at least once
380 every 3 years.

381 ~~6.7.~~ If a radiation machine fails to meet the applicable
382 standards upon initial inspection, the department may reinspect
383 the radiation machine and charge a reinspection fee in
384 accordance with the same schedule of fees adopted under
385 paragraph (a) as in subparagraphs 1.-6.

386 (c) Radiation machines that meet more than one of the
387 criteria listed in paragraph (b) shall be inspected at the most
388 frequent schedule applicable.

389 (7) Radiation machines that are used to intentionally
390 expose natural persons to the useful beam must meet the
391 following criteria:

392 (a) Be operated and maintained in accordance with the
393 manufacturer's standards or nationally recognized consensus
394 standards accepted by the department.

395 (b) Be operated at the lowest exposure that will achieve
396 the intended purpose of the exposure.

397 (c) Not be modified in a manner that causes the original
398 parts to operate outside the original manufacturer's design
399 specifications or the parameters approved for the radiation
400 machine and its components by the United States Food and Drug

401 Administration.

402 Section 5. Paragraphs (a) and (b) of subsection (1) of
403 section 456.013, Florida Statutes, are amended to read:

404 456.013 Department; general licensing provisions.—

405 (1) (a) Any person desiring to be licensed in a profession
406 within the jurisdiction of the department must ~~shall~~ apply to
407 the department in writing ~~to take the licensure examination~~. The
408 application must ~~shall~~ be made on a form prepared and furnished
409 by the department. The application form must be available on the
410 Internet, ~~World Wide Web~~ and the department may accept
411 electronically submitted applications. The application shall
412 require the social security number and date of birth of the
413 applicant, except as provided in paragraphs (b) and (c). The
414 form shall be supplemented as needed to reflect any material
415 change in any circumstance or condition stated in the
416 application which takes place between the initial filing of the
417 application and the final grant or denial of the license and
418 which might affect the decision of the department. If an
419 application is submitted electronically, the department may
420 require supplemental materials, including an original signature
421 of the applicant and verification of credentials, to be
422 submitted in a nonelectronic format. An incomplete application
423 shall expire 1 year after initial filing. In order to further
424 the economic development goals of the state, and notwithstanding
425 any law to the contrary, the department may enter into an

426 agreement with the county tax collector for the purpose of
427 appointing the county tax collector as the department's agent to
428 accept applications for licenses and applications for renewals
429 of licenses. The agreement must specify the time within which
430 the tax collector must forward any applications and accompanying
431 application fees to the department.

432 (b) If an applicant has not been issued a social security
433 number by the Federal Government at the time of application
434 because the applicant is not a citizen or resident of this
435 country, the department may process the application using a
436 unique personal identification number. If such an applicant is
437 otherwise eligible for licensure, the board, or the department
438 when there is no board, may issue a temporary license to the
439 applicant, which shall expire 30 days after issuance unless a
440 social security number is obtained and submitted in writing to
441 the department. A temporary license issued under this paragraph
442 to an applicant who has accepted a position with an accredited
443 residency, internship, or fellowship program in this state and
444 is applying for registration under s. 458.345 or s. 459.021
445 shall expire 60 days after issuance unless the applicant obtains
446 a social security number and submits it in writing to the
447 department. Upon receipt of the applicant's social security
448 number, the department shall issue a new license, which shall
449 expire at the end of the current biennium.

450 Section 6. Paragraph (k) of subsection (1) of section
451 456.072, Florida Statutes, is amended to read:

452 456.072 Grounds for discipline; penalties; enforcement.—

453 (1) The following acts shall constitute grounds for which
454 the disciplinary actions specified in subsection (2) may be
455 taken:

456 (k) Failing to perform any statutory or legal obligation
457 placed upon a licensee. For purposes of this section, failing to
458 repay a student loan issued or guaranteed by the state or the
459 Federal Government in accordance with the terms of the loan is
460 not or failing to comply with service scholarship obligations
461 ~~shall be~~ considered a failure to perform a statutory or legal
462 obligation, ~~and the minimum disciplinary action imposed shall be~~
463 ~~a suspension of the license until new payment terms are agreed~~
464 ~~upon or the scholarship obligation is resumed, followed by~~
465 ~~probation for the duration of the student loan or remaining~~
466 ~~scholarship obligation period, and a fine equal to 10 percent of~~
467 ~~the defaulted loan amount.~~ Fines collected shall be deposited
468 into the Medical Quality Assurance Trust Fund.

469 Section 7. Section 456.0721, Florida Statutes, is
470 repealed.

471 Section 8. Subsection (4) of section 456.074, Florida
472 Statutes, is amended to read:

473 456.074 Certain health care practitioners; immediate
474 suspension of license.—

475 ~~(4) Upon receipt of information that a Florida-licensed~~
476 ~~health care practitioner has defaulted on a student loan issued~~
477 ~~or guaranteed by the state or the Federal Government, the~~
478 ~~department shall notify the licensee by certified mail that he~~
479 ~~or she shall be subject to immediate suspension of license~~
480 ~~unless, within 45 days after the date of mailing, the licensee~~
481 ~~provides proof that new payment terms have been agreed upon by~~
482 ~~all parties to the loan. The department shall issue an emergency~~
483 ~~order suspending the license of any licensee who, after 45 days~~
484 ~~following the date of mailing from the department, has failed to~~
485 ~~provide such proof. Production of such proof shall not prohibit~~
486 ~~the department from proceeding with disciplinary action against~~
487 ~~the licensee pursuant to s. 456.073.~~

488 Section 9. Subsection (1) of section 458.3145, Florida
489 Statutes, is amended to read:

490 458.3145 Medical faculty certificate.—

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

493 (a) Is a graduate of an accredited medical school or its
494 equivalent, or is a graduate of a foreign medical school listed
495 with the World Health Organization;

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

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

500 (d) Has completed an approved residency or fellowship of
501 at least 1 year or has received training which has been
502 determined by the board to be equivalent to the 1-year residency
503 requirement;

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

505 (f) Is of good moral character;

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

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

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

- 517 1. The University of Florida;
- 518 2. The University of Miami;
- 519 3. The University of South Florida;
- 520 4. The Florida State University;
- 521 5. The Florida International University;
- 522 6. The University of Central Florida;
- 523 7. The Mayo Clinic College of Medicine and Science in
524 Jacksonville, Florida;

- 525 8. The Florida Atlantic University; ~~or~~
- 526 9. The Johns Hopkins All Children's Hospital in St.
- 527 Petersburg, Florida;
- 528 10. Nova Southeastern University; or
- 529 11. Lake Erie College of Osteopathic Medicine.

530 Section 10. Section 458.3312, Florida Statutes, is amended
531 to read:

532 458.3312 Specialties.—A physician licensed under this
533 chapter may not hold himself or herself out as a board-certified
534 specialist unless the physician has received formal recognition
535 as a specialist from a specialty board of the American Board of
536 Medical Specialties or other recognizing agency that has been
537 approved by the board. However, a physician may indicate the
538 services offered and may state that his or her practice is
539 limited to one or more types of services when this accurately
540 reflects the scope of practice of the physician. ~~A physician may
541 not hold himself or herself out as a board-certified specialist
542 in dermatology unless the recognizing agency, whether authorized
543 in statute or by rule, is triennially reviewed and reauthorized
544 by the Board of Medicine.~~

545 Section 11. Subsection (1) of section 459.0055, Florida
546 Statutes, is amended to read:

547 459.0055 General licensure requirements.—
548 (1) Except as otherwise provided herein, any person
549 desiring to be licensed or certified as an osteopathic physician

550 pursuant to this chapter shall:

551 (a) Complete an application form and submit the
552 appropriate fee to the department;

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

554 (c) Be of good moral character;

555 (d) Have completed at least 3 years of preprofessional
556 postsecondary education;

557 (e) Have not previously committed any act that would
558 constitute a violation of this chapter, unless the board
559 determines that such act does not adversely affect the
560 applicant's present ability and fitness to practice osteopathic
561 medicine;

562 (f) Not be under investigation in any jurisdiction for an
563 act that would constitute a violation of this chapter. If, upon
564 completion of such investigation, it is determined that the
565 applicant has committed an act that would constitute a violation
566 of this chapter, the applicant is ineligible for licensure
567 unless the board determines that such act does not adversely
568 affect the applicant's present ability and fitness to practice
569 osteopathic medicine;

570 (g) Have not had an application for a license to practice
571 osteopathic medicine denied or a license to practice osteopathic
572 medicine revoked, suspended, or otherwise acted against by the
573 licensing authority of any jurisdiction unless the board
574 determines that the grounds on which such action was taken do

575 not adversely affect the applicant's present ability and fitness
576 to practice osteopathic medicine. A licensing authority's
577 acceptance of a physician's relinquishment of license,
578 stipulation, consent order, or other settlement, offered in
579 response to or in anticipation of the filing of administrative
580 charges against the osteopathic physician, shall be considered
581 action against the osteopathic physician's license;

