

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

26 deleting the requirement that the department base
27 rules governing ambulance or emergency medical
28 services vehicle design and construction on a certain
29 agency's standards and instead requiring the
30 department to base such rules on national standards
31 recognized by the department; amending s. 404.031,
32 F.S.; defining the term "useful beam"; amending s.
33 404.22, F.S.; providing limitations on the
34 maintenance, operation, and modification of certain
35 radiation machines; providing conditions for the
36 authorized exposure of human beings to the radiation
37 emitted from a radiation machine; amending s. 456.013,
38 F.S.; revising health care practitioner licensure
39 application requirements; authorizing the board or
40 department to issue a temporary license to certain
41 applicants which expires after 60 days; amending s.
42 456.053, F.S.; revising the definition of the term
43 "referral"; creating s. 408.064, F.S.; requiring the
44 agency to create a webpage to provide information to
45 patients and their families about direct care workers;
46 providing requirements for the webpage; requiring the
47 agency to display a link on its website to the
48 webpage; repealing s. 456.0721, F.S., relating to
49 health care practitioners in default on student loan
50 or scholarship obligations; amending s. 456.074, F.S.;

51 conforming provisions to changes made by the act;
52 amending s. 458.3145, F.S.; revising the list of
53 individuals who may be issued a medical faculty
54 certificate without examination; amending s. 458.3312,
55 F.S.; removing a prohibition against physicians
56 representing themselves as board-certified specialists
57 in dermatology unless the recognizing agency is
58 reviewed and reauthorized on a specified basis by the
59 Board of Medicine; amending ss. 458.347 and 459.022,
60 F.S.; revising requirements relating to the Council on
61 Physician Assistants membership; conforming provisions
62 to changes made by the act; amending s. 459.0055,
63 F.S.; revising licensure requirements for a person
64 seeking licensure or certification as an osteopathic
65 physician; repealing s. 460.4166, F.S., relating to
66 registered chiropractic assistants; amending s.
67 464.019, F.S.; authorizing the Board of Nursing to
68 adopt specified rules; extending through 2025 the
69 Florida Center for Nursing's responsibility to study
70 and issue an annual report on the implementation of
71 nursing education programs; authorizing certain
72 nursing education programs to apply for an extension
73 for accreditation within a specified timeframe;
74 providing limitations on and eligibility criteria for
75 the extension; providing a tolling provision; amending

76 | s. 464.202, F.S.; requiring the Board of Nursing to
77 | adopt rules that include disciplinary procedures and
78 | standards of practice for certified nursing
79 | assistants; amending s. 464.203, F.S.; revising
80 | certification requirements for nursing assistants;
81 | amending s. 464.204, F.S.; revising grounds for board-
82 | imposed disciplinary sanctions; amending s. 466.006,
83 | F.S.; revising certain examination requirements for
84 | applicants seeking dental licensure; reviving,
85 | reenacting, and amending s. 466.0067, F.S., relating
86 | to the application for a health access dental license;
87 | reviving, reenacting, and amending s. 466.00671, F.S.,
88 | relating to the renewal of such a license; reviving
89 | and reenacting s. 466.00672, F.S., relating to the
90 | revocation of such license; amending s. 466.007, F.S.;
91 | revising requirements for dental hygienist licensure;
92 | amending s. 466.017, F.S.; requiring dentists and
93 | certified registered dental hygienists to report in
94 | writing certain adverse incidents to the department
95 | within a specified timeframe; providing for
96 | disciplinary action by the Board of Dentistry for
97 | violations; defining the term "adverse incident";
98 | authorizing the board to adopt rules; amending s.
99 | 466.031, F.S.; making technical changes; authorizing
100 | an employee or an independent contractor of a dental

101 laboratory, acting as an agent of that dental
102 laboratory, to engage in onsite consultation with a
103 licensed dentist during a dental procedure; amending
104 s. 466.036, F.S.; revising the frequency of dental
105 laboratory inspections during a specified period;
106 amending s. 468.701, F.S.; revising the definition of
107 the term "athletic trainer"; deleting a requirement
108 that is relocated to another section; amending s.
109 468.707, F.S.; revising athletic trainer licensure
110 requirements; amending s. 468.711, F.S.; requiring
111 certain athletic trainer licensees to maintain
112 certification in good standing without lapse as a
113 condition of license renewal; amending s. 468.713,
114 F.S.; requiring that an athletic trainer work within a
115 specified scope of practice; relocating an existing
116 requirement that was stricken from another section;
117 amending s. 468.723, F.S.; requiring the direct
118 supervision of an athletic training student to be in
119 accordance with rules adopted by the Board of Athletic
120 Training; amending s. 468.803, F.S.; revising
121 orthotic, prosthetic, and pedorthic licensure,
122 registration, and examination requirements; amending
123 s. 480.033, F.S.; revising the definition of the term
124 "apprentice"; amending s. 480.041, F.S.; revising
125 qualifications for licensure as a massage therapist;

126 specifying that massage apprentices licensed before a
127 specified date may continue to perform massage therapy
128 as authorized under their licenses; authorizing
129 massage apprentices to apply for full licensure upon
130 completion of their apprenticeships, under certain
131 conditions; repealing s. 480.042, F.S., relating to
132 examinations for licensure as a massage therapist;
133 amending s. 490.003, F.S.; revising the definition of
134 the terms "doctoral-level psychological education" and
135 "doctoral degree in psychology"; amending s. 490.005,
136 F.S.; revising requirements for licensure by
137 examination of psychologists and school psychologists;
138 amending s. 490.006, F.S.; revising requirements for
139 licensure by endorsement of psychologists and school
140 psychologists; amending s. 491.0045, F.S.; exempting
141 clinical social worker interns, marriage and family
142 therapist interns, and mental health counselor interns
143 from registration requirements, under certain
144 circumstances; amending s. 491.005, F.S.; revising
145 requirements for the licensure by examination of
146 marriage and family therapists; revising requirements
147 for the licensure by examination of mental health
148 counselors; amending s. 491.006, F.S.; revising
149 requirements for licensure by endorsement or
150 certification for specified professions; amending s.

151 491.007, F.S.; removing a biennial intern registration
152 fee; amending s. 491.009, F.S.; authorizing the Board
153 of Clinical Social Work, Marriage and Family Therapy,
154 and Mental Health Counseling or, under certain
155 circumstances, the department to enter an order
156 denying licensure or imposing penalties against an
157 applicant for licensure under certain circumstances;
158 amending ss. 491.0046 and 945.42, F.S.; conforming
159 cross-references; reenacting s. 459.021(6), F.S.,
160 relating to registration of osteopathic resident
161 physicians, interns, and fellows, to incorporate the
162 amendment made to s. 459.0055, F.S., in a reference
163 thereto; amending s. 514.0115, F.S.; providing that
164 certain surf pools are exempt from supervision for
165 specified provisions under certain circumstances;
166 providing construction; defining the term "surf pool";
167 amending s. 553.77, F.S.; conforming a cross-
168 reference; amending s. 408.809, F.S.; providing that
169 battery on a specified victim is a disqualifying
170 offense for employment in certain health care
171 facilities; amending s. 456.0135, F.S.; providing that
172 battery on a specified victim is a disqualifying
173 offense for licensure as a health care practitioner;
174 providing for retroactive applicability of specified
175 provisions; providing effective dates.

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

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

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

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

(b) Each Child Protection Team medical director must be a physician licensed under chapter 458 or chapter 459 who is a board-certified physician in pediatrics or family medicine and, within 2 years after the date of employment as a Child Protection Team medical director, obtains a subspecialty certification in child abuse from the American Board of Pediatrics or within 2 years meet the minimum requirements established by a third-party credentialing entity recognizing a demonstrated specialized competence in child abuse pediatrics pursuant to paragraph (d). Each Child Protection Team medical director employed on July 1, 2015, must, by July 1, 2019, either

201 obtain a subspecialty certification in child abuse from the
202 American Board of Pediatrics or meet the minimum requirements
203 established by a third-party credentialing entity recognizing a
204 demonstrated specialized competence in child abuse pediatrics
205 pursuant to paragraph (d). Child Protection Team medical
206 directors shall be responsible for oversight of the teams in the
207 circuits. Each Child Protection Team medical director shall
208 report directly to the Statewide Medical Director for Child
209 Protection.

210 Section 2. Section 381.0042, Florida Statutes, is amended
211 to read:

212 381.0042 Patient care for persons with HIV infection.—The
213 department may establish human immunodeficiency virus ~~acquired~~
214 ~~immune deficiency syndrome~~ patient care networks in each region
215 of the state where the number ~~numbers~~ of cases of ~~acquired~~
216 ~~immune deficiency syndrome~~ and other human immunodeficiency
217 virus transmission ~~infections~~ justifies the establishment of
218 cost-effective regional patient care networks. Such networks
219 shall be delineated by rule of the department which shall take
220 into account natural trade areas and centers of medical
221 excellence that specialize in the treatment of human
222 immunodeficiency virus ~~acquired immune deficiency syndrome~~, as
223 well as available federal, state, and other funds. Each patient
224 care network shall include representation of persons with human
225 immunodeficiency virus infection; health care providers;

226 business interests; the department, including, but not limited
227 to, county health departments; and local units of government.
228 Each network shall plan for the care and treatment of persons
229 with human immunodeficiency virus ~~acquired immune deficiency~~
230 ~~syndrome and acquired immune deficiency syndrome related complex~~
231 in a cost-effective, dignified manner that ~~which~~ emphasizes
232 outpatient and home care. Once per each year, ~~beginning April~~
233 ~~1989~~, each network shall make its recommendations concerning the
234 needs for patient care to the department.

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

237 381.4018 Physician workforce assessment and development.—

238 (3) GENERAL FUNCTIONS.—The department shall maximize the
239 use of existing programs under the jurisdiction of the
240 department and other state agencies and coordinate governmental
241 and nongovernmental stakeholders and resources in order to
242 develop a state strategic plan and assess the implementation of
243 such strategic plan. In developing the state strategic plan, the
244 department shall:

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

249 (b) Develop a model and quantify, on an ongoing basis, the
250 adequacy of the state's current and future physician workforce

251 as reliable data becomes available. Such model must take into
252 account demographics, physician practice status, place of
253 education and training, generational changes, population growth,
254 economic indicators, and issues concerning the "pipeline" into
255 medical education.

256 (c) Develop and recommend strategies to determine whether
257 the number of qualified medical school applicants who might
258 become competent, practicing physicians in this state will be
259 sufficient to meet the capacity of the state's medical schools.
260 If appropriate, the department shall, working with
261 representatives of appropriate governmental and nongovernmental
262 entities, develop strategies and recommendations and identify
263 best practice programs that introduce health care as a
264 profession and strengthen skills needed for medical school
265 admission for elementary, middle, and high school students, and
266 improve premedical education at the precollege and college level
267 in order to increase this state's potential pool of medical
268 students.

269 (d) Develop strategies to ensure that the number of
270 graduates from the state's public and private allopathic and
271 osteopathic medical schools is adequate to meet physician
272 workforce needs, based on the analysis of the physician
273 workforce data, so as to provide a high-quality medical
274 education to students in a manner that recognizes the uniqueness
275 of each new and existing medical school in this state.

276 (e) Pursue strategies and policies to create, expand, and
277 maintain graduate medical education positions in the state based
278 on the analysis of the physician workforce data. Such strategies
279 and policies must take into account the effect of federal
280 funding limitations on the expansion and creation of positions
281 in graduate medical education. The department shall develop
282 options to address such federal funding limitations. The
283 department shall consider options to provide direct state
284 funding for graduate medical education positions in a manner
285 that addresses requirements and needs relative to accreditation
286 of graduate medical education programs. The department shall
287 consider funding residency positions as a means of addressing
288 needed physician specialty areas, rural areas having a shortage
289 of physicians, and areas of ongoing critical need, and as a
290 means of addressing the state's physician workforce needs based
291 on an ongoing analysis of physician workforce data.

292 (f) Develop strategies to maximize federal and state
293 programs that provide for the use of incentives to attract
294 physicians to this state or retain physicians within the state.
295 Such strategies should explore and maximize federal-state
296 partnerships that provide incentives for physicians to practice
297 in federally designated shortage areas, in otherwise medically
298 underserved areas, or in rural areas. Strategies shall also
299 consider the use of state programs, such as the Medical
300 Education Reimbursement and Loan Repayment Program pursuant to

301 s. 1009.65, which provide for education loan repayment or loan
302 forgiveness and provide monetary incentives for physicians to
303 relocate to underserved areas of the state.

304 (g) Coordinate and enhance activities relative to
305 physician workforce needs, undergraduate medical education,
306 graduate medical education, and reentry of retired military and
307 other physicians into the physician workforce provided by the
308 Division of Medical Quality Assurance, area health education
309 center networks established pursuant to s. 381.0402, and other
310 offices and programs within the department as designated by the
311 State Surgeon General.

