

HB 257

2024

1 A bill to be entitled
2 An act relating to autonomous practice by a certified
3 registered nurse anesthetist; amending s. 395.0191,
4 F.S.; revising staff membership and clinical
5 privileges for certain certified registered nurse
6 anesthetists; amending s. 464.012, F.S.; authorizing
7 certain certified registered nurse anesthetists to
8 perform specified acts under certain circumstances;
9 amending s. 464.0123, F.S.; revising practice
10 requirements for autonomous advanced practice
11 registered nurses; authorizing autonomous advanced
12 practice registered nurses to perform certain acts;
13 providing for expiration of the Council on Advanced
14 Practice Registered Nurse Autonomous Practice;
15 amending s. 1009.65, F.S.; authorizing certain
16 advanced practice registered nurses practicing in the
17 specialty of anesthesia to participate in the Medical
18 Education Reimbursement and Loan Repayment Program;
19 providing an effective date.

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

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23 Section 1. Paragraph (b) of subsection (2) of section
24 395.0191, Florida Statutes, is amended to read:

25 395.0191 Staff membership and clinical privileges.—

26 (2)

27 (b) An advanced practice registered nurse who is certified
28 as a registered nurse anesthetist licensed under part I of
29 chapter 464 shall administer anesthesia under the onsite medical
30 direction of a professional licensed under chapter 458, chapter
31 459, or chapter 466, and in accordance with an established
32 protocol approved by the medical staff. The medical direction
33 shall specifically address the needs of the individual patient.
34 This paragraph does not apply to an autonomous advanced practice
35 registered nurse registered under s. 464.0123 who is certified
36 as a registered nurse anesthetist licensed under part I of
37 chapter 464; however, a facility may require a certified
38 registered nurse anesthetist who is registered and practicing
39 under s. 464.0123 to perform acts under an established protocol
40 approved by the medical staff or the governing board of the
41 facility.

42 Section 2. Paragraph (b) of subsection (4) of section
43 464.012, Florida Statutes, is amended to read:

44 464.012 Licensure of advanced practice registered nurses;
45 fees; controlled substance prescribing.—

46 (4) In addition to the general functions specified in
47 subsection (3), an advanced practice registered nurse may
48 perform the following acts within his or her specialty:

49 (b) The certified registered nurse anesthetist may, to the
50 extent authorized by an established protocol approved by the

51 | medical staff of the facility in which the anesthetic service is
52 | performed unless the certified registered nurse anesthetist is
53 | registered and practicing under s. 464.0123 without an
54 | established protocol, perform any or all of the following:

55 | 1. Determine the health status of the patient as it
56 | relates to the risk factors and to the anesthetic management of
57 | the patient through the performance of the general functions.

58 | 2. Based on history, physical assessment, and supplemental
59 | laboratory results, determine, with the consent of the
60 | responsible physician, the appropriate type of anesthesia within
61 | the framework of the protocol unless the certified registered
62 | nurse anesthetist is registered and practicing under s. 464.0123
63 | without an established protocol.

64 | 3. Order ~~under the protocol~~ preanesthetic medication under
65 | the protocol, unless the certified registered nurse anesthetist
66 | is registered and practicing under s. 464.0123 without an
67 | established protocol.

68 | 4. Perform ~~under the protocol~~ procedures commonly used to
69 | render the patient insensible to pain during the performance of
70 | surgical, obstetrical, therapeutic, or diagnostic clinical
71 | procedures under the protocol unless the certified registered
72 | nurse anesthetist is registered and practicing under s. 464.0123
73 | without an established protocol. These procedures include
74 | ordering and administering regional, spinal, and general
75 | anesthesia; inhalation agents and techniques; intravenous agents

76 and techniques; and techniques of hypnosis.

77 5. Order or perform monitoring procedures indicated as
78 pertinent to the anesthetic health care management of the
79 patient.

80 6. Support life functions during anesthesia health care,
81 including induction and intubation procedures, the use of
82 appropriate mechanical supportive devices, and the management of
83 fluid, electrolyte, and blood component balances.

84 7. Recognize and take appropriate corrective action for
85 abnormal patient responses to anesthesia, adjunctive medication,
86 or other forms of therapy.