582 (h) Not have received less than a satisfactory evaluation
583 from an internship, residency, or fellowship training program,
584 unless the board determines that such act does not adversely
585 affect the applicant's present ability and fitness to practice
586 osteopathic medicine. Such evaluation shall be provided by the
587 director of medical education from the medical training
588 facility;

589 (i) Have met the criteria set forth in s. 459.0075, s.
590 459.0077, or s. 459.021, whichever is applicable;

591 (j) Submit to the department a set of fingerprints on a
592 form and under procedures specified by the department, along
593 with a payment in an amount equal to the costs incurred by the
594 Department of Health for the criminal background check of the
595 applicant;

596 (k) Demonstrate that ~~he or~~ she or he is a graduate of a
597 medical college recognized and approved by the American
598 Osteopathic Association;

599 (l) Demonstrate that she or he has successfully completed

600 an internship or residency ~~a resident internship~~ of not less
 601 than 12 months in a program accredited ~~hospital approved~~ for
 602 this purpose by ~~the Board of Trustees of~~ the American
 603 Osteopathic Association or the Accreditation Council for
 604 Graduate Medical Education ~~any other internship program approved~~
 605 ~~by the board upon a showing of good cause by the applicant~~. This
 606 requirement may be waived for an applicant who matriculated in a
 607 college of osteopathic medicine during or before 1948; and

608 (m) Demonstrate that she or he has obtained a passing
 609 score, as established by rule of the board, on all parts of the
 610 examination conducted by the National Board of Osteopathic
 611 Medical Examiners or other examination approved by the board no
 612 more than 5 years before making application in this state or, if
 613 holding a valid active license in another state, that the
 614 initial licensure in the other state occurred no more than 5
 615 years after the applicant obtained a passing score on the
 616 examination conducted by the National Board of Osteopathic
 617 Medical Examiners or other substantially similar examination
 618 approved by the board.

619 Section 12. Section 460.4166, Florida Statutes, is
 620 repealed.

621 Section 13. Subsection (10) of section 464.019, Florida
 622 Statutes, is amended to read:

623 464.019 Approval of nursing education programs.—

624 (10) IMPLEMENTATION STUDY.—The Florida Center for Nursing

625 shall study the administration of this section and submit
626 reports to the Governor, the President of the Senate, and the
627 Speaker of the House of Representatives annually by January 30,
628 through January 30, 2025 ~~2020~~. The annual reports shall address
629 the previous academic year; provide data on the measures
630 specified in paragraphs (a) and (b), as such data becomes
631 available; and include an evaluation of such data for purposes
632 of determining whether this section is increasing the
633 availability of nursing education programs and the production of
634 quality nurses. The department and each approved program or
635 accredited program shall comply with requests for data from the
636 Florida Center for Nursing.

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

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

641 2. The number of student applications submitted, the
642 number of qualified applicants, and the number of students
643 accepted.

644 3. The number of program graduates.

645 4. Program retention rates of students tracked from
646 program entry to graduation.

647 5. Graduate passage rates on the National Council of State
648 Boards of Nursing Licensing Examination.

649 6. The number of graduates who become employed as

650 practical or professional nurses in the state.

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

653 1. Program application approval process, including, but
654 not limited to, the number of program applications submitted
655 under subsection (1) 1 the number of program applications
656 approved and denied by the board under subsection (2) 1 the
657 number of denials of program applications reviewed under chapter
658 120 1 and a description of the outcomes of those reviews.

659 2. Accountability processes, including, but not limited
660 to, the number of programs on probationary status, the number of
661 approved programs for which the program director is required to
662 appear before the board under subsection (5), the number of
663 approved programs terminated by the board, the number of
664 terminations reviewed under chapter 120, and a description of
665 the outcomes of those reviews.

666 (c) The Florida Center for Nursing shall complete an
667 annual assessment of compliance by programs with the
668 accreditation requirements of subsection (11), include in the
669 assessment a determination of the accreditation process status
670 for each program, and submit the assessment as part of the
671 reports required by this subsection.

672 Section 14. Section 464.202, Florida Statutes, is amended
673 to read:

674 464.202 Duties and powers of the board.—The board shall

675 | maintain, or contract with or approve another entity to
676 | maintain, a state registry of certified nursing assistants. The
677 | registry must consist of the name of each certified nursing
678 | assistant in this state; other identifying information defined
679 | by board rule; certification status; the effective date of
680 | certification; other information required by state or federal
681 | law; information regarding any crime or any abuse, neglect, or
682 | exploitation as provided under chapter 435; and any disciplinary
683 | action taken against the certified nursing assistant. The
684 | registry shall be accessible to the public, the
685 | certificateholder, employers, and other state agencies. The
686 | board shall adopt by rule testing procedures for use in
687 | certifying nursing assistants and shall adopt rules regulating
688 | the practice of certified nursing assistants, including
689 | disciplinary procedures and standards of practice, and
690 | specifying the scope of practice authorized and the level of
691 | supervision required for the practice of certified nursing
692 | assistants. The board may contract with or approve another
693 | entity or organization to provide the examination services,
694 | including the development and administration of examinations.
695 | The board shall require that the contract provider offer
696 | certified nursing assistant applications via the Internet, and
697 | may require the contract provider to accept certified nursing
698 | assistant applications for processing via the Internet. The
699 | board shall require the contract provider to provide the

700 preliminary results of the certified nursing examination on the
701 date the test is administered. The provider shall pay all
702 reasonable costs and expenses incurred by the board in
703 evaluating the provider's application and performance during the
704 delivery of services, including examination services and
705 procedures for maintaining the certified nursing assistant
706 registry.

707 Section 15. Paragraph (c) of subsection (1) of section
708 464.203, Florida Statutes, is amended to read:

709 464.203 Certified nursing assistants; certification
710 requirement.—

711 (1) The board shall issue a certificate to practice as a
712 certified nursing assistant to any person who demonstrates a
713 minimum competency to read and write and successfully passes the
714 required background screening pursuant to s. 400.215. If the
715 person has successfully passed the required background screening
716 pursuant to s. 400.215 or s. 408.809 within 90 days before
717 applying for a certificate to practice and the person's
718 background screening results are not retained in the
719 clearinghouse created under s. 435.12, the board shall waive the
720 requirement that the applicant successfully pass an additional
721 background screening pursuant to s. 400.215. The person must
722 also meet one of the following requirements:

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

725 on that jurisdiction's ~~state's~~ certified nursing assistant
726 registry; and has not been found to have committed abuse,
727 neglect, or exploitation in that jurisdiction ~~state~~.

728 Section 16. Paragraph (b) of subsection (1) of section
729 464.204, Florida Statutes, is amended to read:

730 464.204 Denial, suspension, or revocation of
731 certification; disciplinary actions.—

732 (1) The following acts constitute grounds for which the
733 board may impose disciplinary sanctions as specified in
734 subsection (2):

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

737 Section 17. Subsections (3) and (4) of section 466.006,
738 Florida Statutes, are amended to read:

739 466.006 Examination of dentists.—

740 (3) If an applicant is a graduate of a dental college or
741 school not accredited in accordance with paragraph (2) (b) or of
742 a dental college or school not approved by the board, the
743 applicant is not entitled to take the examinations required in
744 this section to practice dentistry until she or he satisfies one
745 of the following:

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

749 (b) Submits proof of having successfully completed at

750 least 2 consecutive academic years at a full-time supplemental
751 general dentistry program accredited by the American Dental
752 Association Commission on Dental Accreditation. This program
753 must provide didactic and clinical education at the level of a
754 D.D.S. or D.M.D. program accredited by the American Dental
755 Association Commission on Dental Accreditation. For purposes of
756 this paragraph, a supplemental general dentistry program does
757 not include an advanced education program in a dental specialty.

758 (4) Notwithstanding any other provision of law in chapter
759 456 pertaining to the clinical dental licensure examination or
760 national examinations, to be licensed as a dentist in this
761 state, an applicant must successfully complete both of the
762 following:

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

765 (b)~~1.~~ A practical or clinical examination, which must
766 ~~shall~~ be the American Dental Licensing Examination produced by
767 the American Board of Dental Examiners, Inc., or its successor
768 entity, if any, that is administered in this state ~~and graded by~~
769 ~~dentists licensed in this state and employed by the department~~
770 ~~for just such purpose~~, provided that the board has attained, and
771 continues to maintain thereafter, representation on the board of
772 directors of the American Board of Dental Examiners, the
773 examination development committee of the American Board of
774 Dental Examiners, and such other committees of the American

775 Board of Dental Examiners as the board deems appropriate by rule
776 to assure that the standards established herein are maintained
777 organizationally. A passing score on the American Dental
778 Licensing Examination administered in this state ~~and graded by~~
779 ~~dentists who are licensed in this state~~ is valid for 365 days
780 after the date the official examination results are published.