312 (h) Work in conjunction with and act as a coordinating
313 body for governmental and nongovernmental stakeholders to
314 address matters relating to the state's physician workforce
315 assessment and development for the purpose of ensuring an
316 adequate supply of well-trained physicians to meet the state's
317 future needs. Such governmental stakeholders shall include, but
318 need not be limited to, the State Surgeon General or his or her
319 designee, the Commissioner of Education or his or her designee,
320 the Secretary of Health Care Administration or his or her
321 designee, and the Chancellor of the State University System or
322 his or her designee, and, at the discretion of the department,
323 other representatives of state and local agencies that are
324 involved in assessing, educating, or training the state's
325 current or future physicians. Other stakeholders shall include,

326 but need not be limited to, organizations representing the
327 state's public and private allopathic and osteopathic medical
328 schools; organizations representing hospitals and other
329 institutions providing health care, particularly those that
330 currently provide or have an interest in providing accredited
331 medical education and graduate medical education to medical
332 students and medical residents; organizations representing
333 allopathic and osteopathic practicing physicians; and, at the
334 discretion of the department, representatives of other
335 organizations or entities involved in assessing, educating, or
336 training the state's current or future physicians.

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

340 (j) Act as a clearinghouse for collecting and
341 disseminating information concerning the physician workforce and
342 medical education continuum in this state.

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

348 Section 4. Paragraph (c) of subsection (4) of section
349 381.915, Florida Statutes, is amended to read:

350 381.915 Florida Consortium of National Cancer Institute

351 Centers Program.—

352 (4) Tier designations and corresponding weights within the
353 Florida Consortium of National Cancer Institute Centers Program
354 are as follows:

355 (c) Tier 3: Florida-based cancer centers seeking
356 designation as either a NCI-designated cancer center or NCI-
357 designated comprehensive cancer center, which shall be weighted
358 at 1.0.

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

362 a. Conducting cancer-related basic scientific research and
363 cancer-related population scientific research;

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

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

370 d. Offering degree-granting programs or affiliating with
371 universities through degree-granting programs accredited or
372 approved by a nationally recognized agency and offered through
373 the center or through the center in conjunction with another
374 institution accredited by the Commission on Colleges of the
375 Southern Association of Colleges and Schools;

376 e. Providing training to clinical trainees, medical
 377 trainees accredited by the Accreditation Council for Graduate
 378 Medical Education or the American Osteopathic Association, and
 379 postdoctoral fellows recently awarded a doctorate degree; and

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

382 2. The General Appropriations Act or accompanying
 383 legislation may limit the number of cancer centers which shall
 384 receive Tier 3 designations or provide additional criteria for
 385 such designation.

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

388 4. A cancer center that qualifies as a designated Tier 3
 389 center under the criteria provided in subparagraph 1. by July 1,
 390 2014, is authorized to pursue NCI designation as a cancer center
 391 or a comprehensive cancer center until June 30, 2024 ~~for 6 years~~
 392 ~~after qualification.~~

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

395 401.35 Rules.—The department shall adopt rules, including
 396 definitions of terms, necessary to carry out the purposes of
 397 this part.

398 (1) The rules must provide at least minimum standards
 399 governing:

400 (c) Ground ambulance and vehicle equipment and supplies

401 that a licensee with a valid vehicle permit under s. 401.26 is
402 required to maintain to provide basic or advanced life support
403 services at least as comprehensive as those published in the
404 most current edition of the American College of Surgeons,
405 Committee on Trauma, list of essential equipment for ambulances,
406 as interpreted by rules of the department.

407 (d) Ground ambulance or vehicle design and construction
408 based on national standards recognized by the department and at
409 least equal to those most currently recommended by the United
410 States General Services Administration as interpreted by
411 department rule rules of the department.

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

414 404.031 Definitions.—As used in this chapter, unless the
415 context clearly indicates otherwise, the term:

416 (21) "Useful beam" means that portion of the radiation
417 emitted from a radiation machine through the aperture of the
418 machine's beam-limiting device which is designed to focus the
419 radiation on the intended target in order to accomplish the
420 machine's purpose when the machine's exposure controls are in a
421 mode to cause the system to produce radiation.

422 Section 7. Subsections (7) and (8) are added to section
423 404.22, Florida Statutes, to read:

424 404.22 Radiation machines and components; inspection.—

425 (7) Radiation machines that are used to intentionally

426 expose a human being to the useful beam:

427 (a) Must be maintained and operated according to
428 manufacturer standards or nationally recognized consensus
429 standards accepted by the department;

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

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

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

439 (a) For the purpose of medical or health care, if a
440 licensed health care practitioner operating within the scope of
441 his or her practice has determined that the exposure provides a
442 medical or health benefit greater than the health risks posed by
443 the exposure and the health care practitioner uses the results
444 of the exposure in the medical or health care of the exposed
445 individual; or

446 (b) For the purpose of providing security for facilities
447 or other venues, if the exposure is determined to provide a life
448 safety benefit to the individual exposed which is greater than
449 the health risk posed by the exposure. Such determination must
450 be made by an individual trained in evaluating and calculating

451 comparative mortality and morbidity risks according to standards
452 set by the department. To be valid, the calculation and method
453 of making the determination must be submitted to and accepted by
454 the department. Limits to annual total exposure for security
455 purposes must be adopted by department rule based on nationally
456 recognized limits or relevant consensus standards.

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

459 456.013 Department; general licensing provisions.—

460 (1) (a) Any person desiring to be licensed in a profession
461 within the jurisdiction of the department must ~~shall~~ apply to
462 the department in writing ~~to take the licensure examination~~. The
463 application must ~~shall~~ be made on a form prepared and furnished
464 by the department. The application form must be available on the
465 Internet ~~World Wide Web~~ and the department may accept
466 electronically submitted applications. The application shall
467 require the social security number and date of birth of the
468 applicant, except as provided in paragraphs (b) and (c). The
469 form shall be supplemented as needed to reflect any material
470 change in any circumstance or condition stated in the
471 application which takes place between the initial filing of the
472 application and the final grant or denial of the license and
473 which might affect the decision of the department. If an
474 application is submitted electronically, the department may
475 require supplemental materials, including an original signature

476 of the applicant and verification of credentials, to be
477 submitted in a nonelectronic format. An incomplete application
478 shall expire 1 year after initial filing. In order to further
479 the economic development goals of the state, and notwithstanding
480 any law to the contrary, the department may enter into an
481 agreement with the county tax collector for the purpose of
482 appointing the county tax collector as the department's agent to
483 accept applications for licenses and applications for renewals
484 of licenses. The agreement must specify the time within which
485 the tax collector must forward any applications and accompanying
486 application fees to the department.

487 (b) If an applicant has not been issued a social security
488 number by the Federal Government at the time of application
489 because the applicant is not a citizen or resident of this
490 country, the department may process the application using a
491 unique personal identification number. If such an applicant is
492 otherwise eligible for licensure, the board, or the department
493 when there is no board, may issue a temporary license to the
494 applicant, which shall expire 30 days after issuance unless a
495 social security number is obtained and submitted in writing to
496 the department. A temporary license issued under this paragraph
497 to an applicant who has accepted a position with an accredited
498 residency, internship, or fellowship program in this state and
499 is applying for registration under s. 458.345 or s. 459.021
500 shall expire 60 days after issuance unless the applicant obtains

501 a social security number and submits it in writing to the
 502 department. Upon receipt of the applicant's social security
 503 number, the department shall issue a new license, which shall
 504 expire at the end of the current biennium.

505 Section 9. Paragraph (o) of subsection (3) of section
 506 456.053, Florida Statutes, is amended to read:

507 456.053 Financial arrangements between referring health
 508 care providers and providers of health care services.—

509 (3) DEFINITIONS.—For the purpose of this section, the
 510 word, phrase, or term:

511 (o) "Referral" means any referral of a patient by a health
 512 care provider for health care services, including, without
 513 limitation:

514 1. The forwarding of a patient by a health care provider
 515 to another health care provider or to an entity which provides
 516 or supplies designated health services or any other health care
 517 item or service; or

518 2. The request or establishment of a plan of care by a
 519 health care provider, which includes the provision of designated
 520 health services or other health care item or service.

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

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

524 b. By a physician specializing in the provision of
 525 radiation therapy services for such services.

526 c. By a medical oncologist for drugs and solutions to be
527 prepared and administered intravenously to such oncologist's
528 patient, as well as for the supplies and equipment used in
529 connection therewith to treat such patient for cancer and the
530 complications thereof.

531 d. By a cardiologist for cardiac catheterization services.

532 e. By a pathologist for diagnostic clinical laboratory
533 tests and pathological examination services, if furnished by or
534 under the supervision of such pathologist pursuant to a
535 consultation requested by another physician.

536 f. By a health care provider who is the sole provider or
537 member of a group practice for designated health services or
538 other health care items or services that are prescribed or
539 provided solely for such referring health care provider's or
540 group practice's own patients, and that are provided or
541 performed by or under the direct supervision of such referring
542 health care provider or group practice; provided, however, that
543 effective July 1, 1999, a physician licensed pursuant to chapter
544 458, chapter 459, chapter 460, or chapter 461 may refer a
545 patient to a sole provider or group practice for diagnostic
546 imaging services, excluding radiation therapy services, for
547 which the sole provider or group practice billed both the
548 technical and the professional fee for or on behalf of the
549 patient, if the referring physician has no investment interest
550 in the practice. The diagnostic imaging service referred to a

551 group practice or sole provider must be a diagnostic imaging
552 service normally provided within the scope of practice to the
553 patients of the group practice or sole provider. The group
554 practice or sole provider may accept no more than 15 percent of
555 their patients receiving diagnostic imaging services from
556 outside referrals, excluding radiation therapy services.
557 However, the 15 percent limitation of this sub-subparagraph and
558 the requirements of subparagraph (4)(a)2. do not apply to a
559 group practice entity that owns an accountable care organization
560 or an entity operating under an advanced alternative payment
561 model according to federal regulations if such entity provides
562 diagnostic imaging services and has more than 30,000 patients
563 enrolled per year.

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

566 h. By a urologist for lithotripsy services.

567 i. By a dentist for dental services performed by an
568 employee of or health care provider who is an independent
569 contractor with the dentist or group practice of which the
570 dentist is a member.

571 j. By a physician for infusion therapy services to a
572 patient of that physician or a member of that physician's group
573 practice.

574 k. By a nephrologist for renal dialysis services and
575 supplies, except laboratory services.

576 1. By a health care provider whose principal professional
577 practice consists of treating patients in their private
578 residences for services to be rendered in such private
579 residences, except for services rendered by a home health agency
580 licensed under chapter 400. For purposes of this sub-
581 subparagraph, the term "private residences" includes patients'
582 private homes, independent living centers, and assisted living
583 facilities, but does not include skilled nursing facilities.

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

585 Section 10. Section 408.064, Florida Statutes, is created
586 to read:

587 408.064 Direct care worker education and awareness.-

588 (1) The agency shall create a webpage dedicated solely to
589 providing information to patients and their families about
590 direct care workers, as defined in s. 408.822, including, but
591 not limited to, a description of:

592 (a) Each type of direct care worker, including any
593 licensure or certification requirements.

594 (b) The services that each type of direct care worker
595 typically provides.

596 (c) The business relationship that each type of direct
597 care worker typically has with a patient or a patient's family,
598 including the responsibilities of the consumer for each type of
599 business relationship.

600 (2) The webpage shall contain a link to health-related

601 data required by s. 408.05, which allows consumers to search and
602 locate direct care workers by county and statewide. The agency
603 shall prominently display a link on its website to the webpage
604 created under this section.

605 Section 11. Section 456.0721, Florida Statutes, is
606 repealed.

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

609 456.074 Certain health care practitioners; immediate
610 suspension of license.—

611 ~~(4) Upon receipt of information that a Florida-licensed~~
612 ~~health care practitioner has defaulted on a student loan issued~~
613 ~~or guaranteed by the state or the Federal Government, the~~
614 ~~department shall notify the licensee by certified mail that he~~
615 ~~or she shall be subject to immediate suspension of license~~
616 ~~unless, within 45 days after the date of mailing, the licensee~~
617 ~~provides proof that new payment terms have been agreed upon by~~
618 ~~all parties to the loan. The department shall issue an emergency~~
619 ~~order suspending the license of any licensee who, after 45 days~~
620 ~~following the date of mailing from the department, has failed to~~
621 ~~provide such proof. Production of such proof shall not prohibit~~
622 ~~the department from proceeding with disciplinary action against~~
623 ~~the licensee pursuant to s. 456.073.~~

624 Section 13. Subsection (1) of section 458.3145, Florida
625 Statutes, is amended to read:

626 458.3145 Medical faculty certificate.—

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

629 (a) Is a graduate of an accredited medical school or its
630 equivalent, or is a graduate of a foreign medical school listed
631 with the World Health Organization;

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

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

636 (d) Has completed an approved residency or fellowship of
637 at least 1 year or has received training which has been
638 determined by the board to be equivalent to the 1-year residency
639 requirement;

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

641 (f) Is of good moral character;

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

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

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

- 653 1. The University of Florida;
- 654 2. The University of Miami;
- 655 3. The University of South Florida;
- 656 4. The Florida State University;
- 657 5. The Florida International University;
- 658 6. The University of Central Florida;
- 659 7. The Mayo Clinic College of Medicine and Science in
 660 Jacksonville, Florida;
- 661 8. The Florida Atlantic University; ~~or~~
- 662 9. The Johns Hopkins All Children's Hospital in St.
 663 Petersburg, Florida;
- 664 10. Nova Southeastern University; or
- 665 11. Lake Erie College of Osteopathic Medicine.