87 8. Recognize and treat a cardiac arrhythmia while the
88 patient is under anesthetic care.

89 9. Participate in management of the patient while in the
90 postanesthesia recovery area, including ordering the
91 administration of fluids and drugs.

92 10. Place special peripheral and central venous and
93 arterial lines for blood sampling and monitoring as appropriate.

94
95 A certified registered nurse anesthetist registered and
96 practicing under s. 464.0123 without an established protocol may
97 only perform acts authorized under part I of this chapter.

98 Section 3. Paragraph (a) of subsection (3) of section
99 464.0123, Florida Statutes, is amended and paragraph (e) is
100 added to subsection (4) of that section, to read:

101 464.0123 Autonomous practice by an advanced practice
 102 registered nurse.—

103 (3) PRACTICE REQUIREMENTS.—

104 (a) An advanced practice registered nurse who is
 105 registered under this section may:

106 1. Engage in autonomous practice only in primary care
 107 practice, including family medicine, general pediatrics, ~~and~~
 108 general internal medicine, and anesthesia, as defined by board
 109 rule.

110 2. For certified nurse midwives, engage in autonomous
 111 practice in the performance of the acts listed in s.
 112 464.012(4)(c).

113 3. Perform the general functions of an advanced practice
 114 registered nurse under s. 464.012(3) related to primary care.

115 4. For certified registered nurse anesthetists registered
 116 and practicing under this section, perform the acts listed in s.
 117 464.012(4)(b).

118 ~~5.4.~~ For a patient who requires the services of a health
 119 care facility, as defined in s. 408.032(8):

120 a. Admit the patient to the facility.

121 b. Manage the care received by the patient in the
 122 facility.

123 c. Discharge the patient from the facility, unless
 124 prohibited by federal law or rule.

125 ~~6.5.~~ Provide a signature, certification, stamp,

126 verification, affidavit, or endorsement that is otherwise
 127 required by law to be provided by a physician, except an
 128 advanced practice registered nurse registered under this section
 129 may not issue a physician certification under s. 381.986.

130 (4) COUNCIL ON ADVANCED PRACTICE REGISTERED NURSE
 131 AUTONOMOUS PRACTICE.—

132 (e) The council expires on July 1, 2025.

133 Section 4. Paragraph (b) of subsection (1) of section
 134 1009.65, Florida Statutes, is amended to read:

135 1009.65 Medical Education Reimbursement and Loan Repayment
 136 Program.—

137 (1) To encourage qualified medical professionals to
 138 practice in underserved locations where there are shortages of
 139 such personnel, there is established the Medical Education
 140 Reimbursement and Loan Repayment Program. The function of the
 141 program is to make payments that offset loans and educational
 142 expenses incurred by students for studies leading to a medical
 143 or nursing degree, medical or nursing licensure, or advanced
 144 practice registered nurse licensure or physician assistant
 145 licensure. The following licensed or certified health care
 146 professionals are eligible to participate in this program:

147 (b) Advanced practice registered nurses registered to
 148 engage in autonomous practice under s. 464.0123 and practicing
 149 in the primary care specialties of family medicine, general
 150 pediatrics, general internal medicine, ~~or~~ midwifery, or

151 anesthesia. From the funds available, the Department of Health
152 shall make payments of up to \$15,000 per year to advanced
153 practice registered nurses registered under s. 464.0123 who
154 demonstrate, as required by department rule, active employment
155 providing primary care services in a public health program, an
156 independent practice, or a group practice that serves Medicaid
157 recipients and other low-income patients and that is located in
158 a primary care health professional shortage area. Only loans to
159 pay the costs of tuition, books, medical equipment and supplies,
160 uniforms, and living expenses may be covered. For the purposes
161 of this paragraph:

162 1. "Primary care health professional shortage area" means
163 a geographic area, an area having a special population, or a
164 facility with a score of at least 18, as designated and
165 calculated by the Federal Health Resources and Services
166 Administration or a rural area as defined by the Federal Office
167 of Rural Health Policy.

168 2. "Public health program" means a county health
169 department, the Children's Medical Services program, a federally
170 funded community health center, a federally funded migrant
171 health center, or any other publicly funded or nonprofit health
172 care program designated by the department.

173 Section 5. This act shall take effect July 1, 2024.