781 1.2.a. As an alternative to such practical or clinical
782 examination ~~the requirements of subparagraph 1.~~, an applicant
783 may submit scores from an American Dental Licensing Examination
784 previously administered in a jurisdiction other than this state
785 after October 1, 2011, and such examination results shall be
786 recognized as valid for the purpose of licensure in this state.
787 A passing score on the American Dental Licensing Examination
788 administered out of state ~~out-of-state~~ shall be the same as the
789 passing score for the American Dental Licensing Examination
790 administered in this state ~~and graded by dentists who are~~
791 ~~licensed in this state~~. The examination results are valid for
792 365 days after the date the official examination results are
793 published. The applicant must have completed the examination
794 after October 1, 2011.

795 ~~b.~~ This subparagraph may not be given retroactive
796 application.

797 2.3. If the date of an applicant's passing American Dental
798 Licensing Examination scores from an examination previously
799 administered in a jurisdiction other than this state under

800 subparagraph 1. ~~subparagraph 2.~~ is older than 365 days, ~~then~~
801 such scores are ~~shall~~ nevertheless ~~be recognized as~~ valid for
802 the purpose of licensure in this state, but only if the
803 applicant demonstrates that all of the following additional
804 standards have been met:

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

807 ~~(II)~~ This sub-subparagraph may not be given retroactive
808 application;

809 b. The applicant graduated from a dental school accredited
810 by the American Dental Association Commission on Dental
811 Accreditation or its successor entity, if any, or any other
812 dental accrediting organization recognized by the United States
813 Department of Education. Provided, however, if the applicant did
814 not graduate from such a dental school, the applicant may submit
815 proof of having successfully completed a full-time supplemental
816 general dentistry program accredited by the American Dental
817 Association Commission on Dental Accreditation of at least 2
818 consecutive academic years at such accredited sponsoring
819 institution. Such program must provide didactic and clinical
820 education at the level of a D.D.S. or D.M.D. program accredited
821 by the American Dental Association Commission on Dental
822 Accreditation. For purposes of this sub-subparagraph, a
823 supplemental general dentistry program does not include an
824 advanced education program in a dental specialty;

825 c. The applicant currently possesses a valid and active
 826 dental license in good standing, with no restriction, which has
 827 never been revoked, suspended, restricted, or otherwise
 828 disciplined, from another state or territory of the United
 829 States, the District of Columbia, or the Commonwealth of Puerto
 830 Rico;

831 d. The applicant submits proof that he or she has never
 832 been reported to the National Practitioner Data Bank, the
 833 Healthcare Integrity and Protection Data Bank, or the American
 834 Association of Dental Boards Clearinghouse. This sub-
 835 subparagraph does not apply if the applicant successfully
 836 appealed to have his or her name removed from the data banks of
 837 these agencies;

838 e. (I) (A) ~~In the 5 years immediately preceding the date of~~
 839 ~~application for licensure in this state,~~ The applicant submits
 840 ~~must submit~~ proof of having been consecutively engaged in the
 841 full-time practice of dentistry in another state or territory of
 842 the United States, the District of Columbia, or the Commonwealth
 843 of Puerto Rico in the 5 years immediately preceding the date of
 844 application for licensure in this state; ~~or~~

845 (B) If the applicant has been licensed in another state or
 846 territory of the United States, the District of Columbia, or the
 847 Commonwealth of Puerto Rico for less than 5 years, the applicant
 848 submits ~~must submit~~ proof of having been engaged in the full-
 849 time practice of dentistry since the date of his or her initial

850 licensure.

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

856 (A) Active clinical practice of dentistry providing direct
 857 patient care.

858 (B) Full-time practice as a faculty member employed by a
 859 dental or dental hygiene school approved by the board or
 860 accredited by the American Dental Association Commission on
 861 Dental Accreditation.

862 (C) Full-time practice as a student at a postgraduate
 863 dental education program approved by the board or accredited by
 864 the American Dental Association Commission on Dental
 865 Accreditation.

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

870 (A) Admissible as evidence in an administrative
 871 proceeding;

872 (B) Submitted in writing;

873 (C) Submitted by the applicant under oath with penalties
 874 of perjury attached;

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

879 (E) Specifically found by the board to be both credible
880 and admissible.

881 (IV) An affidavit of only the applicant is not acceptable
882 proof of full-time practice unless it is further attested to by
883 someone unrelated to the applicant who has personal knowledge of
884 the applicant's practice. If the board deems it necessary to
885 assess credibility or accuracy, the board may require the
886 applicant or the applicant's witnesses to appear before the
887 board and give oral testimony under oath;

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

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

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

900 the computer-based diagnostic skills examination; and
 901 i. The applicant submits ~~must submit~~ documentation that he
 902 or she has successfully completed the applicable examination
 903 administered by the Joint Commission on National Dental
 904 Examinations or its successor organization ~~National Board of~~
 905 ~~Dental Examiners dental examination.~~

906 Section 18. Notwithstanding the January 1, 2020, repeal of
 907 section 466.0067, Florida Statutes, that section is revived,
 908 reenacted, and amended, to read:

909 466.0067 Application for health access dental license.—The
 910 Legislature finds that there is an important state interest in
 911 attracting dentists to practice in underserved health access
 912 settings in this state and further, that allowing out-of-state
 913 dentists who meet certain criteria to practice in health access
 914 settings without the supervision of a dentist licensed in this
 915 state is substantially related to achieving this important state
 916 interest. Therefore, notwithstanding the requirements of s.
 917 466.006, the board shall grant a health access dental license to
 918 practice dentistry in this state in health access settings as
 919 defined in s. 466.003 to an applicant who ~~that~~:

- 920 (1) Files an appropriate application approved by the
 921 board;
- 922 (2) Pays an application license fee for a health access
 923 dental license, laws-and-rule exam fee, and an initial licensure
 924 fee. The fees specified in this subsection may not differ from

925 | an applicant seeking licensure pursuant to s. 466.006;

926 | (3) Has not been convicted of or pled nolo contendere to,

927 | regardless of adjudication, any felony or misdemeanor related to

928 | the practice of a health care profession;

929 | (4) Submits proof of graduation from a dental school

930 | accredited by the Commission on Dental Accreditation of the

931 | American Dental Association or its successor agency;

932 | (5) Submits documentation that she or he has completed, or

933 | will obtain before ~~prior to~~ licensure, continuing education

934 | equivalent to this state's requirement for dentists licensed

935 | under s. 466.006 for the last full reporting biennium before

936 | applying for a health access dental license;

937 | (6) Submits proof of her or his successful completion of

938 | parts I and II of the dental examination by the National Board

939 | of Dental Examiners and a state or regional clinical dental

940 | licensing examination that the board has determined effectively

941 | measures the applicant's ability to practice safely;

942 | (7) Currently holds a valid, active, ~~7~~ dental license in

943 | good standing which has not been revoked, suspended, restricted,

944 | or otherwise disciplined from another of the United States, the

945 | District of Columbia, or a United States territory;

946 | (8) Has never had a license revoked from another of the

947 | United States, the District of Columbia, or a United States

948 | territory;

949 | (9) Has never failed the examination specified in s.

950 466.006, unless the applicant was reexamined pursuant to s.
 951 466.006 and received a license to practice dentistry in this
 952 state;

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

956 (11) Submits proof that he or she has been engaged in the
 957 active, clinical practice of dentistry providing direct patient
 958 care for 5 years immediately preceding the date of application,
 959 or in instances when the applicant has graduated from an
 960 accredited dental school within the preceding 5 years, submits
 961 proof of continuous clinical practice providing direct patient
 962 care since graduation; and

963 (12) Has passed an examination covering the laws and rules
 964 of the practice of dentistry in this state as described in s.
 965 466.006(4)(a).

966 Section 19. Notwithstanding the January 1, 2020, repeal of
 967 section 466.00671, Florida Statutes, that section is revived,
 968 reenacted, and amended to read:

969 466.00671 Renewal of the health access dental license.—

970 (1) A health access dental licensee shall apply for
 971 renewal each biennium. At the time of renewal, the licensee
 972 shall sign a statement that she or he has complied with all
 973 continuing education requirements of an active dentist licensee.
 974 The board shall renew a health access dental license for an

975 applicant who ~~that~~:

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

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

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

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

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

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

996 Section 20. Notwithstanding the January 1, 2020, repeal of
997 section 466.00672, Florida Statutes, that section is revived and
998 reenacted to read:

999 466.00672 Revocation of health access dental license.—

1000 (1) The board shall revoke a health access dental license
 1001 upon:

1002 (a) The licensee's termination from employment from a
 1003 qualifying health access setting;

1004 (b) Final agency action determining that the licensee has
 1005 violated any provision of s. 466.027 or s. 466.028, other than
 1006 infractions constituting citation offenses or minor violations;
 1007 or

1008 (c) Failure of the Florida dental licensure examination.

1009 (2) Failure of an individual licensed pursuant to s.
 1010 466.0067 to limit the practice of dentistry to health access
 1011 settings as defined in s. 466.003 constitutes the unlicensed
 1012 practice of dentistry.