666 Section 14. Section 458.3312, Florida Statutes, is amended
 667 to read:

668 458.3312 Specialties.—A physician licensed under this
 669 chapter may not hold himself or herself out as a board-certified
 670 specialist unless the physician has received formal recognition
 671 as a specialist from a specialty board of the American Board of
 672 Medical Specialties or other recognizing agency that has been
 673 approved by the board. However, a physician may indicate the
 674 services offered and may state that his or her practice is
 675 limited to one or more types of services when this accurately

676 reflects the scope of practice of the physician. ~~A physician may~~
677 ~~not hold himself or herself out as a board-certified specialist~~
678 ~~in dermatology unless the recognizing agency, whether authorized~~
679 ~~in statute or by rule, is triennially reviewed and reauthorized~~
680 ~~by the Board of Medicine.~~

681 Section 15. Paragraphs (a) and (b) of subsection (9) of
682 section 458.347, Florida Statutes, are amended to read:

683 458.347 Physician assistants.—

684 (9) COUNCIL ON PHYSICIAN ASSISTANTS.—The Council on
685 Physician Assistants is created within the department.

686 (a) The council shall consist of five members appointed as
687 follows:

688 1. The chairperson of the Board of Medicine shall appoint
689 one member ~~three members~~ who is a physician and member ~~are~~
690 ~~physicians and members~~ of the Board of Medicine who supervises.
691 ~~One of the physicians must supervise~~ a physician assistant in
692 the physician's practice.

693 2. The chairperson of the Board of Osteopathic Medicine
694 shall appoint one member who is a physician and ~~a~~ member of the
695 Board of Osteopathic Medicine who supervises a physician
696 assistant in the physician's practice.

697 3. The State Surgeon General or his or her designee shall
698 appoint three ~~a~~ fully licensed physician assistants ~~assistant~~
699 licensed under this chapter or chapter 459.

700 (b) ~~Two of the members appointed to the council must be~~

701 ~~physicians who supervise physician assistants in their practice.~~
 702 Members shall be appointed to terms of 4 years, except that of
 703 the initial appointments, two members shall be appointed to
 704 terms of 2 years, two members shall be appointed to terms of 3
 705 years, and one member shall be appointed to a term of 4 years,
 706 as established by rule of the boards. Council members may not
 707 serve more than two consecutive terms. The council shall
 708 annually elect a chairperson from among its members.

709 Section 16. Paragraphs (a) and (b) of subsection (9) of
 710 section 459.022, Florida Statutes, are amended to read:

711 459.022 Physician assistants.—

712 (9) COUNCIL ON PHYSICIAN ASSISTANTS.—The Council on
 713 Physician Assistants is created within the department.

714 (a) The council shall consist of five members appointed as
 715 follows:

716 1. The chairperson of the Board of Medicine shall appoint
 717 one member ~~three members~~ who is a physician and member ~~are~~
 718 ~~physicians and members~~ of the Board of Medicine who supervises.
 719 ~~One of the physicians must supervise~~ a physician assistant in
 720 the physician's practice.

721 2. The chairperson of the Board of Osteopathic Medicine
 722 shall appoint one member who is a physician and ~~a~~ member of the
 723 Board of Osteopathic Medicine who supervises a physician
 724 assistant in the physician's practice.

725 3. The State Surgeon General or her or his designee shall

726 | appoint three a fully licensed physician assistants ~~assistant~~
727 | licensed under chapter 458 or this chapter.

728 | (b) ~~Two of the members appointed to the council must be~~
729 | ~~physicians who supervise physician assistants in their practice.~~

730 | Members shall be appointed to terms of 4 years, except that of
731 | the initial appointments, two members shall be appointed to
732 | terms of 2 years, two members shall be appointed to terms of 3
733 | years, and one member shall be appointed to a term of 4 years,
734 | as established by rule of the boards. Council members may not
735 | serve more than two consecutive terms. The council shall
736 | annually elect a chairperson from among its members.

737 | Section 17. Subsection (1) of section 459.0055, Florida
738 | Statutes, is amended to read:

739 | 459.0055 General licensure requirements.—

740 | (1) Except as otherwise provided herein, any person
741 | desiring to be licensed or certified as an osteopathic physician
742 | pursuant to this chapter shall:

743 | (a) Complete an application form and submit the
744 | appropriate fee to the department;

745 | (b) Be at least 21 years of age;

746 | (c) Be of good moral character;

747 | (d) Have completed at least 3 years of preprofessional
748 | postsecondary education;

749 | (e) Have not previously committed any act that would
750 | constitute a violation of this chapter, unless the board

751 determines that such act does not adversely affect the
752 applicant's present ability and fitness to practice osteopathic
753 medicine;

754 (f) Not be under investigation in any jurisdiction for an
755 act that would constitute a violation of this chapter. If, upon
756 completion of such investigation, it is determined that the
757 applicant has committed an act that would constitute a violation
758 of this chapter, the applicant is ineligible for licensure
759 unless the board determines that such act does not adversely
760 affect the applicant's present ability and fitness to practice
761 osteopathic medicine;

762 (g) Have not had an application for a license to practice
763 osteopathic medicine denied or a license to practice osteopathic
764 medicine revoked, suspended, or otherwise acted against by the
765 licensing authority of any jurisdiction unless the board
766 determines that the grounds on which such action was taken do
767 not adversely affect the applicant's present ability and fitness
768 to practice osteopathic medicine. A licensing authority's
769 acceptance of a physician's relinquishment of license,
770 stipulation, consent order, or other settlement, offered in
771 response to or in anticipation of the filing of administrative
772 charges against the osteopathic physician, shall be considered
773 action against the osteopathic physician's license;

774 (h) Not have received less than a satisfactory evaluation
775 from an internship, residency, or fellowship training program,

776 unless the board determines that such act does not adversely
777 affect the applicant's present ability and fitness to practice
778 osteopathic medicine. Such evaluation shall be provided by the
779 director of medical education from the medical training
780 facility;

781 (i) Have met the criteria set forth in s. 459.0075, s.
782 459.0077, or s. 459.021, whichever is applicable;

783 (j) Submit to the department a set of fingerprints on a
784 form and under procedures specified by the department, along
785 with a payment in an amount equal to the costs incurred by the
786 Department of Health for the criminal background check of the
787 applicant;

788 (k) Demonstrate that he or she is a graduate of a medical
789 college recognized and approved by the American Osteopathic
790 Association;

791 (l) Demonstrate that she or he has successfully completed
792 an internship or residency ~~a resident internship~~ of not less
793 than 12 months in a program accredited ~~hospital approved~~ for
794 this purpose by ~~the Board of Trustees of~~ the American
795 Osteopathic Association or the Accreditation Council for
796 Graduate Medical Education ~~any other internship program approved~~
797 ~~by the board upon a showing of good cause by the applicant.~~ This
798 requirement may be waived for an applicant who matriculated in a
799 college of osteopathic medicine during or before 1948; and

800 (m) Demonstrate that she or he has obtained a passing

801 score, as established by rule of the board, on all parts of the
802 examination conducted by the National Board of Osteopathic
803 Medical Examiners or other examination approved by the board no
804 more than 5 years before making application in this state or, if
805 holding a valid active license in another state, that the
806 initial licensure in the other state occurred no more than 5
807 years after the applicant obtained a passing score on the
808 examination conducted by the National Board of Osteopathic
809 Medical Examiners or other substantially similar examination
810 approved by the board.

811 Section 18. Section 460.4166, Florida Statutes, is
812 repealed.

813 Section 19. Effective upon this act becoming a law,
814 subsections (8) and (10) of section 464.019, Florida Statutes,
815 are amended, and paragraph (f) is added to subsection (11) of
816 that section, to read:

817 464.019 Approval of nursing education programs.—

818 (8) RULEMAKING.—The board does not have rulemaking
819 authority to administer this section, except that the board
820 shall adopt rules that prescribe the format for submitting
821 program applications under subsection (1) and annual reports
822 under subsection (3), and to administer the documentation of the
823 accreditation of nursing education programs under subsection
824 (11). The board may adopt rules relating to the nursing
825 curriculum, including rules relating to the uses and limitations

826 of simulation technology, and rules relating to the criteria to
827 qualify for an extension of time to meet the accreditation
828 requirements under paragraph (11)(f). The board may not impose
829 any condition or requirement on an educational institution
830 submitting a program application, an approved program, or an
831 accredited program, except as expressly provided in this
832 section.

833 (10) IMPLEMENTATION STUDY.—The Florida Center for Nursing
834 shall study the administration of this section and submit
835 reports to the Governor, the President of the Senate, and the
836 Speaker of the House of Representatives annually by January 30,
837 through January 30, 2025 ~~2020~~. The annual reports shall address
838 the previous academic year; provide data on the measures
839 specified in paragraphs (a) and (b), as such data becomes
840 available; and include an evaluation of such data for purposes
841 of determining whether this section is increasing the
842 availability of nursing education programs and the production of
843 quality nurses. The department and each approved program or
844 accredited program shall comply with requests for data from the
845 Florida Center for Nursing.

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

- 849 1. The number of programs and student slots available.
850 2. The number of student applications submitted, the

851 number of qualified applicants, and the number of students
852 accepted.

853 3. The number of program graduates.

854 4. Program retention rates of students tracked from
855 program entry to graduation.

856 5. Graduate passage rates on the National Council of State
857 Boards of Nursing Licensing Examination.

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

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

862 1. Program application approval process, including, but
863 not limited to, the number of program applications submitted
864 under subsection (1) ~~and~~ the number of program applications
865 approved and denied by the board under subsection (2) ~~and~~ the
866 number of denials of program applications reviewed under chapter
867 120 ~~and~~ a description of the outcomes of those reviews.

868 2. Accountability processes, including, but not limited
869 to, the number of programs on probationary status, the number of
870 approved programs for which the program director is required to
871 appear before the board under subsection (5), the number of
872 approved programs terminated by the board, the number of
873 terminations reviewed under chapter 120, and a description of
874 the outcomes of those reviews.

875 (c) The Florida Center for Nursing shall complete an

876 | annual assessment of compliance by programs with the
877 | accreditation requirements of subsection (11), include in the
878 | assessment a determination of the accreditation process status
879 | for each program, and submit the assessment as part of the
880 | reports required by this subsection.

881 | (11) ACCREDITATION REQUIRED.—

882 | (f) An approved nursing education program may, no sooner
883 | than 90 days before the deadline for meeting the accreditation
884 | requirements of this subsection, apply to the board for an
885 | extension of the accreditation deadline for a period which does
886 | not exceed 2 years. An additional extension may not be granted.
887 | In order to be eligible for the extension, the approved program
888 | must establish that it has a graduate passage rate of 60 percent
889 | or higher on the National Council of State Boards of Nursing
890 | Licensing Examination for the most recent calendar year and must
891 | meet a majority of the board's additional criteria, including,
892 | but not limited to, all of the following:

893 | 1. A student retention rate of 60 percent or higher for
894 | the most recent calendar year.

895 | 2. A graduate work placement rate of 70 percent or higher
896 | for the most recent calendar year.

897 | 3. The program has applied for approval or been approved
898 | by an institutional or programmatic accreditor recognized by the
899 | United States Department of Education.

900 | 4. The program is in full compliance with subsections (1)

901 and (3) and paragraph (5) (b).

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

904
905 The applicable deadline under this paragraph is tolled from the
906 date on which an approved program applies for an extension until
907 the date on which the board issues a decision on the requested
908 extension.

909 Section 20. Section 464.202, Florida Statutes, is amended
910 to read:

911 464.202 Duties and powers of the board.—The board shall
912 maintain, or contract with or approve another entity to
913 maintain, a state registry of certified nursing assistants. The
914 registry must consist of the name of each certified nursing
915 assistant in this state; other identifying information defined
916 by board rule; certification status; the effective date of
917 certification; other information required by state or federal
918 law; information regarding any crime or any abuse, neglect, or
919 exploitation as provided under chapter 435; and any disciplinary
920 action taken against the certified nursing assistant. The
921 registry shall be accessible to the public, the
922 certificateholder, employers, and other state agencies. The
923 board shall adopt by rule testing procedures for use in
924 certifying nursing assistants and shall adopt rules regulating
925 the practice of certified nursing assistants, including

926 disciplinary procedures and standards of practice, and
927 specifying the scope of practice authorized and the level of
928 supervision required for the practice of certified nursing
929 assistants. The board may contract with or approve another
930 entity or organization to provide the examination services,
931 including the development and administration of examinations.
932 The board shall require that the contract provider offer
933 certified nursing assistant applications via the Internet, and
934 may require the contract provider to accept certified nursing
935 assistant applications for processing via the Internet. The
936 board shall require the contract provider to provide the
937 preliminary results of the certified nursing examination on the
938 date the test is administered. The provider shall pay all
939 reasonable costs and expenses incurred by the board in
940 evaluating the provider's application and performance during the
941 delivery of services, including examination services and
942 procedures for maintaining the certified nursing assistant
943 registry.

