

By Senator Rodriguez

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A bill to be entitled
An act relating to naturopathic medicine;
redesignating ch. 462, F.S., as "Naturopathic
Medicine"; creating s. 462.001, F.S.; providing
legislative findings and purpose; creating s. 462.002,
F.S.; providing applicability and construction;
renumbering and amending s. 462.01, F.S.; revising and
providing definitions; creating s. 462.004, F.S.;
creating the Board of Naturopathic Medicine within the
Department of Health; providing for membership of the
board; renumbering and amending s. 462.023, F.S.;
authorizing the board to adopt rules; deleting
obsolete language; creating s. 462.006, F.S.;
prohibiting unlicensed persons from practicing
naturopathic medicine or promoting, identifying, or
describing themselves using specified titles or
abbreviations; providing criminal penalties; creating
s. 462.007, F.S.; providing for licensure by
examination of naturopathic doctors; requiring the
department and the board to use an investigative
process to ensure that applicants meet the applicable
criteria; authorizing the State Surgeon General or her
or his designee to issue a 90-day licensure delay
under certain circumstances; providing construction;
prohibiting the board from certifying certain
applicants for licensure until a certain investigation
is completed; authorizing the board to take specified
actions if it determines that an applicant does not
meet all of the requirements for licensure; creating

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s. 462.008, F.S.; providing for licensure by endorsement of naturopathic doctors; renumbering and amending s. 462.08, F.S.; revising requirements for licensure renewal for naturopathic doctors; requiring the department to adopt rules; renumbering and amending s. 462.18, F.S.; revising continuing education requirements for naturopathic doctors; requiring naturopathic doctors to use the department's electronic continuing education tracking system to demonstrate compliance with continuing education requirements; renumbering and amending s. 462.19, F.S.; revising provisions related to reactivation of inactive naturopathic doctor licenses; requiring the board to adopt rules; renumbering and amending s. 462.14, F.S.; revising grounds for disciplinary action; repealing s. 462.17, F.S., relating to penalty for offenses relating to naturopathy; amending ss. 20.43, 381.0031, 468.301, 476.044, 477.0135, 485.003, 486.161, 627.351, 893.02, and 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

Section 1. Chapter 462, Florida Statutes, entitled "Naturopathy," is redesignated as "Naturopathic Medicine."

Section 2. Section 462.001, Florida Statutes, is created to read:

462.001 Legislative findings; purpose.—The Legislature

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finds that the interest of public health requires modernization of regulation related to naturopathy in this state. Since 1927, when Florida first regulated naturopathy, the profession and its role in the health care industry have evolved, including the distinction that exists today between naturopathy and naturopathic medicine, and this chapter reflects that evolution. It is the intent of the Legislature to free naturopathy in this state by removing the near total ban on the profession that has been in place since 1959 by ensuring:

(1) Naturopathy is offered by naturopaths in this state.

(2) Naturopathic medicine is practiced in this state by issuing licenses to naturopathic doctors who meet clear standards of education and training and who are held accountable for safe practice.

Section 3. Section 462.002, Florida Statutes, is created to read:

462.002 Exceptions.—

(1) This chapter does not apply to:

(a) Other duly licensed health care practitioners acting within their respective scopes of practice, as authorized by general law.

(b) Students practicing under the direct supervision of a licensed naturopathic doctor as part of a preceptorship program while enrolled in a college or university program that is accredited by, or has candidacy status with, the Council on Naturopathic Medical Education or an equivalent accrediting body for the naturopathic medical profession which is recognized by the United States Department of Education and the board.

(c) Naturopathic residents practicing under the direct

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88 supervision of a licensed naturopathic doctor at a residency
89 site recognized by the Council on Naturopathic Medical Education
90 or by an equivalent accrediting body for the naturopathic
91 medical profession which is recognized by the United States
92 Department of Education or the board.

93 (d) A naturopathic doctor who holds an active license in
94 another jurisdiction of the United States or Canada and is
95 performing naturopathic procedures or demonstrating equipment or
96 supplies for educational purposes at a board-approved continuing
97 education program.

98 (e) The practice of the religious tenets of any church in
99 this state.

100 (f) The domestic administration of recognized family
101 remedies.

102 (2) This chapter does not prohibit:

103 (a) A person who sells a dietary supplement from providing
104 information about the dietary supplement.

105 (b) Any person:

106 1. Not licensed as a naturopathic doctor from employing in
107 his or her occupation Ayurveda, herbalism, homeopathy,
108 naturopathy as defined in s. 462.003, nutrition, traditional
109 Chinese medicine, or other natural therapy included as part of
110 the practice of naturopathic medicine, as defined in s. 462.003;
111 or

112 2. From using terms, including, but not limited to,
113 "certified naturopath," "naturopath," "naturopathy,"
114 "traditional naturopath," or "traditional naturopath," provided
115 that the person does not:

116 a. Use a title protected under s. 462.006; or

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117 b. Represent or assume the character or appearance of a
118 person described in s. 462.006.

119 Section 4. Section 462.01, Florida Statutes, is renumbered
120 as section 462.003, Florida Statutes, and amended to read:

121 462.003 ~~462.01~~ Definitions.—As used in this chapter, the
122 term:

123 (1) "Board" means the Board of Naturopathic Medicine.

124 (2) "Department" means the Department of Health.

125 (3) "Naturopathic doctor" means a person who is licensed to
126 practice naturopathic medicine under this chapter.