1013 Section 21. Paragraph (b) of subsection (4) and paragraph
 1014 (a) of subsection (6) of section 466.007, Florida Statutes, are
 1015 amended to read:

1016 466.007 Examination of dental hygienists.—

1017 (4) Effective July 1, 2012, to be licensed as a dental
 1018 hygienist in this state, an applicant must successfully complete
 1019 the following:

1020 (b) A practical or clinical examination approved by the
 1021 board. The examination shall be the Dental Hygiene Examination
 1022 produced by the American Board of Dental Examiners, Inc. (ADEX)
 1023 or its successor entity, if any, if the board finds that the
 1024 successor entity's clinical examination meets or exceeds the

1025 provisions of this section. The board shall approve the ADEX
 1026 Dental Hygiene Examination if the board has attained and
 1027 continues to maintain representation on the ADEX House of
 1028 Representatives, the ADEX Dental Hygiene Examination Development
 1029 Committee, and such other ADEX Dental Hygiene committees as the
 1030 board deems appropriate through rulemaking to ensure that the
 1031 standards established in this section are maintained
 1032 organizationally. The ADEX Dental Hygiene Examination or the
 1033 examination produced by its successor entity is a comprehensive
 1034 examination in which an applicant must demonstrate skills within
 1035 the dental hygiene scope of practice on a live patient and any
 1036 other components that the board deems necessary for the
 1037 applicant to successfully demonstrate competency for the purpose
 1038 of licensure. ~~The ADEX Dental Hygiene Examination or the~~
 1039 ~~examination by the successor entity administered in this state~~
 1040 ~~shall be graded by dentists and dental hygienists licensed in~~
 1041 ~~this state who are employed by the department for this purpose.~~

1042 (6) (a) A passing score on the ADEX Dental Hygiene
 1043 Examination administered out of state must ~~shall~~ be considered
 1044 the same as a passing score for the ADEX Dental Hygiene
 1045 Examination administered in this state ~~and graded by licensed~~
 1046 ~~dentists and dental hygienists.~~

1047 Section 22. Subsections (9) through (15) are added to
 1048 section 466.017, Florida Statutes, to read:

1049 466.017 Prescription of drugs; anesthesia.-

1050 (9) Any adverse incident that occurs in an office
1051 maintained by a dentist must be reported to the department. The
1052 required notification to the department must be submitted in
1053 writing by certified mail and postmarked within 48 hours after
1054 the incident occurs.

1055 (10) A dentist practicing in this state must notify the
1056 board in writing by certified mail within 48 hours after any
1057 adverse incident that occurs in the dentist's outpatient
1058 facility. A complete written report must be filed with the board
1059 within 30 days after the incident occurs.

1060 (11) Any certified registered dental hygienist
1061 administering local anesthesia must notify the board in writing
1062 by registered mail within 48 hours after any adverse incident
1063 that was related to or the result of the administration of local
1064 anesthesia. A complete written report must be filed with the
1065 board within 30 days after the mortality or other adverse
1066 incident.

1067 (12) A failure by the dentist or dental hygienist to
1068 timely and completely comply with all the reporting requirements
1069 in this section is the basis for disciplinary action by the
1070 board pursuant to s. 466.028(1).

1071 (13) The department shall review each adverse incident and
1072 determine whether it involved conduct by a health care
1073 professional subject to disciplinary action, in which case s.
1074 456.073 applies. Disciplinary action, if any, shall be taken by

1075 the board under which the health care professional is licensed.

1076 (14) As used in subsections (9)-(13), the term "adverse
 1077 incident" means any mortality that occurs during or as the
 1078 result of a dental procedure, or an incident that results in a
 1079 temporary or permanent physical or mental injury that requires
 1080 hospitalization or emergency room treatment of a dental patient
 1081 which occurs during or as a direct result of the use of general
 1082 anesthesia, deep sedation, moderate sedation, pediatric moderate
 1083 sedation, oral sedation, minimal sedation (anxiolysis), nitrous
 1084 oxide, or local anesthesia.

1085 (15) The board may adopt rules to administer this section.

1086 Section 23. Section 466.031, Florida Statutes, is amended
 1087 to read:

1088 466.031 "Dental laboratories ~~laboratory~~" defined.-

1089 (1) As used in this chapter, the term "dental laboratory"
 1090 ~~as used in this chapter:~~

1091 ~~(1)~~ includes any person, firm, or corporation that ~~who~~
 1092 performs for a fee of any kind, gratuitously, or otherwise,
 1093 directly or through an agent or an employee, by any means or
 1094 method, or ~~who in any way~~ supplies or manufactures artificial
 1095 substitutes for the natural teeth; ~~or who~~ furnishes, supplies,
 1096 constructs, or reproduces or repairs any prosthetic denture,
 1097 bridge, or appliance to be worn in the human mouth; ~~or who~~ in
 1098 any way represents ~~holds~~ itself ~~out~~ as a dental laboratory.

1099 ~~(2)~~ The term does not include a ~~Excludes any~~ dental

1100 laboratory technician who constructs or repairs dental
1101 prosthetic appliances in the office of a licensed dentist
1102 exclusively for that ~~such~~ dentist ~~only and~~ under her or his
1103 supervision and work order.

1104 (2) An employee or independent contractor of a dental
1105 laboratory, acting as an agent of that dental laboratory, may
1106 engage in onsite consultation with a licensed dentist during a
1107 dental procedure.

1108 Section 24. Section 466.036, Florida Statutes, is amended
1109 to read:

1110 466.036 Information; periodic inspections; equipment and
1111 supplies.—The department may require from the applicant for a
1112 registration certificate to operate a dental laboratory any
1113 information necessary to carry out the purpose of this chapter,
1114 including proof that the applicant has the equipment and
1115 supplies necessary to operate as determined by rule of the
1116 department, and shall require periodic inspection of all dental
1117 laboratories operating in this state at least once each biennial
1118 registration period. Such inspections must ~~shall~~ include, but
1119 need not be limited to, inspection of sanitary conditions,
1120 equipment, supplies, and facilities on the premises. The
1121 department shall specify dental equipment and supplies that are
1122 not allowed ~~permitted~~ in a registered dental laboratory.

1123 Section 25. Subsection (1) of section 468.701, Florida
1124 Statutes, is amended to read:

1125 468.701 Definitions.—As used in this part, the term:

1126 (1) "Athletic trainer" means a person licensed under this
 1127 part who has met the requirements of ~~under~~ this part, including
 1128 the education requirements established ~~as set forth~~ by the
 1129 Commission on Accreditation of Athletic Training Education or
 1130 its successor organization and necessary credentials from the
 1131 Board of Certification. ~~An individual who is licensed as an
 1132 athletic trainer may not provide, offer to provide, or represent
 1133 that he or she is qualified to provide any care or services that
 1134 he or she lacks the education, training, or experience to
 1135 provide, or that he or she is otherwise prohibited by law from
 1136 providing.~~

1137 Section 26. Section 468.707, Florida Statutes, is amended
 1138 to read:

1139 468.707 Licensure requirements.—Any person desiring to be
 1140 licensed as an athletic trainer shall apply to the department on
 1141 a form approved by the department. An applicant shall also
 1142 provide records or other evidence, as determined by the board,
 1143 to prove he or she has met the requirements of this section. The
 1144 department shall license each applicant who:

1145 (1) Has completed the application form and remitted the
 1146 required fees.

1147 (2) ~~For a person who applies on or after July 1, 2016,~~ Has
 1148 submitted to background screening pursuant to s. 456.0135. The
 1149 board may require a background screening for an applicant whose

1150 license has expired or who is undergoing disciplinary action.

1151 (3) (a) Has obtained, at a minimum, a bachelor's
1152 ~~baccalaureate or higher~~ degree from a college or university
1153 professional athletic training degree program accredited by the
1154 Commission on Accreditation of Athletic Training Education or
1155 its successor organization recognized and approved by the United
1156 States Department of Education or the Commission on Recognition
1157 of Postsecondary Accreditation, approved by the board, or
1158 recognized by the Board of Certification, and has passed the
1159 national examination to be certified by the Board of
1160 Certification; or-

1161 (b) (4) Has obtained, at a minimum, a bachelor's degree,
1162 has completed the Board of Certification internship
1163 requirements, and holds ~~If graduated before 2004, has~~ a current
1164 certification from the Board of Certification.

1165 (4) (5) Has current certification in both cardiopulmonary
1166 resuscitation and the use of an automated external defibrillator
1167 set forth in the continuing education requirements as determined
1168 by the board pursuant to s. 468.711.

1169 (5) (6) Has completed any other requirements as determined
1170 by the department and approved by the board.

1171 Section 27. Subsection (3) of section 468.711, Florida
1172 Statutes, is amended to read:

1173 468.711 Renewal of license; continuing education.—

1174 (3) If initially licensed after January 1, 1998, the

1175 licensee must be currently certified by the Board of
 1176 Certification or its successor agency and maintain that
 1177 certification in good standing without lapse.