944 Section 21. Paragraph (c) of subsection (1) of section
945 464.203, Florida Statutes, is amended to read:

946 464.203 Certified nursing assistants; certification
947 requirement.—

948 (1) The board shall issue a certificate to practice as a
949 certified nursing assistant to any person who demonstrates a
950 minimum competency to read and write and successfully passes the

951 required background screening pursuant to s. 400.215. If the
952 person has successfully passed the required background screening
953 pursuant to s. 400.215 or s. 408.809 within 90 days before
954 applying for a certificate to practice and the person's
955 background screening results are not retained in the
956 clearinghouse created under s. 435.12, the board shall waive the
957 requirement that the applicant successfully pass an additional
958 background screening pursuant to s. 400.215. The person must
959 also meet one of the following requirements:

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

965 Section 22. Paragraph (b) of subsection (1) of section
966 464.204, Florida Statutes, is amended to read:

967 464.204 Denial, suspension, or revocation of
968 certification; disciplinary actions.—

969 (1) The following acts constitute grounds for which the
970 board may impose disciplinary sanctions as specified in
971 subsection (2):

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

974 Section 23. Subsections (3) and (4) of section 466.006,
975 Florida Statutes, are amended to read:

976 466.006 Examination of dentists.—

977 (3) If an applicant is a graduate of a dental college or
 978 school not accredited in accordance with paragraph (2) (b) or of
 979 a dental college or school not approved by the board, the
 980 applicant is not entitled to take the examinations required in
 981 this section to practice dentistry until she or he satisfies one
 982 of the following:

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

986 (b) Submits proof of having successfully completed at
 987 least 2 consecutive academic years at a full-time supplemental
 988 general dentistry program accredited by the American Dental
 989 Association Commission on Dental Accreditation. This program
 990 must provide didactic and clinical education at the level of a
 991 D.D.S. or D.M.D. program accredited by the American Dental
 992 Association Commission on Dental Accreditation. For purposes of
 993 this paragraph, a supplemental general dentistry program does
 994 not include an advanced education program in a dental specialty.

995 (4) Notwithstanding any other provision of law in chapter
 996 456 pertaining to the clinical dental licensure examination or
 997 national examinations, to be licensed as a dentist in this
 998 state, an applicant must successfully complete both of the
 999 following:

1000 (a) A written examination on the laws and rules of the

1001 state regulating the practice of dentistry.~~†~~

1002 (b)~~1.~~ A practical or clinical examination, which must

1003 ~~shall~~ be the American Dental Licensing Examination produced by

1004 the American Board of Dental Examiners, Inc., or its successor

1005 entity, if any, that is administered in this state ~~and graded by~~

1006 ~~dentists licensed in this state and employed by the department~~

1007 ~~for just such purpose~~, provided that the board has attained, and

1008 continues to maintain thereafter, representation on the board of

1009 directors of the American Board of Dental Examiners, the

1010 examination development committee of the American Board of

1011 Dental Examiners, and such other committees of the American

1012 Board of Dental Examiners as the board deems appropriate by rule

1013 to assure that the standards established herein are maintained

1014 organizationally. A passing score on the American Dental

1015 Licensing Examination administered in this state ~~and graded by~~

1016 ~~dentists who are licensed in this state~~ is valid for 365 days

1017 after the date the official examination results are published.

1018 1.2.a. As an alternative to such practical or clinical

1019 examination ~~the requirements of subparagraph 1.~~, an applicant

1020 may submit scores from an American Dental Licensing Examination

1021 previously administered in a jurisdiction other than this state

1022 after October 1, 2011, and such examination results shall be

1023 recognized as valid for the purpose of licensure in this state.

1024 A passing score on the American Dental Licensing Examination

1025 administered out of state ~~out-of-state~~ shall be the same as the

1026 | passing score for the American Dental Licensing Examination
1027 | administered in this state ~~and graded by dentists who are~~
1028 | ~~licensed in this state~~. The examination results are valid for
1029 | 365 days after the date the official examination results are
1030 | published. The applicant must have completed the examination
1031 | after October 1, 2011.

1032 | ~~b.~~ This subparagraph may not be given retroactive
1033 | application.

1034 | 2.3. If the date of an applicant's passing American Dental
1035 | Licensing Examination scores from an examination previously
1036 | administered in a jurisdiction other than this state under
1037 | subparagraph 1. ~~subparagraph 2.~~ is older than 365 days, ~~then~~
1038 | such scores are ~~shall~~ nevertheless ~~be recognized as~~ valid for
1039 | the purpose of licensure in this state, but only if the
1040 | applicant demonstrates that all of the following additional
1041 | standards have been met:

1042 | a.~~(I)~~ The applicant completed the American Dental
1043 | Licensing Examination after October 1, 2011.

1044 | ~~(II)~~ This sub-subparagraph may not be given retroactive
1045 | application;

1046 | b. The applicant graduated from a dental school accredited
1047 | by the American Dental Association Commission on Dental
1048 | Accreditation or its successor entity, if any, or any other
1049 | dental accrediting organization recognized by the United States
1050 | Department of Education. Provided, however, if the applicant did

1051 not graduate from such a dental school, the applicant may submit
1052 proof of having successfully completed a full-time supplemental
1053 general dentistry program accredited by the American Dental
1054 Association Commission on Dental Accreditation of at least 2
1055 consecutive academic years at such accredited sponsoring
1056 institution. Such program must provide didactic and clinical
1057 education at the level of a D.D.S. or D.M.D. program accredited
1058 by the American Dental Association Commission on Dental
1059 Accreditation. For purposes of this sub-subparagraph, a
1060 supplemental general dentistry program does not include an
1061 advanced education program in a dental specialty;

1062 c. The applicant currently possesses a valid and active
1063 dental license in good standing, with no restriction, which has
1064 never been revoked, suspended, restricted, or otherwise
1065 disciplined, from another state or territory of the United
1066 States, the District of Columbia, or the Commonwealth of Puerto
1067 Rico;

1068 d. The applicant submits proof that he or she has never
1069 been reported to the National Practitioner Data Bank, the
1070 Healthcare Integrity and Protection Data Bank, or the American
1071 Association of Dental Boards Clearinghouse. This sub-
1072 subparagraph does not apply if the applicant successfully
1073 appealed to have his or her name removed from the data banks of
1074 these agencies;

1075 e. (I) (A) ~~In the 5 years immediately preceding the date of~~

1076 ~~application for licensure in this state,~~ The applicant submits
1077 ~~must submit~~ proof of having been consecutively engaged in the
1078 full-time practice of dentistry in another state or territory of
1079 the United States, the District of Columbia, or the Commonwealth
1080 of Puerto Rico in the 5 years immediately preceding the date of
1081 application for licensure in this state; ~~or~~

1082 (B) If the applicant has been licensed in another state or
1083 territory of the United States, the District of Columbia, or the
1084 Commonwealth of Puerto Rico for less than 5 years, the applicant
1085 submits ~~must submit~~ proof of having been engaged in the full-
1086 time practice of dentistry since the date of his or her initial
1087 licensure.

1088 (II) As used in this section, "full-time practice" is
1089 defined as a minimum of 1,200 hours per year for each and every
1090 year in the consecutive 5-year period or, when ~~where~~ applicable,
1091 the period since initial licensure, and must include any
1092 combination of the following:

1093 (A) Active clinical practice of dentistry providing direct
1094 patient care.

1095 (B) Full-time practice as a faculty member employed by a
1096 dental or dental hygiene school approved by the board or
1097 accredited by the American Dental Association Commission on
1098 Dental Accreditation.

1099 (C) Full-time practice as a student at a postgraduate
1100 dental education program approved by the board or accredited by

1101 the American Dental Association Commission on Dental
1102 Accreditation.

1103 (III) The board shall develop rules to determine what type
1104 of proof of full-time practice is required and to recoup the
1105 cost to the board of verifying full-time practice under this
1106 section. Such proof must, at a minimum, be:

1107 (A) Admissible as evidence in an administrative
1108 proceeding;

1109 (B) Submitted in writing;

1110 (C) Submitted by the applicant under oath with penalties
1111 of perjury attached;

1112 (D) Further documented by an affidavit of someone
1113 unrelated to the applicant who is familiar with the applicant's
1114 practice and testifies with particularity that the applicant has
1115 been engaged in full-time practice; and

1116 (E) Specifically found by the board to be both credible
1117 and admissible.

1118 (IV) An affidavit of only the applicant is not acceptable
1119 proof of full-time practice unless it is further attested to by
1120 someone unrelated to the applicant who has personal knowledge of
1121 the applicant's practice. If the board deems it necessary to
1122 assess credibility or accuracy, the board may require the
1123 applicant or the applicant's witnesses to appear before the
1124 board and give oral testimony under oath;

1125 f. The applicant submits ~~must submit~~ documentation that he

1126 or she has completed, or will complete before he or she is
 1127 licensed, ~~prior to licensure~~ in this state, continuing education
 1128 equivalent to this state's requirements for the last full
 1129 reporting biennium;

1130 g. The applicant proves ~~must prove~~ that he or she has
 1131 never been convicted of, or pled nolo contendere to, regardless
 1132 of adjudication, any felony or misdemeanor related to the
 1133 practice of a health care profession in any jurisdiction;

1134 h. The applicant has ~~must~~ successfully passed ~~pass~~ a
 1135 written examination on the laws and rules of this state
 1136 regulating the practice of dentistry and ~~must successfully pass~~
 1137 the computer-based diagnostic skills examination; and

1138 i. The applicant submits ~~must submit~~ documentation that he
 1139 or she has successfully completed the applicable examination
 1140 administered by the Joint Commission on National Dental
 1141 Examinations or its successor organization ~~National Board of~~
 1142 ~~Dental Examiners dental examination.~~

1143 Section 24. Notwithstanding the January 1, 2020, repeal of
 1144 section 466.0067, Florida Statutes, that section is revived,
 1145 reenacted, and amended to read:

1146 466.0067 Application for health access dental license.—The
 1147 Legislature finds that there is an important state interest in
 1148 attracting dentists to practice in underserved health access
 1149 settings in this state and further, that allowing out-of-state
 1150 dentists who meet certain criteria to practice in health access

1151 settings without the supervision of a dentist licensed in this
1152 state is substantially related to achieving this important state
1153 interest. Therefore, notwithstanding the requirements of s.
1154 466.006, the board shall grant a health access dental license to
1155 practice dentistry in this state in health access settings as
1156 defined in s. 466.003 to an applicant who ~~that~~:

1157 (1) Files an appropriate application approved by the
1158 board;

1159 (2) Pays an application license fee for a health access
1160 dental license, laws-and-rule exam fee, and an initial licensure
1161 fee. The fees specified in this subsection may not differ from
1162 an applicant seeking licensure pursuant to s. 466.006;

1163 (3) Has not been convicted of or pled nolo contendere to,
1164 regardless of adjudication, any felony or misdemeanor related to
1165 the practice of a health care profession;

1166 (4) Submits proof of graduation from a dental school
1167 accredited by the Commission on Dental Accreditation of the
1168 American Dental Association or its successor agency;

1169 (5) Submits documentation that she or he has completed, or
1170 will obtain before ~~prior to~~ licensure, continuing education
1171 equivalent to this state's requirement for dentists licensed
1172 under s. 466.006 for the last full reporting biennium before
1173 applying for a health access dental license;

1174 (6) Submits proof of her or his successful completion of
1175 parts I and II of the dental examination by the National Board

1176 of Dental Examiners and a state or regional clinical dental
1177 licensing examination that the board has determined effectively
1178 measures the applicant's ability to practice safely;

1179 (7) Currently holds a valid, active~~7~~ dental license in
1180 good standing which has not been revoked, suspended, restricted,
1181 or otherwise disciplined from another of the United States, the
1182 District of Columbia, or a United States territory;

1183 (8) Has never had a license revoked from another of the
1184 United States, the District of Columbia, or a United States
1185 territory;

1186 (9) Has never failed the examination specified in s.
1187 466.006, unless the applicant was reexamined pursuant to s.
1188 466.006 and received a license to practice dentistry in this
1189 state;

1190 (10) Has not been reported to the National Practitioner
1191 Data Bank, unless the applicant successfully appealed to have
1192 his or her name removed from the data bank;

1193 (11) Submits proof that he or she has been engaged in the
1194 active, clinical practice of dentistry providing direct patient
1195 care for 5 years immediately preceding the date of application,
1196 or in instances when the applicant has graduated from an
1197 accredited dental school within the preceding 5 years, submits
1198 proof of continuous clinical practice providing direct patient
1199 care since graduation; and

1200 (12) Has passed an examination covering the laws and rules

1201 of the practice of dentistry in this state as described in s.
 1202 466.006(4) (a).