127 (4) (a) "Naturopathic medicine" and "practice of
128 naturopathic medicine" mean the diagnosis, prevention, and
129 treatment by a naturopathic doctor of any deformity, disease,
130 injury, pain, or other physical or mental condition using
131 botanical or fungal extracts, clinical nutrition, counseling
132 techniques, dietary supplements, environmental medicine,
133 homeopathic remedies, imaging studies, laboratory testing,
134 lifestyle medicine, natural substances, physical exam, or
135 physical medicine in a manner consistent with the education
136 offered by naturopathic doctoral degree programs accredited by,
137 or having candidacy status with, the Council on Naturopathic
138 Medical Education or another accrediting agency recognized by
139 the United States Department of Education or the board, and
140 applied in a manner consistent with the principles of
141 naturopathic medicine and the naturopathic therapeutic order
142 defined herein.

143 (b) The term does not include any of the following:

144 1. Prescribing, dispensing, or administering any legend
145 drug or prescription drug outside of natural, non-pharmacologic

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substances, including, but not limited to, vitamin B12.

2. Performing any surgical procedure.

3. Practicing or claiming to practice as a medical doctor or physician, an osteopathic physician, a dentist, a podiatric physician, an optometrist, a psychologist, a nurse practitioner, a physician assistant, a chiropractic physician, a physical therapist, an acupuncturist, a midwife, or a health care practitioner as defined in s. 456.001.

4. Using general or spinal anesthetics.

5. Administering ionizing radioactive substances.

6. Performing chiropractic or osteopathic adjustments or manipulations that include high-velocity thrusts at or beyond the end range of normal joint motion, unless the naturopathic doctor is also licensed as a chiropractic physician or an osteopathic physician.

7. Performing acupuncture, unless the naturopathic doctor is also licensed as an acupuncturist.

8. Managing labor and delivery, unless the naturopathic doctor is also a licensed midwife.

(5) "Naturopathic therapeutic order" means a principle defined by the American Association of Naturopathic Physicians to guide naturopathic doctors in resolving a patient's symptoms and addressing the root cause of a patient's disease while using the least amount of therapeutic force necessary.

(6) ~~(1)~~ "Naturopathy" and "Naturopathy" is shall be construed as synonymous with "traditional naturopathy" and is understood to be distinct from naturopathic medicine, and means the traditional, noninvasive health practice offered by naturopaths and traditional naturopaths focusing on education

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175 about natural practices and substances that can be used to
176 promote general health and well-being ~~terms and mean the use and~~
177 ~~practice of psychological, mechanical, and material health~~
178 ~~sciences to aid in purifying, cleansing, and normalizing human~~
179 ~~tissues for the preservation or restoration of health, according~~
180 ~~to the fundamental principles of anatomy, physiology, and~~
181 ~~applied psychology, as may be required. Naturopathic practice~~
182 ~~employs, among other agencies, phytotherapy, dietetics,~~
183 ~~psychotherapy, suggestotherapy, hydrotherapy, zone therapy,~~
184 ~~biochemistry, external applications, electrotherapy,~~
185 ~~mechanotherapy, mechanical and electrical appliances, hygiene,~~
186 ~~first aid, sanitation, and heliotherapy; provided, however, that~~
187 ~~nothing in this chapter shall be held or construed to authorize~~
188 ~~any naturopathic physician licensed hereunder to practice~~
189 ~~materia medica or surgery or chiropractic medicine, nor shall~~
190 ~~the provisions of this law in any manner apply to or affect the~~
191 ~~practice of osteopathic medicine, chiropractic medicine,~~
192 ~~Christian Science, or any other treatment authorized and~~
193 ~~provided for by law for the cure or prevention of disease and~~
194 ~~ailments.~~

195 ~~(2) "Department" means the Department of Health.~~

196 (7) "Principles of naturopathic medicine" means the
197 foundations of naturopathic medical education and practice as
198 set forth by the American Association of Naturopathic Physicians
199 or the board and embodied in the education offered by
200 naturopathic doctoral degree programs accredited by, or having
201 candidacy status with, the Council on Naturopathic Medical
202 Education or another accrediting agency recognized by the United
203 States Department of Education or the board, and including all

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of the following principles:

- (a) The healing power of nature.
- (b) Identify and treat the causes.
- (c) First do no harm.
- (d) Doctor as teacher.
- (e) Treat the whole person.
- (f) Prevention.

Section 5. Section 462.004, Florida Statutes, is created to read:

462.004 Board of Naturopathic Medicine.—

(1) There is created within the department the Board of Naturopathic Medicine, composed of seven members appointed by the Governor and confirmed by the Senate.

(2)(a) Four members of the board must be licensed naturopathic doctors who are residents of this state.

(b) Two members of the board must be physicians licensed under chapter 458 or chapter 459 who are residents of this state.

(c) One member of the board must be a resident of this state who is not, and has never been, licensed as a naturopathic doctor, an osteopathic physician, a physician, or any other closely related profession.

(d) At least one member of the board must be 60 years of age or older.

(3) As the terms of the members expire, the Governor shall appoint successors for terms of 4 years, and such members shall serve until their successors are appointed.

(4) All provisions of chapter 456 relating to the board shall apply.

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Section 6. Section 462.023, Florida Statutes, is renumbered as section 462.005, Florida Statutes, and amended to read:

462.005 ~~462.023~~ Rulemaking authority; powers and duties of the board ~~department~~.—The board ~~department~~ may adopt ~~such~~ rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of this chapter conferring duties upon it as are necessary to carry out the purposes of this chapter, initiate disciplinary action as provided by this chapter, and shall establish fees based on its estimates of the revenue required to administer this chapter but shall not exceed the fee amounts provided in this chapter. The department shall not adopt any rules which would cause any person who was not licensed in accordance with this chapter on July 1, 1959, and had not been a resident of the state for 2 years prior to such date, to become licensed.

Section 7. Section 462.006, Florida Statutes, is created to read:

462.006 License required.—

(1) Unless licensed under this chapter, a person may not practice naturopathic medicine in this state and may not promote, identify, or describe herself or himself as a "doctor of naturopathic medicine," or a "naturopathic doctor" or use the post-nominals "N.D." or "N.M.D."

