

By Senator Burton

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1 A bill to be entitled
2 An act relating to temporary certificates for practice
3 in areas of critical need; amending ss. 458.315,
4 459.0076, and 464.0121, F.S.; authorizing certain
5 health care practitioners practicing under a temporary
6 certificate to practice in areas of critical need to
7 continue to practice after such areas lose such
8 designation if certain conditions are met; providing
9 an effective date.

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

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13 Section 1. Paragraph (c) of subsection (3) of section
14 458.315, Florida Statutes, is amended to read:

15 458.315 Temporary certificate for practice in areas of
16 critical need.—

17 (3) The board may issue a temporary certificate under this
18 section subject to the following restrictions:

19 (c)1. Any certificate issued under this section is valid
20 only so long as one of the following conditions applies:

21 a. The State Surgeon General determines that the reason for
22 which it was issued remains a critical need to the state.

23 b. The certificateholder has an active primary care
24 treatment relationship, established no later than January 1,
25 2026, with one or more patients in an area that was determined
26 to be an area of critical need under paragraph (a) when the
27 certificate was issued but that subsequently lost such
28 designation. In such case, at the discretion of the board, a
29 certificateholder may continue treating such patients in that

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area under the certificate if all other requirements of this section are satisfied.

2. The board shall review each temporary certificateholder at least annually to ascertain that the certificateholder is complying with the minimum requirements of the Medical Practice Act and its adopted rules, as applicable to the certificateholder. If it is determined that the certificateholder is not meeting such minimum requirements, the board must revoke such certificate or impose restrictions or conditions, or both, as a condition of continued practice under the certificate.

Section 2. Paragraph (c) of subsection (3) of section 459.0076, Florida Statutes, is amended to read:

459.0076 Temporary certificate for practice in areas of critical need.—

(3) The board may issue this temporary certificate subject to the following restrictions:

(c)1. Any certificate issued under this section is valid only so long as one of the following conditions applies:

a. The State Surgeon General determines that the reason for which it was issued remains a critical need to the state.

b. The certificateholder has an active primary care treatment relationship, established no later than January 1, 2026, with one or more patients in an area that was determined to be an area of critical need under paragraph (a) when the certificate was issued but that subsequently lost such designation. In such case, at the discretion of the board, a certificateholder may continue treating such patients in that area under the certificate if all other requirements of this

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section are satisfied.

2. The board shall review each temporary certificateholder at least annually to ascertain that the certificateholder is complying with the minimum requirements of the Osteopathic Medical Practice Act and its adopted rules, as applicable to the certificateholder. If it is determined that the certificateholder is not meeting such minimum requirements, the board must revoke such certificate or impose restrictions or conditions, or both, as a condition of continued practice under the certificate.

Section 3. Paragraph (c) of subsection (3) of section 464.0121, Florida Statutes, is amended to read:

464.0121 Temporary certificate for practice in areas of critical need.—

(3) The board may issue a temporary certificate under this section subject to the following restrictions:

(c)1. Any certificate issued under this section is valid only so long as one of the following conditions applies:

a. The State Surgeon General maintains the determination that the critical need that supported the issuance of the temporary certificate remains a critical need to the state.

b. The certificateholder has an active primary care treatment relationship, established no later than January 1, 2026, with one or more patients in an area that was determined to be an area of critical need under paragraph (a) when the certificate was issued but that subsequently lost such designation. In such case, at the discretion of the board, a certificateholder may continue treating such patients in that area under the certificate if all other requirements of this

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88 section are satisfied.

89 2. The board shall review each temporary certificateholder
90 at least annually to ascertain that the certificateholder is
91 complying with the minimum requirements of the Nurse Practice
92 Act and its adopted rules, as applicable to the
93 certificateholder. If it is determined that the
94 certificateholder is not meeting such minimum requirements, the
95 board must revoke such certificate or impose restrictions or
96 conditions, or both, as a condition of continued practice under
97 the certificate.

98 Section 4. This act shall take effect upon becoming a law.