1203 Section 25. Notwithstanding the January 1, 2020, repeal of
 1204 section 466.00671, Florida Statutes, that section is revived,
 1205 reenacted, and amended to read:

1206 466.00671 Renewal of the health access dental license.—

1207 (1) A health access dental licensee shall apply for
 1208 renewal each biennium. At the time of renewal, the licensee
 1209 shall sign a statement that she or he has complied with all
 1210 continuing education requirements of an active dentist licensee.
 1211 The board shall renew a health access dental license for an
 1212 applicant who ~~that~~:

1213 (a) Submits documentation, as approved by the board, from
 1214 the employer in the health access setting that the licensee has
 1215 at all times pertinent remained an employee;

1216 (b) Has not been convicted of or pled nolo contendere to,
 1217 regardless of adjudication, any felony or misdemeanor related to
 1218 the practice of a health care profession;

1219 (c) Has paid a renewal fee set by the board. The fee
 1220 specified herein may not differ from the renewal fee adopted by
 1221 the board pursuant to s. 466.013. The department may provide
 1222 payment for these fees through the dentist's salary, benefits,
 1223 or other department funds;

1224 (d) Has not failed the examination specified in s. 466.006
 1225 since initially receiving a health access dental license or

1226 since the last renewal; and

1227 (e) Has not been reported to the National Practitioner
 1228 Data Bank, unless the applicant successfully appealed to have
 1229 his or her name removed from the data bank.

1230 (2) The board may undertake measures to independently
 1231 verify the health access dental licensee's ongoing employment
 1232 status in the health access setting.

1233 Section 26. Notwithstanding the January 1, 2020, repeal of
 1234 section 466.00672, Florida Statutes, that section is revived and
 1235 reenacted to read:

1236 466.00672 Revocation of health access dental license.—

1237 (1) The board shall revoke a health access dental license
 1238 upon:

1239 (a) The licensee's termination from employment from a
 1240 qualifying health access setting;

1241 (b) Final agency action determining that the licensee has
 1242 violated any provision of s. 466.027 or s. 466.028, other than
 1243 infractions constituting citation offenses or minor violations;
 1244 or

1245 (c) Failure of the Florida dental licensure examination.

1246 (2) Failure of an individual licensed pursuant to s.
 1247 466.0067 to limit the practice of dentistry to health access
 1248 settings as defined in s. 466.003 constitutes the unlicensed
 1249 practice of dentistry.

1250 Section 27. Paragraph (b) of subsection (4) and paragraph

1251 (a) of subsection (6) of section 466.007, Florida Statutes, are
 1252 amended to read:

1253 466.007 Examination of dental hygienists.—

1254 (4) Effective July 1, 2012, to be licensed as a dental
 1255 hygienist in this state, an applicant must successfully complete
 1256 the following:

1257 (b) A practical or clinical examination approved by the
 1258 board. The examination shall be the Dental Hygiene Examination
 1259 produced by the American Board of Dental Examiners, Inc. (ADEX)
 1260 or its successor entity, if any, if the board finds that the
 1261 successor entity's clinical examination meets or exceeds the
 1262 provisions of this section. The board shall approve the ADEX
 1263 Dental Hygiene Examination if the board has attained and
 1264 continues to maintain representation on the ADEX House of
 1265 Representatives, the ADEX Dental Hygiene Examination Development
 1266 Committee, and such other ADEX Dental Hygiene committees as the
 1267 board deems appropriate through rulemaking to ensure that the
 1268 standards established in this section are maintained
 1269 organizationally. The ADEX Dental Hygiene Examination or the
 1270 examination produced by its successor entity is a comprehensive
 1271 examination in which an applicant must demonstrate skills within
 1272 the dental hygiene scope of practice on a live patient and any
 1273 other components that the board deems necessary for the
 1274 applicant to successfully demonstrate competency for the purpose
 1275 of licensure. ~~The ADEX Dental Hygiene Examination or the~~

1276 ~~examination by the successor entity administered in this state~~
1277 ~~shall be graded by dentists and dental hygienists licensed in~~
1278 ~~this state who are employed by the department for this purpose.~~

1279 (6) (a) A passing score on the ADEX Dental Hygiene
1280 Examination administered out of state must ~~shall~~ be considered
1281 the same as a passing score for the ADEX Dental Hygiene
1282 Examination administered in this state ~~and graded by licensed~~
1283 ~~dentists and dental hygienists.~~

1284 Section 28. Subsections (9) through (15) are added to
1285 section 466.017, Florida Statutes, to read:

1286 466.017 Prescription of drugs; anesthesia.—

1287 (9) Any adverse incident that occurs in an office
1288 maintained by a dentist must be reported to the department. The
1289 required notification to the department must be submitted in
1290 writing by certified mail and postmarked within 48 hours after
1291 the incident occurs.

1292 (10) A dentist practicing in this state must notify the
1293 board in writing by certified mail within 48 hours after any
1294 adverse incident that occurs in the dentist's outpatient
1295 facility. A complete written report must be filed with the board
1296 within 30 days after the incident occurs.

1297 (11) Any certified registered dental hygienist
1298 administering local anesthesia must notify the board in writing
1299 by registered mail within 48 hours after any adverse incident
1300 that was related to or the result of the administration of local

1301 anesthesia. A complete written report must be filed with the
1302 board within 30 days after the mortality or other adverse
1303 incident.

1304 (12) A failure by the dentist or dental hygienist to
1305 timely and completely comply with all the reporting requirements
1306 in this section is the basis for disciplinary action by the
1307 board pursuant to s. 466.028(1).

1308 (13) The department shall review each adverse incident and
1309 determine whether it involved conduct by a health care
1310 professional subject to disciplinary action, in which case s.
1311 456.073 applies. Disciplinary action, if any, shall be taken by
1312 the board under which the health care professional is licensed.

1313 (14) As used in subsections (9)-(13), the term "adverse
1314 incident" means any mortality that occurs during or as the
1315 result of a dental procedure, or an incident that results in a
1316 temporary or permanent physical or mental injury that requires
1317 hospitalization or emergency room treatment of a dental patient
1318 which occurs during or as a direct result of the use of general
1319 anesthesia, deep sedation, moderate sedation, pediatric moderate
1320 sedation, oral sedation, minimal sedation (anxiolysis), nitrous
1321 oxide, or local anesthesia.

1322 (15) The board may adopt rules to administer this section.

1323 Section 29. Section 466.031, Florida Statutes, is amended
1324 to read:

1325 466.031 "Dental laboratories ~~laboratory~~" defined.—

1326 (1) As used in this chapter, the term "dental laboratory"
 1327 ~~as used in this chapter:~~

1328 ~~(1)~~ includes any person, firm, or corporation that ~~who~~
 1329 performs for a fee of any kind, gratuitously, or otherwise,
 1330 directly or through an agent or an employee, by any means or
 1331 method, or ~~who in any way~~ supplies or manufactures artificial
 1332 substitutes for the natural teeth; ~~or who~~ furnishes, supplies,
 1333 constructs, or reproduces or repairs any prosthetic denture,
 1334 bridge, or appliance to be worn in the human mouth; ~~or who~~ in
 1335 any way represents ~~holds~~ itself ~~out~~ as a dental laboratory.

1336 ~~(2)~~ The term does not include a ~~Excludes any~~ dental
 1337 laboratory technician who constructs or repairs dental
 1338 prosthetic appliances in the office of a licensed dentist
 1339 exclusively for that ~~such~~ dentist ~~only and~~ under her or his
 1340 supervision and work order.

1341 (2) An employee or independent contractor of a dental
 1342 laboratory, acting as an agent of that dental laboratory, may
 1343 engage in onsite consultation with a licensed dentist during a
 1344 dental procedure.

1345 Section 30. Section 466.036, Florida Statutes, is amended
 1346 to read:

1347 466.036 Information; periodic inspections; equipment and
 1348 supplies.—The department may require from the applicant for a
 1349 registration certificate to operate a dental laboratory any
 1350 information necessary to carry out the purpose of this chapter,

1351 including proof that the applicant has the equipment and
1352 supplies necessary to operate as determined by rule of the
1353 department, and shall require periodic inspection of all dental
1354 laboratories operating in this state at least once each biennial
1355 registration period. Such inspections must ~~shall~~ include, but
1356 need not be limited to, inspection of sanitary conditions,
1357 equipment, supplies, and facilities on the premises. The
1358 department shall specify dental equipment and supplies that are
1359 not allowed ~~permitted~~ in a registered dental laboratory.

1360 Section 31. Subsection (1) of section 468.701, Florida
1361 Statutes, is amended to read:

1362 468.701 Definitions.—As used in this part, the term:

1363 (1) "Athletic trainer" means a person licensed under this
1364 part who has met the requirements of under ~~under~~ this part, including
1365 the education requirements established ~~as set forth~~ by the
1366 Commission on Accreditation of Athletic Training Education or
1367 its successor organization and necessary credentials from the
1368 Board of Certification. ~~An individual who is licensed as an~~
1369 ~~athletic trainer may not provide, offer to provide, or represent~~
1370 ~~that he or she is qualified to provide any care or services that~~
1371 ~~he or she lacks the education, training, or experience to~~
1372 ~~provide, or that he or she is otherwise prohibited by law from~~
1373 ~~providing.~~

1374 Section 32. Section 468.707, Florida Statutes, is amended
1375 to read:

1376 468.707 Licensure requirements.—Any person desiring to be
 1377 licensed as an athletic trainer shall apply to the department on
 1378 a form approved by the department. An applicant shall also
 1379 provide records or other evidence, as determined by the board,
 1380 to prove he or she has met the requirements of this section. The
 1381 department shall license each applicant who:

1382 (1) Has completed the application form and remitted the
 1383 required fees.

1384 (2) ~~For a person who applies on or after July 1, 2016,~~ Has
 1385 submitted to background screening pursuant to s. 456.0135. The
 1386 board may require a background screening for an applicant whose
 1387 license has expired or who is undergoing disciplinary action.

1388 (3) (a) Has obtained, at a minimum, a bachelor's
 1389 ~~baccalaureate or higher~~ degree from a college or university
 1390 professional athletic training degree program accredited by the
 1391 Commission on Accreditation of Athletic Training Education or
 1392 its successor organization recognized and approved by the United
 1393 States Department of Education or the Commission on Recognition
 1394 of Postsecondary Accreditation, approved by the board, or
 1395 recognized by the Board of Certification, and has passed the
 1396 national examination to be certified by the Board of
 1397 Certification; or—

1398 (b) (4) Has obtained, at a minimum, a bachelor's degree,
 1399 has completed the Board of Certification internship
 1400 requirements, and holds ~~If graduated before 2004,~~ has a current

1401 certification from the Board of Certification.

1402 (4)~~(5)~~ Has current certification in both cardiopulmonary
 1403 resuscitation and the use of an automated external defibrillator
 1404 set forth in the continuing education requirements as determined
 1405 by the board pursuant to s. 468.711.

1406 (5)~~(6)~~ Has completed any other requirements as determined
 1407 by the department and approved by the board.

1408 Section 33. Subsection (3) of section 468.711, Florida
 1409 Statutes, is amended to read:

1410 468.711 Renewal of license; continuing education.—

1411 (3) If initially licensed after January 1, 1998, the
 1412 licensee must be currently certified by the Board of
 1413 Certification or its successor agency and maintain that
 1414 certification in good standing without lapse.

1415 Section 34. Section 468.713, Florida Statutes, is amended
 1416 to read:

1417 468.713 Responsibilities of athletic trainers.—

1418 (1) An athletic trainer shall practice under the direction
 1419 of a physician licensed under chapter 458, chapter 459, chapter
 1420 460, or otherwise authorized by Florida law to practice
 1421 medicine. The physician shall communicate his or her direction
 1422 through oral or written prescriptions or protocols as deemed
 1423 appropriate by the physician for the provision of services and
 1424 care by the athletic trainer. An athletic trainer shall provide
 1425 service or care in the manner dictated by the physician.

1426 (2) An athletic trainer shall work within his or her
 1427 allowable scope of practice as specified by board rule under s.
 1428 468.705. An athletic trainer may not provide, offer to provide,
 1429 or represent that he or she is qualified to provide any care or
 1430 services that he or she lacks the education, training, or
 1431 experience to provide or that he or she is otherwise prohibited
 1432 by law from providing.