(2) A person who violates this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 8. Section 462.007, Florida Statutes, is created to read:

462.007 Licensure by examination.—

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(1) Any person desiring to be licensed as a naturopathic doctor must apply to the department on forms furnished by the department. The department shall license each applicant who completes the application form and who the board certifies has met all of the following criteria:

(a) Is at least 21 years of age.

(b) Has received a bachelor's degree from one of the following:

1. A college or university accredited by an accrediting agency recognized by the United States Department of Education or the Council for Higher Education Accreditation or a successor entity recognized by the board;

2. A college or university in Canada which is a member of Universities Canada or a successor entity recognized by the board; or

3. A college or university in a foreign country, other than Canada, when such applicant has provided evidence that her or his educational credentials are deemed equivalent to those provided in this country or Canada. To have educational credentials deemed equivalent, the applicant must provide her or his foreign educational credentials, including transcripts, course descriptions or syllabi, and diplomas, to a nationally recognized educational credential evaluating agency approved by the board for the evaluation and determination of equivalency of the foreign educational credentials.

(c) Has received a naturopathic doctoral degree from a college or program accredited by, or having candidacy status with, the Council on Naturopathic Medical Education or another accrediting agency recognized by the United States Department of

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Education or the board.

(d) Is physically and mentally fit to practice as a
naturopathic doctor.

(e) Is of good moral character.

(f) Has submitted to the department a set of fingerprints
on a form and in accordance with procedures specified by the
department, along with payment in an amount equal to the costs
incurred by the department for a criminal background check of
the applicant.

(g) Has obtained a passing score on Part I - Biomedical
Science Examination and Part II - Core Clinical Science
Examination of the competency-based national Naturopathic
Physician Licensing Examination administered by the North
American Board of Naturopathic Examiners, or an equivalent
examination offered by an equivalent or successor entity, as
approved by the board.

(2) The department and the board shall ensure that
applicants for licensure satisfy the applicable criteria in this
section through an investigative process. If the investigative
process is not completed within the timeframe established in s.
120.60(1) and the department or board has reason to believe that
the applicant does not meet such criteria, the State Surgeon
General or her or his designee may issue a 90-day licensure
delay, which must be in writing and sufficient to notify the
applicant of the reason for the delay. This subsection prevails
over any conflicting provision of s. 120.60(1).

(3) The board may not certify to the department for
licensure any applicant who is under investigation in another
jurisdiction for an offense that would constitute a violation of

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this chapter or chapter 456 until the investigation has been completed.

(4) If the board determines that an applicant for licensure has failed to meet, to the board's satisfaction, any of the requirements of this section, the board may take one of the following actions:

(a) Refuse to certify to the department an application for licensure.

(b) Certify to the department an application for licensure with restrictions on the scope of practice of the naturopathic doctor.

(c) Certify to the department an application for licensure with a probationary period for the applicant, subject to such conditions as the board specifies, including, but not limited to, requiring the naturopathic doctor to submit to treatment, attend continuing education courses, submit to reexamination, or work under the supervision of another naturopathic doctor.

Section 9. Section 462.008, Florida Statutes, is created to read:

462.008 Licensure by endorsement.—The department shall issue a license to practice naturopathic medicine by endorsement to an applicant who, upon applying to the department on forms furnished by the department, the board certifies has met the requirements for licensure by endorsement under s. 456.0145.

Section 10. Section 462.08, Florida Statutes, is renumbered as section 462.009, Florida Statutes, and amended to read:

462.009 ~~462.08~~ Renewal of license to practice naturopathic medicine naturopathy.—

(1) In order to continue practicing naturopathic medicine

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in this state, each licensed naturopathic doctor must
~~licenseholder shall~~ biennially renew her or his license to
practice naturopathic medicine ~~naturopathy~~. The applicant for
license renewal must furnish to the board ~~department~~ such
evidence as it requires of the applicant's compliance with s.
462.011 ~~s. 462.18~~, relating to continuing education ~~educational~~
requirements. The nonrefundable biennial renewal fee, the amount
of which shall be determined by the department but which may not
exceed \$1,000, must be paid at the time the application for
renewal of the license is filed.

(2) The department shall adopt rules establishing
procedures for the biennial renewal of licenses under this
chapter.

Section 11. Section 462.18, Florida Statutes, is renumbered
as section 462.011, Florida Statutes, and amended to read:

462.011 ~~462.18~~ Continuing education ~~Educational~~
requirements.—

(1) At the time each licensee renews ~~shall renew~~ her or his
license as ~~otherwise~~ provided in s. 462.009 ~~this chapter~~, each
licensee must, ~~in addition to the payment of the regular renewal~~
~~fee, shall~~ furnish to the department satisfactory evidence that,
in the preceding biennial period, the licensee has completed the
continuing education requirements of this section.

(2) The board shall require each licensee to complete at
least 60 hours of continuing education during each biennial
renewal period.

(a) The board shall approve organizations that accredit
naturopathic continuing education providers, including, but not
limited to, the American Association of Naturopathic Physicians

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and the North American Naturopathic Continuing Education
Accreditation Council.

(b) The determination of whether substitute continuing
education programs are permissible is solely within the
discretion of the board.