1178 Section 28. Section 468.713, Florida Statutes, is amended
 1179 to read:

1180 468.713 Responsibilities of athletic trainers.—

1181 (1) An athletic trainer shall practice under the direction
 1182 of a physician licensed under chapter 458, chapter 459, chapter
 1183 460, or otherwise authorized by Florida law to practice
 1184 medicine. The physician shall communicate his or her direction
 1185 through oral or written prescriptions or protocols as deemed
 1186 appropriate by the physician for the provision of services and
 1187 care by the athletic trainer. An athletic trainer shall provide
 1188 service or care in the manner dictated by the physician.

1189 (2) An athletic trainer shall work within his or her
 1190 allowable scope of practice as specified in board rule under s.
 1191 468.705. An athletic trainer may not provide, offer to provide,
 1192 or represent that he or she is qualified to provide any care or
 1193 services that he or she lacks the education, training, or
 1194 experience to provide or that he or she is otherwise prohibited
 1195 by law from providing.

1196 Section 29. Subsection (2) of section 468.723, Florida
 1197 Statutes, is amended to read:

1198 468.723 Exemptions.—This part does not prohibit ~~prevent~~ or
 1199 restrict:

1200 (2) An athletic training student acting under the direct
 1201 supervision of a licensed athletic trainer. For purposes of this
 1202 subsection, "direct supervision" means the physical presence of
 1203 an athletic trainer so that the athletic trainer is immediately
 1204 available to the athletic training student and able to intervene
 1205 on behalf of the athletic training student. The supervision must
 1206 comply with board rule in accordance with the standards set
 1207 forth by the Commission on Accreditation of Athletic Training
 1208 Education or its successor.

1209 Section 30. Subsections (1), (3), and (4) of section
 1210 468.803, Florida Statutes, are amended to read:

1211 468.803 License, registration, and examination
 1212 requirements.—

1213 (1) The department shall issue a license to practice
 1214 orthotics, prosthetics, or pedorthics, or a registration for a
 1215 resident to practice orthotics or prosthetics, to qualified
 1216 applicants. Licenses to practice ~~shall be granted independently~~
 1217 ~~in~~ orthotics, prosthetics, or pedorthics must be granted
 1218 independently, but a person may be licensed in more than one
 1219 such discipline, and a prosthetist-orthotist license may be
 1220 granted to persons meeting the requirements for licensure both
 1221 as a prosthetist and as an orthotist ~~license~~. Registrations to
 1222 practice ~~shall be granted independently in~~ orthotics or
 1223 prosthetics must be granted independently, and a person may be
 1224 registered in both disciplines ~~fields~~ at the same time or

1225 jointly in orthotics and prosthetics as a dual registration.
1226 (3) A person seeking to attain the ~~required~~ orthotics or
1227 prosthetics experience required for licensure in this state must
1228 be approved by the board and registered as a resident by the
1229 department. Although a registration may be held in both
1230 disciplines ~~practice fields~~, for independent registrations the
1231 board may ~~shall~~ not approve a second registration until at least
1232 1 year after the issuance of the first registration.
1233 Notwithstanding subsection (2), a person ~~an applicant~~ who has
1234 been approved by the board and registered by the department in
1235 one discipline ~~practice field~~ may apply for registration in the
1236 second discipline ~~practice field~~ without an additional state or
1237 national criminal history check during the period in which the
1238 first registration is valid. Each independent registration or
1239 dual registration is valid for 2 years after ~~from~~ the date of
1240 issuance unless otherwise revoked by the department upon
1241 recommendation of the board. The board shall set a registration
1242 fee not to exceed \$500 to be paid by the applicant. A
1243 registration may be renewed once by the department upon
1244 recommendation of the board for a period no longer than 1 year,
1245 as such renewal is defined by the board by rule. The
1246 ~~registration~~ renewal fee may ~~shall~~ not exceed one-half the
1247 current registration fee. To be considered by the board for
1248 approval of registration as a resident, the applicant must have
1249 one of the following:

1250 (a) A Bachelor of Science or higher-level postgraduate
 1251 degree in orthotics and prosthetics from a regionally accredited
 1252 college or university recognized by the Commission on
 1253 Accreditation of Allied Health Education Programs. ~~or, at~~

1254 (b) A minimum of a bachelor's degree from a regionally
 1255 accredited college or university and a certificate in orthotics
 1256 or prosthetics from a program recognized by the Commission on
 1257 Accreditation of Allied Health Education Programs, or its
 1258 equivalent, as determined by the board. ~~;~~ ~~or~~

1259 (c) A minimum of a bachelor's degree from a regionally
 1260 accredited college or university and a dual certificate in both
 1261 orthotics and prosthetics from programs recognized by the
 1262 Commission on Accreditation of Allied Health Education Programs,
 1263 or its equivalent, as determined by the board.

1264 ~~(b) A Bachelor of Science or higher-level postgraduate~~
 1265 ~~degree in Orthotics and Prosthetics from a regionally accredited~~
 1266 ~~college or university recognized by the Commission on~~
 1267 ~~Accreditation of Allied Health Education Programs or, at a~~
 1268 ~~minimum, a bachelor's degree from a regionally accredited~~
 1269 ~~college or university and a certificate in prosthetics from a~~
 1270 ~~program recognized by the Commission on Accreditation of Allied~~
 1271 ~~Health Education Programs, or its equivalent, as determined by~~
 1272 ~~the board.~~

1273 (4) The department may develop and administer a state
 1274 examination for an orthotist or a prosthetist license, or the

1275 board may approve the existing examination of a national
1276 standards organization. The examination must be predicated on a
1277 minimum of a baccalaureate-level education and formalized
1278 specialized training in the appropriate field. Each examination
1279 must demonstrate a minimum level of competence in basic
1280 scientific knowledge, written problem solving, and practical
1281 clinical patient management. The board shall require an
1282 examination fee not to exceed the actual cost to the board in
1283 developing, administering, and approving the examination, which
1284 fee must be paid by the applicant. To be considered by the board
1285 for examination, the applicant must have:

1286 (a) For an examination in orthotics:

1287 1. A Bachelor of Science or higher-level postgraduate
1288 degree in orthotics and prosthetics from a regionally accredited
1289 college or university recognized by the Commission on
1290 Accreditation of Allied Health Education Programs or, at a
1291 minimum, a bachelor's degree from a regionally accredited
1292 college or university and a certificate in orthotics from a
1293 program recognized by the Commission on Accreditation of Allied
1294 Health Education Programs, or its equivalent, as determined by
1295 the board; and

1296 2. An approved orthotics internship of 1 year of qualified
1297 experience, as determined by the board, or an orthotic residency
1298 or dual residency program recognized by the board.

1299 (b) For an examination in prosthetics:

1300 1. A Bachelor of Science or higher-level postgraduate
 1301 degree in orthotics and prosthetics from a regionally accredited
 1302 college or university recognized by the Commission on
 1303 Accreditation of Allied Health Education Programs or, at a
 1304 minimum, a bachelor's degree from a regionally accredited
 1305 college or university and a certificate in prosthetics from a
 1306 program recognized by the Commission on Accreditation of Allied
 1307 Health Education Programs, or its equivalent, as determined by
 1308 the board; and

1309 2. An approved prosthetics internship of 1 year of
 1310 qualified experience, as determined by the board, or a
 1311 prosthetic residency or dual residency program recognized by the
 1312 board.

1313 Section 31. Subsection (5) of section 480.033, Florida
 1314 Statutes, is amended to read:

1315 480.033 Definitions.—As used in this act:

1316 (5) "Apprentice" means a person approved by the board to
 1317 study colonic irrigation ~~massage~~ under the instruction of a
 1318 licensed massage therapist practicing colonic irrigation.

1319 Section 32. Subsections (1) and (2) of section 480.041,
 1320 Florida Statutes, are amended, and subsection (8) is added to
 1321 that section, to read:

1322 480.041 Massage therapists; qualifications; licensure;
 1323 endorsement.—

1324 (1) Any person is qualified for licensure as a massage

1325 therapist under this act who:

1326 (a) Is at least 18 years of age or has received a high
1327 school diploma or high school equivalency diploma;

1328 (b) Has completed a course of study at a board-approved
1329 massage school ~~or has completed an apprenticeship program~~ that
1330 meets standards adopted by the board; and

1331 (c) Has received a passing grade on a national an
1332 examination designated administered by the board department.

1333 (2) Every person desiring to be examined for licensure as
1334 a massage therapist must ~~shall~~ apply to the department in
1335 writing upon forms prepared and furnished by the department.
1336 Such applicants are ~~shall be~~ subject to ~~the provisions of s.~~
1337 ~~480.046(1). Applicants may take an examination administered by~~
1338 ~~the department only upon meeting the requirements of this~~
1339 ~~section as determined by the board.~~

1340 (8) A person issued a license as a massage apprentice
1341 before July 1, 2020, may continue that apprenticeship and
1342 perform massage therapy as authorized under that license until
1343 it expires. Upon completion of the apprenticeship, which must
1344 occur before July 1, 2023, a massage apprentice may apply to the
1345 board for full licensure and be granted a license if all other
1346 applicable licensure requirements are met.