1433 Section 35. Subsection (2) of section 468.723, Florida
 1434 Statutes, is amended to read:

1435 468.723 Exemptions.—This part does not prohibit ~~prevent~~ or
 1436 restrict:

1437 (2) An athletic training student acting under the direct
 1438 supervision of a licensed athletic trainer. For purposes of this
 1439 subsection, "direct supervision" means the physical presence of
 1440 an athletic trainer so that the athletic trainer is immediately
 1441 available to the athletic training student and able to intervene
 1442 on behalf of the athletic training student. The supervision must
 1443 comply with board rule ~~in accordance with the standards set~~
 1444 ~~forth by the Commission on Accreditation of Athletic Training~~
 1445 ~~Education or its successor.~~

1446 Section 36. Subsections (1), (3), and (4) of section
 1447 468.803, Florida Statutes, are amended to read:

1448 468.803 License, registration, and examination
 1449 requirements.—

1450 (1) The department shall issue a license to practice

1451 orthotics, prosthetics, or pedorthics, or a registration for a
1452 resident to practice orthotics or prosthetics, to qualified
1453 applicants. Licenses to practice ~~shall be granted independently~~
1454 ~~in~~ orthotics, prosthetics, or pedorthics must be granted
1455 independently, but a person may be licensed in more than one
1456 such discipline, and a prosthetist-orthotist license may be
1457 granted to persons meeting the requirements for licensure both
1458 as a prosthetist and as an orthotist ~~license~~. Registrations to
1459 practice ~~shall be granted independently in~~ orthotics or
1460 prosthetics must be granted independently, and a person may be
1461 registered in both disciplines ~~fields~~ at the same time or
1462 jointly in orthotics and prosthetics as a dual registration.

1463 (3) A person seeking to attain the ~~required~~ orthotics or
1464 prosthetics experience required for licensure in this state must
1465 be approved by the board and registered as a resident by the
1466 department. Although a registration may be held in both
1467 disciplines ~~practice fields~~, for independent registrations the
1468 board may ~~shall~~ not approve a second registration until at least
1469 1 year after the issuance of the first registration.

1470 Notwithstanding subsection (2), a person ~~an applicant~~ who has
1471 been approved by the board and registered by the department in
1472 one discipline ~~practice field~~ may apply for registration in the
1473 second discipline ~~practice field~~ without an additional state or
1474 national criminal history check during the period in which the
1475 first registration is valid. Each independent registration or

1476 dual registration is valid for 2 years after ~~from~~ the date of
1477 issuance unless otherwise revoked by the department upon
1478 recommendation of the board. The board shall set a registration
1479 fee not to exceed \$500 to be paid by the applicant. A
1480 registration may be renewed once by the department upon
1481 recommendation of the board for a period no longer than 1 year,
1482 as such renewal is defined by the board by rule. The
1483 ~~registration~~ renewal fee may ~~shall~~ not exceed one-half the
1484 current registration fee. To be considered by the board for
1485 approval of registration as a resident, the applicant must have
1486 one of the following:

1487 (a) A Bachelor of Science or higher-level postgraduate
1488 degree in orthotics and prosthetics from a regionally accredited
1489 college or university recognized by the Commission on
1490 Accreditation of Allied Health Education Programs. ~~or, at~~

1491 (b) A minimum of, a bachelor's degree from a regionally
1492 accredited college or university and a certificate in orthotics
1493 or prosthetics from a program recognized by the Commission on
1494 Accreditation of Allied Health Education Programs, or its
1495 equivalent, as determined by the board. ~~or~~

1496 (c) A minimum of a bachelor's degree from a regionally
1497 accredited college or university and a dual certificate in both
1498 orthotics and prosthetics from programs recognized by the
1499 Commission on Accreditation of Allied Health Education Programs,
1500 or its equivalent, as determined by the board.

1501 ~~(b) A Bachelor of Science or higher-level postgraduate~~
 1502 ~~degree in Orthotics and Prosthetics from a regionally accredited~~
 1503 ~~college or university recognized by the Commission on~~
 1504 ~~Accreditation of Allied Health Education Programs or, at a~~
 1505 ~~minimum, a bachelor's degree from a regionally accredited~~
 1506 ~~college or university and a certificate in prosthetics from a~~
 1507 ~~program recognized by the Commission on Accreditation of Allied~~
 1508 ~~Health Education Programs, or its equivalent, as determined by~~
 1509 ~~the board.~~

1510 (4) The department may develop and administer a state
 1511 examination for an orthotist or a prosthetist license, or the
 1512 board may approve the existing examination of a national
 1513 standards organization. The examination must be predicated on a
 1514 minimum of a baccalaureate-level education and formalized
 1515 specialized training in the appropriate field. Each examination
 1516 must demonstrate a minimum level of competence in basic
 1517 scientific knowledge, written problem solving, and practical
 1518 clinical patient management. The board shall require an
 1519 examination fee not to exceed the actual cost to the board in
 1520 developing, administering, and approving the examination, which
 1521 fee must be paid by the applicant. To be considered by the board
 1522 for examination, the applicant must have:

1523 (a) For an examination in orthotics:

1524 1. A Bachelor of Science or higher-level postgraduate
 1525 degree in orthotics and prosthetics from a regionally accredited

1526 college or university recognized by the Commission on
1527 Accreditation of Allied Health Education Programs or, at a
1528 minimum, a bachelor's degree from a regionally accredited
1529 college or university and a certificate in orthotics from a
1530 program recognized by the Commission on Accreditation of Allied
1531 Health Education Programs, or its equivalent, as determined by
1532 the board; and

1533 2. An approved orthotics internship of 1 year of qualified
1534 experience, as determined by the board, or an orthotic residency
1535 or dual residency program recognized by the board.

1536 (b) For an examination in prosthetics:

1537 1. A Bachelor of Science or higher-level postgraduate
1538 degree in orthotics and prosthetics from a regionally accredited
1539 college or university recognized by the Commission on
1540 Accreditation of Allied Health Education Programs or, at a
1541 minimum, a bachelor's degree from a regionally accredited
1542 college or university and a certificate in prosthetics from a
1543 program recognized by the Commission on Accreditation of Allied
1544 Health Education Programs, or its equivalent, as determined by
1545 the board; and

1546 2. An approved prosthetics internship of 1 year of
1547 qualified experience, as determined by the board, or a
1548 prosthetic residency or dual residency program recognized by the
1549 board.

1550 Section 37. Subsection (5) of section 480.033, Florida

1551 Statutes, is amended to read:

1552 480.033 Definitions.—As used in this act:

1553 (5) "Apprentice" means a person approved by the board to
 1554 study colonic irrigation ~~massage~~ under the instruction of a
 1555 licensed massage therapist practicing colonic irrigation.

1556 Section 38. Subsections (1) and (2) of section 480.041,
 1557 Florida Statutes, are amended, and subsection (8) is added to
 1558 that section, to read:

1559 480.041 Massage therapists; qualifications; licensure;
 1560 endorsement.—

1561 (1) Any person is qualified for licensure as a massage
 1562 therapist under this act who:

1563 (a) Is at least 18 years of age or has received a high
 1564 school diploma or high school equivalency diploma;

1565 (b) Has completed a course of study at a board-approved
 1566 massage school ~~or has completed an apprenticeship program~~ that
 1567 meets standards adopted by the board; and

1568 (c) Has received a passing grade on a national an
 1569 examination designated ~~administered~~ by the board ~~department~~.

1570 (2) Every person desiring to be examined for licensure as
 1571 a massage therapist must ~~shall~~ apply to the department in
 1572 writing upon forms prepared and furnished by the department.
 1573 Such applicants are ~~shall be~~ subject to ~~the provisions of s.~~
 1574 480.046(1). ~~Applicants may take an examination administered by~~
 1575 ~~the department only upon meeting the requirements of this~~

1576 ~~section as determined by the board.~~

1577 (8) A person issued a license as a massage apprentice
1578 before July 1, 2020, may continue that apprenticeship and
1579 perform massage therapy as authorized under that license until
1580 it expires. Upon completion of the apprenticeship, which must
1581 occur before July 1, 2023, a massage apprentice may apply to the
1582 board for full licensure and be granted a license if all other
1583 applicable licensure requirements are met.

1584 Section 39. Section 480.042, Florida Statutes, is
1585 repealed.

1586 Section 40. Subsection (3) of section 490.003, Florida
1587 Statutes, is amended to read:

1588 490.003 Definitions.—As used in this chapter:

1589 ~~(3)(a) Prior to July 1, 1999, "doctoral-level~~
1590 ~~psychological education" and "doctoral degree in psychology"~~
1591 ~~mean a Psy.D., an Ed.D. in psychology, or a Ph.D. in psychology~~
1592 ~~from:~~

1593 ~~1. An educational institution which, at the time the~~
1594 ~~applicant was enrolled and graduated, had institutional~~
1595 ~~accreditation from an agency recognized and approved by the~~
1596 ~~United States Department of Education or was recognized as a~~
1597 ~~member in good standing with the Association of Universities and~~
1598 ~~Colleges of Canada; and~~

1599 ~~2. A psychology program within that educational~~
1600 ~~institution which, at the time the applicant was enrolled and~~

1601 ~~graduated, had programmatic accreditation from an accrediting~~
1602 ~~agency recognized and approved by the United States Department~~
1603 ~~of Education or was comparable to such programs.~~

1604 ~~(b)~~ Effective July 1, 1999, "doctoral-level psychological
1605 education" and "doctoral degree in psychology" mean a Psy.D., an
1606 Ed.D. in psychology, or a Ph.D. in psychology from a psychology
1607 program at:

1608 ~~1.~~ an educational institution that ~~which~~, at the time the
1609 applicant was enrolled and graduated:

1610 (a) ~~1.~~ Had institutional accreditation from an agency
1611 recognized and approved by the United States Department of
1612 Education or was recognized as a member in good standing with
1613 the Association of Universities and Colleges of Canada; and

1614 (b)2. ~~A psychology program within that educational~~
1615 ~~institution which, at the time the applicant was enrolled and~~
1616 ~~graduated,~~ Had programmatic accreditation from the American
1617 Psychological Association ~~an agency recognized and approved by~~
1618 ~~the United States Department of Education.~~

1619 Section 41. Paragraph (b) of subsection (1) and paragraph
1620 (b) of subsection (2) of section 490.005, Florida Statutes, are
1621 amended to read:

1622 490.005 Licensure by examination.—

1623 (1) Any person desiring to be licensed as a psychologist
1624 shall apply to the department to take the licensure examination.
1625 The department shall license each applicant who the board

1626 certifies has:

1627 (b) Submitted proof satisfactory to the board that the
1628 applicant has received:

1629 1. ~~Received~~ Doctoral-level psychological education, ~~as~~
1630 ~~defined in s. 490.003(3); or~~

1631 2. ~~Received~~ The equivalent of a doctoral-level
1632 psychological education, as defined in s. 490.003(3), from a
1633 program at a school or university located outside the United
1634 States of America ~~and Canada~~, which was officially recognized by
1635 the government of the country in which it is located as an
1636 institution or program to train students to practice
1637 professional psychology. The applicant has the burden of
1638 establishing that this requirement has ~~the requirements of this~~
1639 ~~provision have been met shall be upon the applicant;~~

1640 3. ~~Received and submitted to the board, prior to July 1,~~
1641 ~~1999, certification of an augmented doctoral-level psychological~~
1642 ~~education from the program director of a doctoral-level~~
1643 ~~psychology program accredited by a programmatic agency~~
1644 ~~recognized and approved by the United States Department of~~
1645 ~~Education; or~~

1646 4. ~~Received and submitted to the board, prior to August~~
1647 ~~31, 2001, certification of a doctoral-level program that at the~~
1648 ~~time the applicant was enrolled and graduated maintained a~~
1649 ~~standard of education and training comparable to the standard of~~
1650 ~~training of programs accredited by a programmatic agency~~

1651 ~~recognized and approved by the United States Department of~~
1652 ~~Education. Such certification of comparability shall be provided~~
1653 ~~by the program director of a doctoral-level psychology program~~
1654 ~~accredited by a programmatic agency recognized and approved by~~
1655 ~~the United States Department of Education.~~

1656 (2) Any person desiring to be licensed as a school
1657 psychologist shall apply to the department to take the licensure
1658 examination. The department shall license each applicant who the
1659 department certifies has:

1660 (b) Submitted satisfactory proof to the department that
1661 the applicant:

1662 1. Has received a doctorate, specialist, or equivalent
1663 degree from a program primarily psychological in nature and has
1664 completed 60 semester hours or 90 quarter hours of graduate
1665 study, in areas related to school psychology as defined by rule
1666 of the department, from a college or university which at the
1667 time the applicant was enrolled and graduated was accredited by
1668 an accrediting agency recognized and approved by the Council for
1669 Higher Education Accreditation or its successor organization
1670 ~~Commission on Recognition of Postsecondary Accreditation or from~~
1671 ~~an institution that which is publicly recognized as a member in~~
1672 ~~good standing with the Association of Universities and Colleges~~
1673 ~~of Canada.~~

1674 2. Has had a minimum of 3 years of experience in school
1675 psychology, 2 years of which must be supervised by an individual

1676 | who is a licensed school psychologist or who has otherwise
 1677 | qualified as a school psychologist supervisor, by education and
 1678 | experience, as set forth by rule of the department. A doctoral
 1679 | internship may be applied toward the supervision requirement.

1680 | 3. Has passed an examination provided by the department.