(3) The licensee must use the electronic continuing
education tracking system developed by the department under s.
456.0361 to demonstrate compliance with the continuing education
requirements of this section ~~year preceding each such
application for renewal, the licensee has attended the 2-day
educational program as promulgated and conducted by the Florida
Naturopathic Physicians Association, Inc., or, as a substitute
therefor, the equivalent of that program as approved by the
department. The department shall send a written notice to this
effect to every person holding a valid license to practice
naturopathy within this state at least 30 days prior to May 1 in
each even-numbered year, directed to the last known address of
such licensee, and shall enclose with the notice proper blank
forms for application for annual license renewal. All of the
details and requirements of the aforesaid educational program
shall be adopted and prescribed by the department. In the event
of national emergencies, or for sufficient reason, the
department shall have the power to excuse the naturopathic
physicians as a group or as individuals from taking this
postgraduate course.~~

~~(2) The determination of whether a substitute annual
educational program is necessary shall be solely within the
discretion of the department.~~

Section 12. Section 462.19, Florida Statutes, is renumbered

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as section 462.012, Florida Statutes, and amended to read:

462.012 ~~462.19~~ Renewal of license; inactive status;
reactivation of license.—

(1) A licensee may reactivate an inactive license by
applying to the department.

(2) The board shall adopt rules relating to the
reactivation of licenses that have become inactive and the
renewal of inactive licenses. The rules must include continuing
education requirements as a condition for reactivating a
license. The continuing education requirements for reactivating
a license may not be fewer than 20 classroom hours for each year
the license was inactive.

~~(1) The department shall renew a license upon receipt of~~
~~the renewal application and fee.~~

~~(2) A licensee may request that her or his license be~~
~~placed in an inactive status by making application to the~~
~~department and paying a fee in an amount set by the department~~
~~not to exceed \$50.~~

Section 13. Section 462.14, Florida Statutes, is renumbered
as section 462.017, Florida Statutes, and amended to read:

462.017 ~~462.14~~ Grounds for disciplinary action; action by
the department.—

~~(1)~~ The following acts constitute grounds for denial of a
license or disciplinary action, as specified in s. 456.072(2):

(1) ~~(a)~~ Attempting to obtain, obtaining, or renewing a
license to practice naturopathic medicine by bribery, by
fraudulent misrepresentation, or through an error of the
department.

(2) ~~(b)~~ Having a license to practice naturopathic medicine

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436 revoked, suspended, or otherwise acted against, including the
437 denial of licensure, by the licensing authority of another
438 state, territory, or country.

439 (3)~~(e)~~ Being convicted or found guilty, regardless of
440 adjudication, of a crime in any jurisdiction which directly
441 relates to the practice of naturopathic medicine or to the
442 ability to practice naturopathic medicine. Any plea of nolo
443 contendere shall be considered a conviction for purposes of this
444 chapter.

445 (4)~~(d)~~ False, deceptive, or misleading advertising related
446 to the practice of naturopathic medicine.

447 (5)~~(e)~~ Advertising, practicing, or attempting to practice
448 under a name other than one's own.

449 (6)~~(f)~~ Failing to report to the department any person who
450 the licensee knows is in violation of this chapter or of the
451 rules of the department. However, a person who the licensee
452 knows is unable to practice naturopathic medicine with
453 reasonable skill and safety to patients by reason of illness or
454 use of alcohol, drugs, narcotics, chemicals, or any other type
455 of material, or as a result of a mental or physical condition,
456 may be reported to a consultant operating an impaired
457 practitioner program as described in s. 456.076 rather than to
458 the department.

459 (7)~~(g)~~ Aiding, assisting, procuring, employing, or advising
460 any unlicensed person to practice naturopathic medicine contrary
461 to this chapter or to a rule of the department.

462 (8)~~(h)~~ Failing to perform any statutory or legal obligation
463 placed upon a licensed naturopathic doctor ~~physician~~.

464 (9)~~(i)~~ Making or filing a report which the licensee knows

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to be false, intentionally or negligently failing to file a report or record required by state or federal law, willfully impeding or obstructing such filing or inducing another person to do so. Such reports or records shall include only those which are signed in the capacity as a licensed naturopathic doctor physician.

~~(j) Paying or receiving any commission, bonus, kickback, or rebate, or engaging in any split-fee arrangement in any form whatsoever with a physician, organization, agency, or person, either directly or indirectly, for patients referred to providers of health care goods and services, including, but not limited to, hospitals, nursing homes, clinical laboratories, ambulatory surgical centers, or pharmacies. The provisions of This paragraph shall not be construed to prevent a naturopathic physician from receiving a fee for professional consultation services.~~

(10) ~~(k)~~ Exercising influence within a patient-physician relationship for purposes of engaging a patient in sexual activity. A patient is ~~shall be~~ presumed to be incapable of giving free, full, and informed consent to sexual activity with her or his naturopathic doctor ~~physician~~.

~~(l) Making deceptive, untrue, or fraudulent representations in the practice of naturopathic medicine or employing a trick or scheme in the practice of naturopathic medicine when such scheme or trick fails to conform to the generally prevailing standards of treatment in the medical community.~~

~~(m) Soliciting patients, either personally or through an agent, through the use of fraud, intimidation, undue influence, or a form of overreaching or vexatious conduct. A "solicitation"~~

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~~is any communication which directly or implicitly requests an immediate oral response from the recipient.~~

~~(11)(n) Failing to keep written medical records justifying the course of treatment of the patient, including, but not limited to, patient histories, examination results, test results, X rays, and records of the prescribing, dispensing and administering of drugs.~~

~~(12)(o) Exercising influence on the patient or client in such a manner as to exploit the patient or client for the financial gain of the licensee or of a third party, which shall include, but not be limited to, the promoting or selling of services, goods, appliances, or drugs and the promoting or advertising on any prescription form of a community pharmacy unless the form also states "This prescription may be filled at any pharmacy of your choice."~~

~~(p) Performing professional services which have not been duly authorized by the patient or client, or her or his legal representative, except as provided in s. 743.064, s. 766.103, or s. 768.13.~~

~~(q) Prescribing, dispensing, administering, mixing, or otherwise preparing a legend drug, including any controlled substance, other than in the course of the naturopathic physician's professional practice. For the purposes of this paragraph, it shall be legally presumed that prescribing, dispensing, administering, mixing, or otherwise preparing legend drugs, including all controlled substances, inappropriately or in excessive or inappropriate quantities is not in the best interest of the patient and is not in the course of the naturopathic physician's professional practice, without regard~~

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to her or his intent.