1347 Section 33. Section 480.042, Florida Statutes, is
1348 repealed.

1349 Section 34. Subsection (3) of section 490.003, Florida

1350 Statutes, is amended to read:

1351 490.003 Definitions.—As used in this chapter:

1352 (3) ~~(a) Prior to July 1, 1999, "doctoral-level~~
1353 ~~psychological education" and "doctoral degree in psychology"~~
1354 ~~mean a Psy.D., an Ed.D. in psychology, or a Ph.D. in psychology~~
1355 ~~from:~~

1356 1. ~~An educational institution which, at the time the~~
1357 ~~applicant was enrolled and graduated, had institutional~~
1358 ~~accreditation from an agency recognized and approved by the~~
1359 ~~United States Department of Education or was recognized as a~~
1360 ~~member in good standing with the Association of Universities and~~
1361 ~~Colleges of Canada; and~~

1362 2. ~~A psychology program within that educational~~
1363 ~~institution which, at the time the applicant was enrolled and~~
1364 ~~graduated, had programmatic accreditation from an accrediting~~
1365 ~~agency recognized and approved by the United States Department~~
1366 ~~of Education or was comparable to such programs.~~

1367 ~~(b) Effective July 1, 1999, "doctoral-level psychological~~
1368 ~~education" and "doctoral degree in psychology" mean a Psy.D., an~~
1369 ~~Ed.D. in psychology, or a Ph.D. in psychology from a psychology~~
1370 ~~program at:~~

1371 1. ~~an educational institution that which, at the time the~~
1372 ~~applicant was enrolled and graduated:~~

1373 (a) 1 Had institutional accreditation from an agency
1374 recognized and approved by the United States Department of

1375 Education or was recognized as a member in good standing with
 1376 the Association of Universities and Colleges of Canada; and

1377 (b)2. ~~A psychology program within that educational~~
 1378 ~~institution which, at the time the applicant was enrolled and~~
 1379 ~~graduated,~~ Had programmatic accreditation from the American
 1380 Psychological Association ~~an agency recognized and approved by~~
 1381 ~~the United States Department of Education.~~

1382 Section 35. Paragraph (b) of subsection (1) and paragraph
 1383 (b) of subsection (2) of section 490.005, Florida Statutes, are
 1384 amended to read:

1385 490.005 Licensure by examination.—

1386 (1) Any person desiring to be licensed as a psychologist
 1387 shall apply to the department to take the licensure examination.
 1388 The department shall license each applicant who the board
 1389 certifies has:

1390 (b) Submitted proof satisfactory to the board that the
 1391 applicant has received:

1392 1. ~~Received~~ Doctoral-level psychological education, ~~as~~
 1393 ~~defined in s. 490.003(3);~~ or

1394 2. ~~Received~~ The equivalent of a doctoral-level
 1395 psychological education, as defined in s. 490.003(3), from a
 1396 program at a school or university located outside the United
 1397 States of America ~~and Canada,~~ which was officially recognized by
 1398 the government of the country in which it is located as an
 1399 institution or program to train students to practice

1400 professional psychology. The applicant has the burden of
 1401 establishing that this requirement has ~~the requirements of this~~
 1402 ~~provision have been met shall be upon the applicant;~~

1403 ~~3. Received and submitted to the board, prior to July 1,~~
 1404 ~~1999, certification of an augmented doctoral-level psychological~~
 1405 ~~education from the program director of a doctoral-level~~
 1406 ~~psychology program accredited by a programmatic agency~~
 1407 ~~recognized and approved by the United States Department of~~
 1408 ~~Education; or~~

1409 ~~4. Received and submitted to the board, prior to August~~
 1410 ~~31, 2001, certification of a doctoral-level program that at the~~
 1411 ~~time the applicant was enrolled and graduated maintained a~~
 1412 ~~standard of education and training comparable to the standard of~~
 1413 ~~training of programs accredited by a programmatic agency~~
 1414 ~~recognized and approved by the United States Department of~~
 1415 ~~Education. Such certification of comparability shall be provided~~
 1416 ~~by the program director of a doctoral-level psychology program~~
 1417 ~~accredited by a programmatic agency recognized and approved by~~
 1418 ~~the United States Department of Education.~~

1419 (2) Any person desiring to be licensed as a school
 1420 psychologist shall apply to the department to take the licensure
 1421 examination. The department shall license each applicant who the
 1422 department certifies has:

1423 (b) Submitted satisfactory proof to the department that
 1424 the applicant:

1425 1. Has received a doctorate, specialist, or equivalent
1426 degree from a program primarily psychological in nature and has
1427 completed 60 semester hours or 90 quarter hours of graduate
1428 study, in areas related to school psychology as defined by rule
1429 of the department, from a college or university which at the
1430 time the applicant was enrolled and graduated was accredited by
1431 an accrediting agency recognized and approved by the Council for
1432 Higher Education Accreditation or its successor organization
1433 ~~Commission on Recognition of Postsecondary Accreditation~~ or from
1434 an institution that ~~which~~ is ~~publicly recognized as~~ a member in
1435 good standing with the Association of Universities and Colleges
1436 of Canada.

1437 2. Has had a minimum of 3 years of experience in school
1438 psychology, 2 years of which must be supervised by an individual
1439 who is a licensed school psychologist or who has otherwise
1440 qualified as a school psychologist supervisor, by education and
1441 experience, as set forth by rule of the department. A doctoral
1442 internship may be applied toward the supervision requirement.

1443 3. Has passed an examination provided by the department.

1444 Section 36. Subsection (1) of section 490.006, Florida
1445 Statutes, is amended to read:

1446 490.006 Licensure by endorsement.—

1447 (1) The department shall license a person as a
1448 psychologist or school psychologist who, upon applying to the
1449 department and remitting the appropriate fee, demonstrates to

1450 the department or, in the case of psychologists, to the board
1451 that the applicant:

1452 ~~(a) Holds a valid license or certificate in another state~~
1453 ~~to practice psychology or school psychology, as applicable,~~
1454 ~~provided that, when the applicant secured such license or~~
1455 ~~certificate, the requirements were substantially equivalent to~~
1456 ~~or more stringent than those set forth in this chapter at that~~
1457 ~~time; and, if no Florida law existed at that time, then the~~
1458 ~~requirements in the other state must have been substantially~~
1459 ~~equivalent to or more stringent than those set forth in this~~
1460 ~~chapter at the present time;~~

1461 (a) ~~(b)~~ Is a diplomate in good standing with the American
1462 Board of Professional Psychology, Inc.; or

1463 (b) ~~(c)~~ Possesses a doctoral degree in psychology ~~as~~
1464 ~~described in s. 490.003~~ and has at least 10 ~~20~~ years of
1465 experience as a licensed psychologist in any jurisdiction or
1466 territory of the United States within the 25 years preceding the
1467 date of application.

1468 Section 37. Subsection (6) of section 491.0045, Florida
1469 Statutes, as created by chapter 2016-80 and chapter 2016-241,
1470 Laws of Florida, is amended to read:

1471 491.0045 Intern registration; requirements.—

1472 (6) A registration issued on or before March 31, 2017,
1473 expires March 31, 2022, and may not be renewed or reissued. Any
1474 registration issued after March 31, 2017, expires 60 months

1475 after the date it is issued. The board may make a one-time
1476 exception from the requirements of this subsection in emergency
1477 or hardship cases, as defined by board rule, if ~~A subsequent~~
1478 ~~intern registration may not be issued unless~~ the candidate has
1479 passed the theory and practice examination described in s.
1480 491.005(1)(d), (3)(d), and (4)(d).

1481 Section 38. Subsections (3) and (4) of section 491.005,
1482 Florida Statutes, are amended to read:

1483 491.005 Licensure by examination.—

1484 (3) MARRIAGE AND FAMILY THERAPY.—Upon verification of
1485 documentation and payment of a fee not to exceed \$200, as set by
1486 board rule, plus the actual cost of ~~to the department for~~ the
1487 purchase of the examination from the Association of Marital and
1488 Family Therapy Regulatory Board, or similar national
1489 organization, the department shall issue a license as a marriage
1490 and family therapist to an applicant who the board certifies:

1491 (a) Has submitted an application and paid the appropriate
1492 fee.