1681 | Section 42. Subsection (1) of section 490.006, Florida
 1682 | Statutes, is amended to read:

1683 | 490.006 Licensure by endorsement.—

1684 | (1) The department shall license a person as a
 1685 | psychologist or school psychologist who, upon applying to the
 1686 | department and remitting the appropriate fee, demonstrates to
 1687 | the department or, in the case of psychologists, to the board
 1688 | that the applicant:

1689 | ~~(a) Holds a valid license or certificate in another state~~
 1690 | ~~to practice psychology or school psychology, as applicable,~~
 1691 | ~~provided that, when the applicant secured such license or~~
 1692 | ~~certificate, the requirements were substantially equivalent to~~
 1693 | ~~or more stringent than those set forth in this chapter at that~~
 1694 | ~~time; and, if no Florida law existed at that time, then the~~
 1695 | ~~requirements in the other state must have been substantially~~
 1696 | ~~equivalent to or more stringent than those set forth in this~~
 1697 | ~~chapter at the present time;~~

1698 | (a) ~~(b)~~ Is a diplomate in good standing with the American
 1699 | Board of Professional Psychology, Inc.; or

1700 | (b) ~~(e)~~ Possesses a doctoral degree in psychology ~~as~~

1701 ~~described in s. 490.003~~ and has at least 10 ~~20~~ years of
1702 experience as a licensed psychologist in any jurisdiction or
1703 territory of the United States within the 25 years preceding the
1704 date of application.

1705 Section 43. Subsection (6) of section 491.0045, Florida
1706 Statutes, as created by chapters 2016-80 and 2016-241, Laws of
1707 Florida, is amended to read:

1708 491.0045 Intern registration; requirements.—

1709 (6) A registration issued on or before March 31, 2017,
1710 expires March 31, 2022, and may not be renewed or reissued. Any
1711 registration issued after March 31, 2017, expires 60 months
1712 after the date it is issued. The board may make a one-time
1713 exception to the requirements of this subsection in emergency or
1714 hardship cases, as defined by board rule, if A subsequent intern
1715 registration may not be issued unless the candidate has passed
1716 the theory and practice examination described in s.
1717 491.005(1)(d), (3)(d), and (4)(d).

1718 Section 44. Subsections (3) and (4) of section 491.005,
1719 Florida Statutes, are amended to read:

1720 491.005 Licensure by examination.—

1721 (3) MARRIAGE AND FAMILY THERAPY.—Upon verification of
1722 documentation and payment of a fee not to exceed \$200, as set by
1723 board rule, plus the actual cost of ~~to the department for~~ the
1724 purchase of the examination from the Association of Marital and
1725 Family Therapy Regulatory Board, or similar national

1726 organization, the department shall issue a license as a marriage
1727 and family therapist to an applicant who the board certifies:

1728 (a) Has submitted an application and paid the appropriate
1729 fee.

1730 (b)~~1~~. Has a minimum of a master's degree with major
1731 emphasis in marriage and family therapy~~7~~, or a closely related
1732 field from a program accredited by the Commission on
1733 Accreditation for Marriage and Family Therapy Education or from
1734 a Florida university program accredited by the Council for
1735 Accreditation of Counseling and Related Educational Programs~~7~~,
1736 and graduate courses approved by the Board of Clinical Social
1737 Work, Marriage and Family Therapy, and Mental Health Counseling.
1738 ~~has completed all of the following requirements:~~

1739 a. ~~Thirty-six semester hours or 48 quarter hours of~~
1740 ~~graduate coursework, which must include a minimum of 3 semester~~
1741 ~~hours or 4 quarter hours of graduate-level course credits in~~
1742 ~~each of the following nine areas: dynamics of marriage and~~
1743 ~~family systems; marriage therapy and counseling theory and~~
1744 ~~techniques; family therapy and counseling theory and techniques;~~
1745 ~~individual human development theories throughout the life cycle;~~
1746 ~~personality theory or general counseling theory and techniques;~~
1747 ~~psychopathology; human sexuality theory and counseling~~
1748 ~~techniques; psychosocial theory; and substance abuse theory and~~
1749 ~~counseling techniques. Courses in research, evaluation,~~
1750 ~~appraisal, assessment, or testing theories and procedures;~~

1751 ~~thesis or dissertation work; or practicums, internships, or~~
1752 ~~fieldwork may not be applied toward this requirement.~~

1753 ~~b. A minimum of one graduate-level course of 3 semester~~
1754 ~~hours or 4 quarter hours in legal, ethical, and professional~~
1755 ~~standards issues in the practice of marriage and family therapy~~
1756 ~~or a course determined by the board to be equivalent.~~

1757 ~~e. A minimum of one graduate-level course of 3 semester~~
1758 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~
1759 ~~and testing for individual or interpersonal disorder or~~
1760 ~~dysfunction; and a minimum of one 3 semester-hour or 4 quarter-~~
1761 ~~hour graduate-level course in behavioral research which focuses~~
1762 ~~on the interpretation and application of research data as it~~
1763 ~~applies to clinical practice. Credit for thesis or dissertation~~
1764 ~~work, practicums, internships, or fieldwork may not be applied~~
1765 ~~toward this requirement.~~

1766 ~~d. A minimum of one supervised clinical practicum,~~
1767 ~~internship, or field experience in a marriage and family~~
1768 ~~counseling setting, during which the student provided 180 direct~~
1769 ~~client contact hours of marriage and family therapy services~~
1770 ~~under the supervision of an individual who met the requirements~~
1771 ~~for supervision under paragraph (c). This requirement may be met~~
1772 ~~by a supervised practice experience which took place outside the~~
1773 ~~academic arena, but which is certified as equivalent to a~~
1774 ~~graduate-level practicum or internship program which required a~~
1775 ~~minimum of 180 direct client contact hours of marriage and~~

1776 ~~family therapy services currently offered within an academic~~
1777 ~~program of a college or university accredited by an accrediting~~
1778 ~~agency approved by the United States Department of Education, or~~
1779 ~~an institution which is publicly recognized as a member in good~~
1780 ~~standing with the Association of Universities and Colleges of~~
1781 ~~Canada or a training institution accredited by the Commission on~~
1782 ~~Accreditation for Marriage and Family Therapy Education~~
1783 ~~recognized by the United States Department of Education.~~
1784 ~~Certification shall be required from an official of such~~
1785 ~~college, university, or training institution.~~

1786 2. If the course title that ~~which~~ appears on the
1787 applicant's transcript does not clearly identify the content of
1788 the coursework, the applicant shall ~~be required to~~ provide
1789 additional documentation, including, but not limited to, a
1790 syllabus or catalog description published for the course.

1791
1792 The required master's degree must have been received in an
1793 institution of higher education that, ~~which~~ at the time the
1794 applicant graduated, was ~~is~~ fully accredited by a regional
1795 accrediting body recognized by the Commission on Recognition of
1796 Postsecondary Accreditation or ~~is~~ publicly recognized as a member
1797 in good standing with the Association of Universities and
1798 Colleges of Canada, or ~~is~~ an institution of higher education
1799 located outside the United States and Canada, which, ~~is~~ at the time
1800 the applicant was enrolled and at the time the applicant

1801 graduated, maintained a standard of training substantially
1802 equivalent to the standards of training of those institutions in
1803 the United States which are accredited by a regional accrediting
1804 body recognized by the Commission on Recognition of
1805 Postsecondary Accreditation. Such foreign education and training
1806 must have been received in an institution or program of higher
1807 education officially recognized by the government of the country
1808 in which it is located as an institution or program to train
1809 students to practice as professional marriage and family
1810 therapists or psychotherapists. The applicant has the burden of
1811 establishing that the requirements of this provision have been
1812 met ~~shall be upon the applicant,~~ and the board shall require
1813 ~~documentation, such as, but not limited to,~~ an evaluation by a
1814 foreign equivalency determination service, as evidence that the
1815 applicant's graduate degree program and education were
1816 equivalent to an accredited program in this country. An
1817 applicant with a master's degree from a program that ~~which~~ did
1818 not emphasize marriage and family therapy may complete the
1819 coursework requirement in a training institution fully
1820 accredited by the Commission on Accreditation for Marriage and
1821 Family Therapy Education recognized by the United States
1822 Department of Education.

1823 (c) Has had at least 2 years of clinical experience during
1824 which 50 percent of the applicant's clients were receiving
1825 marriage and family therapy services, which must be at the post-

1826 master's level under the supervision of a licensed marriage and
1827 family therapist with at least 5 years of experience, or the
1828 equivalent, who is a qualified supervisor as determined by the
1829 board. An individual who intends to practice in Florida to
1830 satisfy the clinical experience requirements must register
1831 pursuant to s. 491.0045 before commencing practice. If a
1832 graduate has a master's degree with a major emphasis in marriage
1833 and family therapy or a closely related field which ~~that~~ did not
1834 include all of the coursework required by paragraph (b) ~~under~~
1835 ~~sub-paragraphs (b)1.a.-c.~~, credit for the post-master's level
1836 clinical experience may ~~shall~~ not commence until the applicant
1837 has completed a minimum of 10 of the courses required by
1838 paragraph (b) ~~under sub-paragraphs (b)1.a.-c.~~, as determined
1839 by the board, and at least 6 semester hours or 9 quarter hours
1840 of the course credits must have been completed in the area of
1841 marriage and family systems, theories, or techniques. Within the
1842 2 ~~3~~ years of required experience, the applicant shall provide
1843 direct individual, group, or family therapy and counseling, ~~to~~
1844 ~~include the following categories of cases~~ including those
1845 involving ~~+~~ unmarried dyads, married couples, separating and
1846 divorcing couples, and family groups that include ~~including~~
1847 children. A doctoral internship may be applied toward the
1848 clinical experience requirement. A licensed mental health
1849 professional must be on the premises when clinical services are
1850 provided by a registered intern in a private practice setting.

1851 (d) Has passed a theory and practice examination provided
 1852 by the department ~~for this purpose.~~

1853 (e) Has demonstrated, in a manner designated by board rule
 1854 ~~of the board~~, knowledge of the laws and rules governing the
 1855 practice of clinical social work, marriage and family therapy,
 1856 and mental health counseling.

1857 ~~(f)~~

1858
 1859 For the purposes of dual licensure, the department shall license
 1860 as a marriage and family therapist any person who meets the
 1861 requirements of s. 491.0057. Fees for dual licensure may ~~shall~~
 1862 not exceed those stated in this subsection.

1863 (4) MENTAL HEALTH COUNSELING.—Upon verification of
 1864 documentation and payment of a fee not to exceed \$200, as set by
 1865 board rule, plus the actual per applicant cost of ~~to the~~
 1866 ~~department for~~ purchase of the examination from the National
 1867 Board for Certified Counselors or its successor ~~Professional~~
 1868 ~~Examination Service for the National Academy of Certified~~
 1869 ~~Clinical Mental Health Counselors or a similar national~~
 1870 organization, the department shall issue a license as a mental
 1871 health counselor to an applicant who the board certifies:

1872 (a) Has submitted an application and paid the appropriate
 1873 fee.

1874 (b)1. Has a minimum of an earned master's degree from a
 1875 mental health counseling program accredited by the Council for

1876 the Accreditation of Counseling and Related Educational Programs
1877 which ~~that~~ consists of at least 60 semester hours or 80 quarter
1878 hours of clinical and didactic instruction, including a course
1879 in human sexuality and a course in substance abuse. If the
1880 master's degree is earned from a program related to the practice
1881 of mental health counseling which ~~that~~ is not accredited by the
1882 Council for the Accreditation of Counseling and Related
1883 Educational Programs, then the coursework and practicum,
1884 internship, or fieldwork must consist of at least 60 semester
1885 hours or 80 quarter hours and meet all of the following
1886 requirements:

1887 a. Thirty-three semester hours or 44 quarter hours of
1888 graduate coursework, which must include a minimum of 3 semester
1889 hours or 4 quarter hours of graduate-level coursework in each of
1890 the following 11 content areas: counseling theories and
1891 practice; human growth and development; diagnosis and treatment
1892 of psychopathology; human sexuality; group theories and
1893 practice; individual evaluation and assessment; career and
1894 lifestyle assessment; research and program evaluation; social
1895 and cultural foundations; substance abuse; and legal, ethical,
1896 and professional standards issues in the practice of mental
1897 health ~~counseling in community settings; and substance abuse.~~
1898 Courses in research, thesis or dissertation work, practicums,
1899 internships, or fieldwork may not be applied toward this
1900 requirement.

1901 b. A minimum of 3 semester hours or 4 quarter hours of
1902 graduate-level coursework addressing diagnostic processes,
1903 including differential diagnosis and the use of the current
1904 diagnostic tools, such as the current edition of the American
1905 Psychiatric Association's Diagnostic and Statistical Manual of
1906 Mental Disorders. The graduate program must have emphasized the
1907 common core curricular experience in legal, ethical, and
1908 ~~professional standards issues in the practice of mental health~~
1909 ~~counseling, which includes goals, objectives, and practices of~~
1910 ~~professional counseling organizations, codes of ethics, legal~~
1911 ~~considerations, standards of preparation, certifications and~~
1912 ~~licensing, and the role identity and professional obligations of~~
1913 ~~mental health counselors. Courses in research, thesis or~~
1914 ~~dissertation work, practicums, internships, or fieldwork may not~~
1915 ~~be applied toward this requirement.~~

1916 c. The equivalent, as determined by the board, of at least
1917 700 ~~1,000~~ hours of university-sponsored supervised clinical
1918 practicum, internship, or field experience that includes at
1919 least 280 hours of direct client services, as required in the
1920 accrediting standards of the Council for Accreditation of
1921 Counseling and Related Educational Programs for mental health
1922 counseling programs. This experience may not be used to satisfy
1923 the post-master's clinical experience requirement.