~~(r) Prescribing, dispensing, or administering any medicinal drug appearing on any schedule set forth in chapter 893 by the naturopathic physician to herself or himself, except one prescribed, dispensed, or administered to the naturopathic physician by another practitioner authorized to prescribe, dispense, or administer medicinal drugs.~~

~~(13)(s)~~ Being unable to practice naturopathic medicine with reasonable skill and safety to patients by reason of illness or use of alcohol, drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition. In enforcing this paragraph, ~~the department shall have~~, upon a finding of the State Surgeon General or his or her designee that probable cause exists to believe that the licensee is unable to serve as a naturopathic doctor due to the reasons stated in this paragraph, the department shall have the authority to issue an order to compel the licensee, ~~authority to compel a naturopathic physician~~ to submit to a mental or physical examination by a physician ~~physicians~~ designated by the department. If the licensee does not comply with such order, the department's order directing failure of a naturopathic physician to submit to such an examination may be enforced by filing a petition for enforcement in the circuit court for the county in which the naturopathic doctor resides or does business. The naturopathic doctor against whom the petition is filed may not be named or identified by initials in any public court record or document, and the proceedings must be closed to the public. The department is entitled to the summary procedure provided in s. 51.011 when ~~so directed shall constitute an admission of the allegations~~

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552 ~~against her or him upon which a default and final order may be~~
553 ~~entered without the taking of testimony or presentation of~~
554 ~~evidence, unless the failure was due to circumstances beyond the~~
555 ~~naturopathic physician's control.~~ A naturopathic doctor subject
556 to an order issued ~~physician affected~~ under this paragraph must,
557 ~~shall~~ at reasonable intervals, be afforded an opportunity to
558 demonstrate that she or he can resume the competent practice of
559 naturopathic medicine with reasonable skill and safety to
560 patients. In any proceeding under this paragraph, neither the
561 record of proceedings nor the orders entered by the department
562 may be used against a naturopathic doctor ~~physician~~ in any other
563 proceeding.

564 (14) ~~(t)~~ Gross or repeated malpractice or the failure to
565 practice naturopathic medicine with that level of care, skill,
566 and treatment which is recognized by a reasonably prudent
567 similar physician as being acceptable under similar conditions
568 and circumstances. ~~The department shall give great weight to the~~
569 ~~provisions of s. 766.102 when enforcing this paragraph.~~

570 ~~(u)~~ ~~Performing any procedure or prescribing any therapy~~
571 ~~which, by the prevailing standards of medical practice in the~~
572 ~~community, constitutes experimentation on a human subject,~~
573 ~~without first obtaining full, informed, and written consent.~~

574 (15) ~~(v)~~ Practicing or offering to practice beyond the scope
575 permitted by law or accepting and performing professional
576 responsibilities which the licensee knows or has reason to know
577 ~~that~~ she or he is not competent to perform.

578 (16) ~~(w)~~ Delegating professional responsibilities to a
579 person when the licensee delegating such responsibilities knows
580 or has reason to know that such person is not qualified by

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training, experience, or licensure to perform them.

(17)~~(x)~~ Violating a lawful order of the board ~~the~~
~~department~~ previously entered in a disciplinary hearing or
failing to comply with a lawfully issued subpoena of the board
or department.

(18)~~(y)~~ Conspiring with another licensee or with any other
person to commit an act, or committing an act, which would tend
to coerce, intimidate, or preclude another licensee from
lawfully advertising her or his services.

(19) Fraud or deceit or gross negligence, incompetence, or
misconduct in the operation of a course of study.

~~(z) Procuring, or aiding or abetting in the procuring of,~~
~~an unlawful termination of pregnancy.~~

~~(aa) Presigning blank prescription forms.~~

~~(bb) Prescribing by the naturopathic physician for office~~
~~use any medicinal drug appearing on Schedule II in chapter 893.~~

~~(cc) Prescribing, ordering, dispensing, administering,~~
~~supplying, selling, or giving any drug which is an amphetamine~~
~~or sympathomimetic amine drug, or a compound designated pursuant~~
~~to chapter 893 as a Schedule II controlled substance to or for~~
~~any person except for:~~

~~1. The treatment of narcolepsy; hyperkinesia; behavioral~~
~~syndrome in children characterized by the developmentally~~
~~inappropriate symptoms of moderate to severe distractibility,~~
~~short attention span, hyperactivity, emotional lability, and~~
~~impulsivity; or drug-induced brain dysfunction.~~

~~2. The differential diagnostic psychiatric evaluation of~~
~~depression or the treatment of depression shown to be refractory~~
~~to other therapeutic modalities.~~

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610 ~~3. The clinical investigation of the effects of such drugs~~
611 ~~or compounds when an investigative protocol therefor is~~
612 ~~submitted to, reviewed, and approved by the department before~~
613 ~~such investigation is begun.~~

614 ~~(dd) Prescribing, ordering, dispensing, administering,~~
615 ~~supplying, selling, or giving growth hormones, testosterone or~~
616 ~~its analogs, human chorionic gonadotropin (HCG), or other~~
617 ~~hormones for the purpose of muscle building or to enhance~~
618 ~~athletic performance. For the purposes of this subsection, the~~
619 ~~term "muscle building" does not include the treatment of injured~~
620 ~~muscle. A prescription written for the drug products listed~~
621 ~~above may be dispensed by the pharmacist with the presumption~~
622 ~~that the prescription is for legitimate medical use.~~

623 (20) Failing to comply with state, county, or municipal
624 regulations or reporting requirements relating to public health
625 and the control of contagious and infectious diseases.