1493 (b)1. Has a minimum of a master's degree with major
1494 emphasis in marriage and family therapy~~7~~ or a closely related
1495 field from a program accredited by the Commission on
1496 Accreditation for Marriage and Family Therapy Education or from
1497 a Florida university program accredited by the Council for
1498 Accreditation of Counseling and Related Educational Programs~~7~~
1499 and graduate courses approved by the Board of Clinical Social

1500 Work, Marriage and Family Therapy, and Mental Health Counseling
1501 ~~has completed all of the following requirements:~~

1502 ~~a. Thirty-six semester hours or 48 quarter hours of~~
1503 ~~graduate coursework, which must include a minimum of 3 semester~~
1504 ~~hours or 4 quarter hours of graduate-level course credits in~~
1505 ~~each of the following nine areas: dynamics of marriage and~~
1506 ~~family systems; marriage therapy and counseling theory and~~
1507 ~~techniques; family therapy and counseling theory and techniques;~~
1508 ~~individual human development theories throughout the life cycle;~~
1509 ~~personality theory or general counseling theory and techniques;~~
1510 ~~psychopathology; human sexuality theory and counseling~~
1511 ~~techniques; psychosocial theory; and substance abuse theory and~~
1512 ~~counseling techniques. Courses in research, evaluation,~~
1513 ~~appraisal, assessment, or testing theories and procedures;~~
1514 ~~thesis or dissertation work; or practicums, internships, or~~
1515 ~~fieldwork may not be applied toward this requirement.~~

1516 ~~b. A minimum of one graduate-level course of 3 semester~~
1517 ~~hours or 4 quarter hours in legal, ethical, and professional~~
1518 ~~standards issues in the practice of marriage and family therapy~~
1519 ~~or a course determined by the board to be equivalent.~~

1520 ~~e. A minimum of one graduate-level course of 3 semester~~
1521 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~
1522 ~~and testing for individual or interpersonal disorder or~~
1523 ~~dysfunction; and a minimum of one 3-semester-hour or 4-quarter-~~
1524 ~~hour graduate-level course in behavioral research which focuses~~

1525 ~~on the interpretation and application of research data as it~~
1526 ~~applies to clinical practice. Credit for thesis or dissertation~~
1527 ~~work, practicums, internships, or fieldwork may not be applied~~
1528 ~~toward this requirement.~~

1529 ~~d. A minimum of one supervised clinical practicum,~~
1530 ~~internship, or field experience in a marriage and family~~
1531 ~~counseling setting, during which the student provided 180 direct~~
1532 ~~client contact hours of marriage and family therapy services~~
1533 ~~under the supervision of an individual who met the requirements~~
1534 ~~for supervision under paragraph (c). This requirement may be met~~
1535 ~~by a supervised practice experience which took place outside the~~
1536 ~~academic arena, but which is certified as equivalent to a~~
1537 ~~graduate-level practicum or internship program which required a~~
1538 ~~minimum of 180 direct client contact hours of marriage and~~
1539 ~~family therapy services currently offered within an academic~~
1540 ~~program of a college or university accredited by an accrediting~~
1541 ~~agency approved by the United States Department of Education, or~~
1542 ~~an institution which is publicly recognized as a member in good~~
1543 ~~standing with the Association of Universities and Colleges of~~
1544 ~~Canada or a training institution accredited by the Commission on~~
1545 ~~Accreditation for Marriage and Family Therapy Education~~
1546 ~~recognized by the United States Department of Education.~~
1547 ~~Certification shall be required from an official of such~~
1548 ~~college, university, or training institution.~~

1549 2. If the course title that ~~which~~ appears on the

1550 applicant's transcript does not clearly identify the content of
1551 the coursework, the applicant shall ~~be required to~~ provide
1552 additional documentation, including, but not limited to, a
1553 syllabus or catalog description published for the course.
1554

1555 The required master's degree must have been received in an
1556 institution of higher education that, ~~which~~ at the time the
1557 applicant graduated, was ~~+~~ fully accredited by a regional
1558 accrediting body recognized by the Commission on Recognition of
1559 Postsecondary Accreditation or ~~+~~ publicly recognized as a member
1560 in good standing with the Association of Universities and
1561 Colleges of Canada, + or an institution of higher education
1562 located outside the United States and Canada, + which, + at the time
1563 the applicant was enrolled and at the time the applicant
1564 graduated, + maintained a standard of training substantially
1565 equivalent to the standards of training of those institutions in
1566 the United States which are accredited by a regional accrediting
1567 body recognized by the Commission on Recognition of
1568 Postsecondary Accreditation. Such foreign education and training
1569 must have been received in an institution or program of higher
1570 education officially recognized by the government of the country
1571 in which it is located as an institution or program to train
1572 students to practice as professional marriage and family
1573 therapists or psychotherapists. The applicant has the burden of
1574 establishing that the requirements of this provision have been

1575 met ~~shall be upon the applicant~~, and the board shall require
1576 documentation, such as, ~~but not limited to~~, an evaluation by a
1577 foreign equivalency determination service, as evidence that the
1578 applicant's graduate degree program and education were
1579 equivalent to an accredited program in this country. An
1580 applicant with a master's degree from a program that ~~which~~ did
1581 not emphasize marriage and family therapy may complete the
1582 coursework requirement in a training institution fully
1583 accredited by the Commission on Accreditation for Marriage and
1584 Family Therapy Education recognized by the United States
1585 Department of Education.

1586 (c) Has had at least 2 years of clinical experience during
1587 which 50 percent of the applicant's clients were receiving
1588 marriage and family therapy services, which must be at the post-
1589 master's level under the supervision of a licensed marriage and
1590 family therapist with at least 5 years of experience, or the
1591 equivalent, who is a qualified supervisor as determined by the
1592 board. An individual who intends to practice in Florida to
1593 satisfy the clinical experience requirements must register
1594 pursuant to s. 491.0045 before commencing practice. If a
1595 graduate has a master's degree with a major emphasis in marriage
1596 and family therapy or a closely related field which ~~that~~ did not
1597 include all of the coursework required by subparagraph (b)1.
1598 ~~under sub-subparagraphs (b)1.a.-c.~~, credit for the post-master's
1599 level clinical experience may ~~shall~~ not commence until the

1600 applicant has completed a minimum of 10 of the courses required
1601 by subparagraph (b)1. ~~under sub-subparagraphs (b)1.a.-c.,~~ as
1602 determined by the board, and at least 6 semester hours or 9
1603 quarter hours of the course credits must have been completed in
1604 the area of marriage and family systems, theories, or
1605 techniques. Within the 2 ~~3~~ years of required experience, the
1606 applicant shall provide direct individual, group, or family
1607 therapy and counseling, ~~to include the following categories of~~
1608 cases including those involving unmarried dyads, married
1609 couples, separating and divorcing couples, and family groups
1610 that include ~~including~~ children. A doctoral internship may be
1611 applied toward the clinical experience requirement. A licensed
1612 mental health professional must be on the premises when clinical
1613 services are provided by a registered intern in a private
1614 practice setting.

1615 (d) Has passed a theory and practice examination provided
1616 by the department ~~for this purpose.~~

1617 (e) Has demonstrated, in a manner designated by board rule
1618 ~~of the board~~, knowledge of the laws and rules governing the
1619 practice of clinical social work, marriage and family therapy,
1620 and mental health counseling.

1621 ~~(f)~~

1622
1623 For the purposes of dual licensure, the department shall license
1624 as a marriage and family therapist any person who meets the

1625 requirements of s. 491.0057. Fees for dual licensure may ~~shall~~
 1626 not exceed those stated in this subsection.

1627 (4) MENTAL HEALTH COUNSELING.—Upon verification of
 1628 documentation and payment of a fee not to exceed \$200, as set by
 1629 board rule, plus the actual per applicant cost of ~~to the~~
 1630 ~~department for~~ purchase of the examination from the National
 1631 Board for Certified Counselors or its successor Professional
 1632 Examination Service for the National Academy of Certified
 1633 Clinical Mental Health Counselors or a similar national
 1634 organization, the department shall issue a license as a mental
 1635 health counselor to an applicant who the board certifies:

1636 (a) Has submitted an application and paid the appropriate
 1637 fee.

1638 (b)1. Has a minimum of an earned master's degree from a
 1639 mental health counseling program accredited by the Council for
 1640 the Accreditation of Counseling and Related Educational Programs
 1641 which ~~that~~ consists of at least 60 semester hours or 80 quarter
 1642 hours of clinical and didactic instruction, including a course
 1643 in human sexuality and a course in substance abuse. If the
 1644 master's degree is earned from a program related to the practice
 1645 of mental health counseling which ~~that~~ is not accredited by the
 1646 Council for the Accreditation of Counseling and Related
 1647 Educational Programs, then the coursework and practicum,
 1648 internship, or fieldwork must consist of at least 60 semester
 1649 hours or 80 quarter hours and meet all of the following

1650 requirements:

1651 a. Thirty-three semester hours or 44 quarter hours of
1652 graduate coursework, which must include a minimum of 3 semester
1653 hours or 4 quarter hours of graduate-level coursework in each of
1654 the following 11 content areas: counseling theories and
1655 practice; human growth and development; diagnosis and treatment
1656 of psychopathology; human sexuality; group theories and
1657 practice; individual evaluation and assessment; career and
1658 lifestyle assessment; research and program evaluation; social
1659 and cultural foundations; substance abuse; and legal, ethical,
1660 and professional standards issues in the practice of mental
1661 health counseling in community settings; and substance abuse.
1662 Courses in research, thesis or dissertation work, practicums,
1663 internships, or fieldwork may not be applied toward this
1664 requirement.