1924 2. Has provided additional documentation if a ~~the~~ course
1925 title that ~~which~~ appears on the applicant's transcript does not

1926 clearly identify the content of the coursework. The applicant
1927 shall be required to provide additional documentation must
1928 include, including, but is not limited to, a syllabus or catalog
1929 description published for the course.

1930
1931 Education and training in mental health counseling must have
1932 been received in an institution of higher education that, which
1933 at the time the applicant graduated, was fully accredited by a
1934 regional accrediting body recognized by the Council for Higher
1935 Education Accreditation or its successor organization or
1936 Commission on Recognition of Postsecondary Accreditation,
1937 publicly recognized as a member in good standing with the
1938 Association of Universities and Colleges of Canada, or an
1939 institution of higher education located outside the United
1940 States and Canada, which, at the time the applicant was enrolled
1941 and at the time the applicant graduated, maintained a standard
1942 of training substantially equivalent to the standards of
1943 training of those institutions in the United States which are
1944 accredited by a regional accrediting body recognized by the
1945 Council for Higher Education Accreditation or its successor
1946 organization Commission on Recognition of Postsecondary
1947 Accreditation. Such foreign education and training must have
1948 been received in an institution or program of higher education
1949 officially recognized by the government of the country in which
1950 it is located as an institution or program to train students to

1951 | practice as mental health counselors. The applicant has the
1952 | burden of establishing that the requirements of this provision
1953 | have been met ~~shall be upon the applicant~~, and the board shall
1954 | require documentation, such as, ~~but not limited to~~, an
1955 | evaluation by a foreign equivalency determination service, as
1956 | evidence that the applicant's graduate degree program and
1957 | education were equivalent to an accredited program in this
1958 | country. Beginning July 1, 2025, an applicant must have a
1959 | master's degree from a program that is accredited by the Council
1960 | for Accreditation of Counseling and Related Educational Programs
1961 | which consists of at least 60 semester hours or 80 quarter hours
1962 | to apply for licensure under this paragraph.

1963 | (c) Has had at least 2 years of clinical experience in
1964 | mental health counseling, which must be at the post-master's
1965 | level under the supervision of a licensed mental health
1966 | counselor or the equivalent who is a qualified supervisor as
1967 | determined by the board. An individual who intends to practice
1968 | in Florida to satisfy the clinical experience requirements must
1969 | register pursuant to s. 491.0045 before commencing practice. If
1970 | a graduate has a master's degree with a major related to the
1971 | practice of mental health counseling which ~~that~~ did not include
1972 | all the coursework required under sub-subparagraphs (b)1.a. and
1973 | b. ~~(b)1.a. b.~~, credit for the post-master's level clinical
1974 | experience may ~~shall~~ not commence until the applicant has
1975 | completed a minimum of seven of the courses required under sub-

1976 subparagraphs (b)1.a. and b. ~~(b)1.a.-b.~~, as determined by the
 1977 board, one of which must be a course in psychopathology or
 1978 abnormal psychology. A doctoral internship may be applied toward
 1979 the clinical experience requirement. A licensed mental health
 1980 professional must be on the premises when clinical services are
 1981 provided by a registered intern in a private practice setting.

1982 (d) Has passed a theory and practice examination provided
 1983 by the department for this purpose.

1984 (e) Has demonstrated, in a manner designated by board rule
 1985 ~~of the board~~, knowledge of the laws and rules governing the
 1986 practice of clinical social work, marriage and family therapy,
 1987 and mental health counseling.

1988 Section 45. Paragraph (b) of subsection (1) of section
 1989 491.006, Florida Statutes, is amended to read:

1990 491.006 Licensure or certification by endorsement.—

1991 (1) The department shall license or grant a certificate to
 1992 a person in a profession regulated by this chapter who, upon
 1993 applying to the department and remitting the appropriate fee,
 1994 demonstrates to the board that he or she:

1995 (b)1. Holds an active valid license to practice and has
 1996 actively practiced the licensed profession ~~for which licensure~~
 1997 ~~is applied~~ in another state for 3 of the last 5 years
 1998 immediately preceding licensure;~~:-~~

1999 ~~2. Meets the education requirements of this chapter for~~
 2000 ~~the profession for which licensure is applied.~~

2001 ~~2.3.~~ Has passed a substantially equivalent licensing
 2002 examination in another state or has passed the licensure
 2003 examination in this state in the profession for which the
 2004 applicant seeks licensure; and.

2005 ~~3.4.~~ Holds a license in good standing, is not under
 2006 investigation for an act that would constitute a violation of
 2007 this chapter, and has not been found to have committed any act
 2008 that would constitute a violation of this chapter.

2009
 2010 The fees paid by any applicant for certification as a master
 2011 social worker under this section are nonrefundable.

2012 Section 46. Subsection (3) of section 491.007, Florida
 2013 Statutes, is amended to read:

2014 491.007 Renewal of license, registration, or certificate.—

2015 ~~(3) The board or department shall prescribe by rule a~~
 2016 ~~method for the biennial renewal of an intern registration at a~~
 2017 ~~fee set by rule, not to exceed \$100.~~

2018 Section 47. Subsection (2) of section 491.009, Florida
 2019 Statutes, is amended to read:

2020 491.009 Discipline.—

2021 (2) The board ~~department~~, or, in the case of certified
 2022 master social workers ~~psychologists~~, the department ~~board~~, may
 2023 enter an order denying licensure or imposing any of the
 2024 penalties authorized in s. 456.072(2) against any applicant for
 2025 licensure or any licensee who violates ~~is found guilty of~~

2026 ~~violating any provision of subsection (1) of this section or who~~
2027 ~~is found guilty of violating any provision of s. 456.072(1).~~

2028 Section 48. Subsection (2) of section 491.0046, Florida
2029 Statutes, is amended to read:

2030 491.0046 Provisional license; requirements.—

2031 (2) The department shall issue a provisional clinical
2032 social worker license, provisional marriage and family therapist
2033 license, or provisional mental health counselor license to each
2034 applicant who the board certifies has:

2035 (a) Completed the application form and remitted a
2036 nonrefundable application fee not to exceed \$100, as set by
2037 board rule; and

2038 (b) Earned a graduate degree in social work, a graduate
2039 degree with a major emphasis in marriage and family therapy or a
2040 closely related field, or a graduate degree in a major related
2041 to the practice of mental health counseling; and

2042 (c) ~~Has~~ Met the following minimum coursework requirements:

2043 1. For clinical social work, a minimum of 15 semester
2044 hours or 22 quarter hours of the coursework required by s.
2045 491.005(1)(b)2.b.

2046 2. For marriage and family therapy, 10 of the courses
2047 required by s. 491.005(3)(b) ~~s. 491.005(3)(b)1.a.-c.~~, as
2048 determined by the board, and at least 6 semester hours or 9
2049 quarter hours of the course credits must have been completed in
2050 the area of marriage and family systems, theories, or

2051 techniques.

2052 3. For mental health counseling, a minimum of seven of the
2053 courses required under s. 491.005(4)(b)1.a.-c.

2054 Section 49. Subsection (11) of section 945.42, Florida
2055 Statutes, is amended to read:

2056 945.42 Definitions; ss. 945.40-945.49.—As used in ss.
2057 945.40-945.49, the following terms shall have the meanings
2058 ascribed to them, unless the context shall clearly indicate
2059 otherwise:

2060 (11) "Psychological professional" means a behavioral
2061 practitioner who has an approved doctoral degree in psychology
2062 as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by
2063 the department or who is licensed as a psychologist pursuant to
2064 chapter 490.

2065 Section 50. For the purpose of incorporating the amendment
2066 made by this act to section 459.0055, Florida Statutes, in a
2067 reference thereto, subsection (6) of section 459.021, Florida
2068 Statutes, is reenacted to read:

2069 459.021 Registration of resident physicians, interns, and
2070 fellows; list of hospital employees; penalty.—

2071 (6) Any person desiring registration pursuant to this
2072 section shall meet all the requirements of s. 459.0055, except
2073 paragraphs (1)(l) and (m).

2074 Section 51. Present subsection (7) of section 514.0115,
2075 Florida Statutes, is redesignated as subsection (8), and a new

2076 subsection (7) is added to that section, to read:

2077 514.0115 Exemptions from supervision or regulation;
2078 variances.—

2079 (7) Until such time as the department adopts rules for the
2080 supervision and regulation of surf pools, a surf pool that is
2081 larger than 4 acres is exempt from supervision under this
2082 chapter if the surf pool is permitted by a local government
2083 pursuant to a special use permit process in which the local
2084 government asserts regulatory authority over the construction of
2085 the surf pool and, in consultation with the department,
2086 establishes through the local government's special use
2087 permitting process the conditions for the surf pool's operation,
2088 water quality, and necessary lifesaving equipment. This
2089 subsection does not affect the department's or a county health
2090 department's right of entry pursuant to s. 514.04 or its
2091 authority to seek an injunction pursuant to s. 514.06 to
2092 restrain the operation of a surf pool permitted and operated
2093 under this subsection if the surf pool presents significant
2094 risks to public health. For the purposes of this subsection, the
2095 term "surf pool" means a pool that is designed to generate waves
2096 dedicated to the activity of surfing on a surfboard or an
2097 analogous surfing device commonly used in the ocean and intended
2098 for sport, as opposed to the general play intent of wave pools,
2099 other large-scale public swimming pools, or other public bathing
2100 places.

2101 Section 52. Subsection (7) of section 553.77, Florida
 2102 Statutes, is amended to read:

2103 553.77 Specific powers of the commission.—

2104 (7) Building officials shall recognize and enforce
 2105 variance orders issued by the Department of Health pursuant to
 2106 s. 514.0115(8) ~~s. 514.0115(7)~~, including any conditions attached
 2107 to the granting of the variance.

2108 Section 53. Present paragraphs (g) through (v) of
 2109 subsection (4) of section 408.809, Florida Statutes, are
 2110 redesignated as paragraphs (h) through (w), respectively, and a
 2111 new paragraph (g) is added to that subsection, to read:

2112 408.809 Background screening; prohibited offenses.—

2113 (4) In addition to the offenses listed in s. 435.04, all
 2114 persons required to undergo background screening pursuant to
 2115 this part or authorizing statutes must not have an arrest
 2116 awaiting final disposition for, must not have been found guilty
 2117 of, regardless of adjudication, or entered a plea of nolo
 2118 contendere or guilty to, and must not have been adjudicated
 2119 delinquent and the record not have been sealed or expunged for
 2120 any of the following offenses or any similar offense of another
 2121 jurisdiction:

2122 (g) Section 784.03, relating to battery, if the victim is
 2123 a vulnerable adult as defined in s. 415.102 or a patient or
 2124 resident of a facility licensed under chapter 395, chapter 400,
 2125 or chapter 429.

2126
2127 If, upon rescreening, a person who is currently employed or
2128 contracted with a licensee as of June 30, 2014, and was screened
2129 and qualified under ss. 435.03 and 435.04, has a disqualifying
2130 offense that was not a disqualifying offense at the time of the
2131 last screening, but is a current disqualifying offense and was
2132 committed before the last screening, he or she may apply for an
2133 exemption from the appropriate licensing agency and, if agreed
2134 to by the employer, may continue to perform his or her duties
2135 until the licensing agency renders a decision on the application
2136 for exemption if the person is eligible to apply for an
2137 exemption and the exemption request is received by the agency no
2138 later than 30 days after receipt of the rescreening results by
2139 the person.

2140 Section 54. Subsection (5) is added to section 456.0135,
2141 Florida Statutes, to read:

2142 456.0135 General background screening provisions.—

2143 (5) In addition to the offenses listed in s. 435.04, all
2144 persons required to undergo background screening under this
2145 section, other than those licensed under s. 465.022, must not
2146 have an arrest awaiting final disposition for, must not have
2147 been found guilty of, regardless of adjudication, or entered a
2148 plea of nolo contendere or guilty to, and must not have been
2149 adjudicated delinquent and the record not have been sealed or
2150 expunged for an offense under s. 784.03 or any similar offense

2151 of another jurisdiction relating to battery, if the victim is a
2152 vulnerable adult as defined in s. 415.102 or a patient or
2153 resident of a facility licensed under chapter 395, chapter 400,
2154 or chapter 429.

2155 Section 55. The amendments and reenactments made by this
2156 act to sections 466.0067, 466.00671, and 466.00672, Florida
2157 Statutes, are remedial in nature, shall take effect upon this
2158 act becoming a law, and shall apply retroactively to January 1,
2159 2020. This section shall take effect upon this act becoming a
2160 law.

2161 Section 56. Except as otherwise expressly provided in this
2162 act and except for this section, which shall take effect upon
2163 this act becoming a law, this act shall take effect July 1,
2164 2020.