626 (21)~~(ee)~~ Violating any provision of this chapter or chapter
627 456, or any rule ~~rules~~ adopted pursuant thereto.

628 ~~(2) The department may enter an order denying licensure or~~
629 ~~imposing any of the penalties in s. 456.072(2) against any~~
630 ~~applicant for licensure or licensee who is found guilty of~~
631 ~~violating any provision of subsection (1) of this section or who~~
632 ~~is found guilty of violating any provision of s. 456.072(1).~~

633 ~~(3) The department shall not reinstate the license of a~~
634 ~~naturopathic physician until such time as the department is~~
635 ~~satisfied that such person has complied with all the terms and~~
636 ~~conditions set forth in the final order and that such person is~~
637 ~~capable of safely engaging in the practice of naturopathic~~
638 ~~medicine.~~

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~~(4) The department shall by rule establish guidelines for the disposition of disciplinary cases involving specific types of violations. Such guidelines may include minimum and maximum fines, periods of supervision or probation, or conditions of probation or reissuance of a license.~~

Section 14. Section 462.17, Florida Statutes, is repealed.

Section 15. Paragraph (g) of subsection (3) of section 20.43, Florida Statutes, is amended to read:

20.43 Department of Health.—There is created a Department of Health.

(3) The following divisions of the Department of Health are established:

(g) Division of Medical Quality Assurance, which is responsible for the following boards and professions established within the division:

1. The Board of Acupuncture, created under chapter 457.
2. The Board of Medicine, created under chapter 458.
3. The Board of Osteopathic Medicine, created under chapter 459.
4. The Board of Chiropractic Medicine, created under chapter 460.
5. The Board of Podiatric Medicine, created under chapter 461.
6. The Board of Naturopathic Medicine ~~Naturopathy~~, as provided under chapter 462.
7. The Board of Optometry, created under chapter 463.
8. The Board of Nursing, created under part I of chapter 464.
9. Nursing assistants, as provided under part II of chapter

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464.

10. The Board of Pharmacy, created under chapter 465.

11. The Board of Dentistry, created under chapter 466.

12. Midwifery, as provided under chapter 467.

13. The Board of Speech-Language Pathology and Audiology,
created under part I of chapter 468.

14. The Board of Nursing Home Administrators, created under
part II of chapter 468.

15. The Board of Occupational Therapy, created under part
III of chapter 468.

16. Respiratory therapy, as provided under part V of
chapter 468.

17. Dietetics and nutrition practice, as provided under
part X of chapter 468.

18. The Board of Athletic Training, created under part XIII
of chapter 468.

19. The Board of Orthotists and Prosthetists, created under
part XIV of chapter 468.

20. Electrolysis, as provided under chapter 478.

21. The Board of Massage Therapy, created under chapter
480.

22. The Board of Clinical Laboratory Personnel, created
under part I of chapter 483.

23. Medical physicists, as provided under part II of
chapter 483.

24. The Board of Opticianry, created under part I of
chapter 484.

25. The Board of Hearing Aid Specialists, created under
part II of chapter 484.

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26. The Board of Physical Therapy Practice, created under chapter 486.

27. The Board of Psychology, created under chapter 490.

28. School psychologists, as provided under chapter 490.

29. The Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling, created under chapter 491.

30. Emergency medical technicians and paramedics, as provided under part III of chapter 401.

Section 16. Subsection (2) of section 381.0031, Florida Statutes, is amended to read:

381.0031 Epidemiological research; report of diseases of public health significance to department.—

(2) Any practitioner licensed in this state to practice medicine, osteopathic medicine, chiropractic medicine, naturopathic medicine ~~naturopathy~~, or veterinary medicine; any licensed pharmacist authorized under a protocol with a supervising physician under s. 465.1895, or a collaborative pharmacy practice agreement, as defined in s. 465.1865, to perform or order and evaluate laboratory and clinical tests; any hospital licensed under part I of chapter 395; or any laboratory appropriately certified by the Centers for Medicare and Medicaid Services under the federal Clinical Laboratory Improvement Amendments and the federal rules adopted thereunder which diagnoses or suspects the existence of a disease of public health significance shall immediately report the fact to the Department of Health.

Section 17. Subsection (11) of section 468.301, Florida Statutes, is amended to read:

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

(11) "Licensed practitioner" means a person who is licensed or otherwise authorized by law to practice medicine, podiatric medicine, chiroprody, osteopathic medicine, naturopathic medicine ~~naturopathy~~, or chiropractic medicine in this state.

Section 18. Subsection (1) of section 476.044, Florida Statutes, is amended to read:

476.044 Exemptions.—This chapter does not apply to the following persons when practicing pursuant to their professional responsibilities and duties:

(1) Persons authorized under the laws of this state to practice medicine, surgery, osteopathic medicine, chiropractic medicine, naturopathic medicine ~~naturopathy~~, or podiatric medicine;

Section 19. Paragraph (a) of subsection (1) of section 477.0135, Florida Statutes, is amended to read:

477.0135 Exemptions.—

(1) This chapter does not apply to the following persons when practicing pursuant to their professional or occupational responsibilities and duties:

(a) Persons authorized under the laws of this state to practice medicine, surgery, osteopathic medicine, chiropractic medicine, massage therapy, naturopathic medicine ~~naturopathy~~, or podiatric medicine.

Section 20. Subsections (2) and (3) of section 485.003, Florida Statutes, are amended to read:

485.003 Definitions.—In construing this chapter, the words, phrases, or terms, unless the context otherwise indicates, shall have the following meanings:

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(2) "Healing arts" shall mean the practice of medicine, surgery, psychiatry, dentistry, osteopathic medicine, chiropractic medicine, naturopathic medicine ~~naturopathy~~, podiatric medicine, chiropody, psychology, clinical social work, marriage and family therapy, mental health counseling, and optometry.