1665 b. A minimum of 3 semester hours or 4 quarter hours of
1666 graduate-level coursework addressing diagnostic processes,
1667 including differential diagnosis and the use of the current
1668 diagnostic tools, such as the current edition of the American
1669 Psychiatric Association's Diagnostic and Statistical Manual of
1670 Mental Disorders. The graduate program must have emphasized the
1671 common core curricular experience in legal, ethical, and
1672 professional standards issues in the practice of mental health
1673 counseling, which includes goals, objectives, and practices of
1674 professional counseling organizations, codes of ethics, legal

1675 ~~considerations, standards of preparation, certifications and~~
1676 ~~licensing, and the role identity and professional obligations of~~
1677 ~~mental health counselors. Courses in research, thesis or~~
1678 ~~dissertation work, practicums, internships, or fieldwork may not~~
1679 ~~be applied toward this requirement.~~

1680 c. The equivalent, as determined by the board, of at least
1681 700 ~~1,000~~ hours of university-sponsored supervised clinical
1682 practicum, internship, or field experience that includes at
1683 least 280 hours of direct client services, as required in the
1684 accrediting standards of the Council for Accreditation of
1685 Counseling and Related Educational Programs for mental health
1686 counseling programs. This experience may not be used to satisfy
1687 the post-master's clinical experience requirement.

1688 2. Has provided additional documentation if a ~~the~~ course
1689 title that ~~which~~ appears on the applicant's transcript does not
1690 clearly identify the content of the coursework. ~~The applicant~~
1691 ~~shall be required to provide additional documentation must~~
1692 include, including, but is not limited to, a syllabus or catalog
1693 description published for the course.

1694
1695 Education and training in mental health counseling must have
1696 been received in an institution of higher education that, which
1697 at the time the applicant graduated, ~~was~~ fully accredited by a
1698 regional accrediting body recognized by the Council for Higher
1699 Education Accreditation or its successor organization or

1700 ~~Commission on Recognition of Postsecondary Accreditation;~~
1701 publicly recognized as a member in good standing with the
1702 Association of Universities and Colleges of Canada,~~†~~ or an
1703 institution of higher education located outside the United
1704 States and Canada,~~†~~ which,‡ at the time the applicant was enrolled
1705 and at the time the applicant graduated,‡ maintained a standard
1706 of training substantially equivalent to the standards of
1707 training of those institutions in the United States which are
1708 accredited by a regional accrediting body recognized by the
1709 Council for Higher Education Accreditation or its successor
1710 organization ~~Commission on Recognition of Postsecondary~~
1711 ~~Accreditation~~. Such foreign education and training must have
1712 been received in an institution or program of higher education
1713 officially recognized by the government of the country in which
1714 it is located as an institution or program to train students to
1715 practice as mental health counselors. The applicant has the
1716 burden of establishing that the requirements of this provision
1717 have been met ~~shall be upon the applicant~~, and the board shall
1718 require documentation, such as, ~~but not limited to,~~ an
1719 evaluation by a foreign equivalency determination service, as
1720 evidence that the applicant's graduate degree program and
1721 education were equivalent to an accredited program in this
1722 country. Beginning July 1, 2025, an applicant must have a
1723 master's degree from a program that is accredited by the Council
1724 for Accreditation of Counseling and Related Educational Programs

1725 which consists of at least 60 semester hours or 80 quarter hours
1726 to apply for licensure under this paragraph.

1727 (c) Has had at least 2 years of clinical experience in
1728 mental health counseling, which must be at the post-master's
1729 level under the supervision of a licensed mental health
1730 counselor or the equivalent who is a qualified supervisor as
1731 determined by the board. An individual who intends to practice
1732 in Florida to satisfy the clinical experience requirements must
1733 register pursuant to s. 491.0045 before commencing practice. If
1734 a graduate has a master's degree with a major related to the
1735 practice of mental health counseling which ~~that~~ did not include
1736 all the coursework required under sub-subparagraphs (b)1.a. and
1737 b. ~~(b)1.a.-b.~~, credit for the post-master's level clinical
1738 experience may ~~shall~~ not commence until the applicant has
1739 completed a minimum of seven of the courses required under sub-
1740 subparagraphs (b)1.a. and b. ~~(b)1.a.-b.~~, as determined by the
1741 board, one of which must be a course in psychopathology or
1742 abnormal psychology. A doctoral internship may be applied toward
1743 the clinical experience requirement. A licensed mental health
1744 professional must be on the premises when clinical services are
1745 provided by a registered intern in a private practice setting.

1746 (d) Has passed a theory and practice examination provided
1747 by the department for this purpose.

1748 (e) Has demonstrated, in a manner designated by board rule
1749 ~~of the board~~, knowledge of the laws and rules governing the

1750 practice of clinical social work, marriage and family therapy,
 1751 and mental health counseling.

1752 Section 39. Paragraph (b) of subsection (1) of section
 1753 491.006, Florida Statutes, is amended to read:

1754 491.006 Licensure or certification by endorsement.—

1755 (1) The department shall license or grant a certificate to
 1756 a person in a profession regulated by this chapter who, upon
 1757 applying to the department and remitting the appropriate fee,
 1758 demonstrates to the board that he or she:

1759 (b)1. Holds an active valid license to practice and has
 1760 actively practiced the licensed profession ~~for which licensure~~
 1761 ~~is applied~~ in another state for 3 of the last 5 years
 1762 immediately preceding licensure;—

1763 ~~2. Meets the education requirements of this chapter for~~
 1764 ~~the profession for which licensure is applied.~~

1765 ~~2.3.~~ Has passed a substantially equivalent licensing
 1766 examination in another state or has passed the licensure
 1767 examination in this state in the profession for which the
 1768 applicant seeks licensure; and.

1769 ~~3.4.~~ Holds a license in good standing, is not under
 1770 investigation for an act that would constitute a violation of
 1771 this chapter, and has not been found to have committed any act
 1772 that would constitute a violation of this chapter.

1773
 1774 The fees paid by any applicant for certification as a master

1775 social worker under this section are nonrefundable.

1776 Section 40. Subsection (3) of section 491.007, Florida
 1777 Statutes, is amended to read:

1778 491.007 Renewal of license, registration, or certificate.—

1779 ~~(3) The board or department shall prescribe by rule a~~
 1780 ~~method for the biennial renewal of an intern registration at a~~
 1781 ~~fee set by rule, not to exceed \$100.~~

1782 Section 41. Subsection (2) of section 491.009, Florida
 1783 Statutes, is amended to read:

1784 491.009 Discipline.—

1785 (2) The board ~~department,~~ or, in the case of certified
 1786 master social workers ~~psychologists,~~ the department ~~board,~~ may
 1787 enter an order denying licensure or imposing any of the
 1788 penalties authorized in s. 456.072(2) against any applicant for
 1789 licensure or any licensee who violates ~~is found guilty of~~
 1790 ~~violating any provision of subsection (1) of this section or who~~
 1791 ~~is found guilty of violating any provision of s. 456.072(1).~~

1792 Section 42. Subsection (2) of section 491.0046, Florida
 1793 Statutes, is amended to read:

1794 491.0046 Provisional license; requirements.—

1795 (2) The department shall issue a provisional clinical
 1796 social worker license, provisional marriage and family therapist
 1797 license, or provisional mental health counselor license to each
 1798 applicant who the board certifies has:

1799 (a) Completed the application form and remitted a

1800 nonrefundable application fee not to exceed \$100, as set by
 1801 board rule; and

1802 (b) Earned a graduate degree in social work, a graduate
 1803 degree with a major emphasis in marriage and family therapy or a
 1804 closely related field, or a graduate degree in a major related
 1805 to the practice of mental health counseling; and

1806 (c) ~~Has~~ Met the following minimum coursework requirements:

1807 1. For clinical social work, a minimum of 15 semester
 1808 hours or 22 quarter hours of the coursework required by s.
 1809 491.005(1)(b)2.b.

1810 2. For marriage and family therapy, 10 of the courses
 1811 required by s. 491.005(3)(b)1. ~~s. 491.005(3)(b)1.a.-c.~~, as
 1812 determined by the board, and at least 6 semester hours or 9
 1813 quarter hours of the course credits must have been completed in
 1814 the area of marriage and family systems, theories, or
 1815 techniques.

1816 3. For mental health counseling, a minimum of seven of the
 1817 courses required under s. 491.005(4)(b)1.a.-c.

1818 Section 43. Subsection (11) of section 945.42, Florida
 1819 Statutes, is amended to read:

1820 945.42 Definitions; ss. 945.40-945.49.—As used in ss.
 1821 945.40-945.49, the following terms shall have the meanings
 1822 ascribed to them, unless the context shall clearly indicate
 1823 otherwise:

1824 (11) "Psychological professional" means a behavioral

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1825 | practitioner who has an approved doctoral degree in psychology
1826 | as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by
1827 | the department or who is licensed as a psychologist pursuant to
1828 | chapter 490.

1829 | Section 44. This act shall take effect July 1, 2020.