(3) "Practitioner of the healing arts" shall mean a person licensed under the laws of the state to practice medicine, surgery, psychiatry, dentistry, osteopathic medicine, chiropractic medicine, naturopathic medicine ~~naturopathy~~, podiatric medicine, chiropody, psychology, clinical social work, marriage and family therapy, mental health counseling, or optometry within the scope of his or her professional training and competence and within the purview of the statutes applicable to his or her respective profession, and who may refer a patient for treatment by a qualified person, who shall employ hypnotic techniques under the supervision, direction, prescription, and responsibility of such referring practitioner.

Section 21. Subsection (1) of section 486.161, Florida Statutes, is amended to read:

486.161 Exemptions.—

(1) ~~No provision of This chapter does not shall be construed to~~ prohibit any person licensed in this state from using any physical agent as a part of, or incidental to, the lawful practice of her or his profession under the statutes applicable to the profession of chiropractic physician, podiatric physician, doctor of medicine, massage therapist, nurse, osteopathic physician or surgeon, occupational therapist, or naturopathic doctor ~~naturopath~~.

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Section 22. Paragraph (h) of subsection (4) of section 627.351, Florida Statutes, is amended to read:

627.351 Insurance risk apportionment plans.—

(4) MEDICAL MALPRACTICE RISK APPORTIONMENT; ASSOCIATION CONTRACTS AND PURCHASES.—

(h) As used in this subsection:

1. "Health care provider" means hospitals licensed under chapter 395; physicians licensed under chapter 458; osteopathic physicians licensed under chapter 459; podiatric physicians licensed under chapter 461; dentists licensed under chapter 466; chiropractic physicians licensed under chapter 460; naturopathic doctors ~~naturopaths~~ licensed under chapter 462; nurses licensed under part I of chapter 464; midwives licensed under chapter 467; physician assistants licensed under chapter 458 or chapter 459; physical therapists and physical therapist assistants licensed under chapter 486; health maintenance organizations certificated under part I of chapter 641; ambulatory surgical centers licensed under chapter 395; other medical facilities as defined in subparagraph 2.; blood banks, plasma centers, industrial clinics, and renal dialysis facilities; or professional associations, partnerships, corporations, joint ventures, or other associations for professional activity by health care providers.

2. "Other medical facility" means a facility the primary purpose of which is to provide human medical diagnostic services or a facility providing nonsurgical human medical treatment, to which facility the patient is admitted and from which facility the patient is discharged within the same working day, and which facility is not part of a hospital. However, a facility existing

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for the primary purpose of performing terminations of pregnancy or an office maintained by a physician or dentist for the practice of medicine may not be construed to be an "other medical facility."

3. "Health care facility" means any hospital licensed under chapter 395, health maintenance organization certificated under part I of chapter 641, ambulatory surgical center licensed under chapter 395, or other medical facility as defined in subparagraph 2.

Section 23. Subsection (23) of section 893.02, Florida Statutes, is amended to read:

893.02 Definitions.—The following words and phrases as used in this chapter shall have the following meanings, unless the context otherwise requires:

(23) "Practitioner" means a physician licensed under chapter 458, a dentist licensed under chapter 466, a veterinarian licensed under chapter 474, an osteopathic physician licensed under chapter 459, an advanced practice registered nurse licensed under chapter 464, a naturopathic doctor ~~naturopath~~ licensed under chapter 462, a certified optometrist licensed under chapter 463, a psychiatric nurse as defined in s. 394.455, a podiatric physician licensed under chapter 461, or a physician assistant licensed under chapter 458 or chapter 459, provided such practitioner holds a valid federal controlled substance registry number.

Section 24. Paragraph (g) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

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(3) OFFENSE SEVERITY RANKING CHART

(g) LEVEL 7

Florida Statute	Felony Degree	Description
316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
327.35(3)(a)3.b.	3rd	Vessel BUI resulting in serious bodily injury.
402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration,

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permanent disability, or death.

851

409.920
(2) (b) 1.a.

3rd Medicaid provider fraud;
\$10,000 or less.

852

409.920
(2) (b) 1.b.

2nd Medicaid provider fraud; more
than \$10,000, but less than
\$50,000.

853

456.065 (2)

3rd Practicing a health care
profession without a license.

854

456.065 (2)

2nd Practicing a health care
profession without a license
which results in serious bodily
injury.

855

458.327 (1)

3rd Practicing medicine without a
license.

856

459.013 (1)

3rd Practicing osteopathic medicine
without a license.

857

460.411 (1)

3rd Practicing chiropractic
medicine without a license.

858

461.012 (1)

3rd Practicing podiatric medicine
without a license.

859

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~~462.17~~ 3rd ~~Practicing naturopathy without a license.~~

463.015(1) 3rd Practicing optometry without a license.

464.016(1) 3rd Practicing nursing without a license.

465.015(2) 3rd Practicing pharmacy without a license.

466.026(1) 3rd Practicing dentistry or dental hygiene without a license.

467.201 3rd Practicing midwifery without a license.

468.366 3rd Delivering respiratory care services without a license.

483.828(1) 3rd Practicing as clinical laboratory personnel without a license.

483.901(7) 3rd Practicing medical physics without a license.

484.013(1)(c) 3rd Preparing or dispensing optical

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devices without a prescription.

869

484.053

3rd

Dispensing hearing aids without
a license.

870

494.0018(2)

1st

Conviction of any violation of
chapter 494 in which the total
money and property unlawfully
obtained exceeded \$50,000 and
there were five or more
victims.

871

560.123(8)(b)1.

3rd

Failure to report currency or
payment instruments exceeding
\$300 but less than \$20,000 by a
money services business.

872

560.125(5)(a)

3rd

Money services business by
unauthorized person, currency
or payment instruments
exceeding \$300 but less than
\$20,000.

873

655.50(10)(b)1.

3rd

Failure to report financial
transactions exceeding \$300 but
less than \$20,000 by financial
institution.

874

775.21(10)(a)

3rd

Sexual predator; failure to

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register; failure to renew
driver license or
identification card; other
registration violations.

875

775.21(10)(b) 3rd Sexual predator working where
children regularly congregate.

876

775.21(10)(g) 3rd Failure to report or providing
false information about a
sexual predator; harbor or
conceal a sexual predator.

877

782.051(3) 2nd Attempted felony murder of a
person by a person other than
the perpetrator or the
perpetrator of an attempted
felony.

878

782.07(1) 2nd Killing of a human being by the
act, procurement, or culpable
negligence of another
(manslaughter).

879

782.071 2nd Killing of a human being or
unborn child by the operation
of a motor vehicle in a
reckless manner (vehicular
homicide).

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880

782.072 2nd Killing of a human being by the
operation of a vessel in a
reckless manner (vessel
homicide).

881

784.045 (1) (a) 1. 2nd Aggravated battery;
intentionally causing great
bodily harm or disfigurement.

882

784.045 (1) (a) 2. 2nd Aggravated battery; using
deadly weapon.

883

784.045 (1) (b) 2nd Aggravated battery; perpetrator
aware victim pregnant.

884

784.048 (4) 3rd Aggravated stalking; violation
of injunction or court order.

885

784.048 (7) 3rd Aggravated stalking; violation
of court order.

886

784.07 (2) (d) 1st Aggravated battery on law
enforcement officer.

887

784.074 (1) (a) 1st Aggravated battery on sexually
violent predators facility
staff.

888

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889	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
890	784.081 (1)	1st	Aggravated battery on specified official or employee.
891	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
892	784.083 (1)	1st	Aggravated battery on code inspector.
893	787.025 (2) (b)	2nd	Luring or enticing a child; second or subsequent offense.
894	787.025 (2) (c)	2nd	Luring or enticing a child with a specified prior conviction.
895	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
896	787.06 (3) (e) 2.	1st	Human trafficking using coercion for labor and services by the transfer or transport of an adult from outside Florida to within the state.

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897	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
898	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
899	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
900	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
901	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
902	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided

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for in s. 874.04.

903

794.08(4)

3rd

Female genital mutilation;
consent by a parent, guardian,
or a person in custodial
authority to a victim younger
than 18 years of age.

904

796.05(1)

1st

Live on earnings of a
prostitute; 2nd offense.

905

796.05(1)

1st

Live on earnings of a
prostitute; 3rd and subsequent
offense.

906

800.04(5)(c)1.

2nd

Lewd or lascivious molestation;
victim younger than 12 years of
age; offender younger than 18
years of age.

907

800.04(5)(c)2.

2nd

Lewd or lascivious molestation;
victim 12 years of age or older
but younger than 16 years of
age; offender 18 years of age
or older.

908

800.04(5)(e)

1st

Lewd or lascivious molestation;
victim 12 years of age or older
but younger than 16 years;

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offender 18 years or older;
prior conviction for specified
sex offense.

909

806.01 (2) 2nd Maliciously damage structure by
fire or explosive.

910

810.02 (3) (a) 2nd Burglary of occupied dwelling;
unarmed; no assault or battery.

911

810.02 (3) (b) 2nd Burglary of unoccupied
dwelling; unarmed; no assault
or battery.

912

810.02 (3) (d) 2nd Burglary of occupied
conveyance; unarmed; no assault
or battery.

913

810.02 (3) (e) 2nd Burglary of authorized
emergency vehicle.

914

812.014 (2) (a) 1. 1st Property stolen, valued at
\$100,000 or more or a
semitrailer deployed by a law
enforcement officer; property
stolen while causing other
property damage; 1st degree
grand theft.

915

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812.014 (2) (b) 2. 2nd Property stolen, cargo valued
at less than \$50,000, grand
theft in 2nd degree.

812.014 (2) (b) 3. 2nd Property stolen, emergency
medical equipment; 2nd degree
grand theft.

812.014 (2) (b) 4. 2nd Property stolen, law
enforcement equipment from
authorized emergency vehicle.

812.014 (2) (g) 2nd Grand theft; second degree;
firearm with previous
conviction of s.
812.014 (2) (c) 5.

812.0145 (2) (a) 1st Theft from person 65 years of
age or older; \$50,000 or more.

812.019 (2) 1st Stolen property; initiates,
organizes, plans, etc., the
theft of property and traffics
in stolen property.

812.131 (2) (a) 2nd Robbery by sudden snatching.

812.133 (2) (b) 1st Carjacking; no firearm, deadly
weapon, or other weapon.

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923

817.034 (4) (a) 1. 1st Communications fraud, value
greater than \$50,000.

924

817.234 (8) (a) 2nd Solicitation of motor vehicle
accident victims with intent to
defraud.

925

817.234 (9) 2nd Organizing, planning, or
participating in an intentional
motor vehicle collision.

926

817.234 (11) (c) 1st Insurance fraud; property value
\$100,000 or more.

927

817.2341 1st Making false entries of
(2) (b) & material fact or false
(3) (b) statements regarding property
values relating to the solvency
of an insuring entity which are
a significant cause of the
insolvency of that entity.

928

817.418 (2) (a) 3rd Offering for sale or
advertising personal protective
equipment with intent to
defraud.

929

817.504 (1) (a) 3rd Offering or advertising a

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vaccine with intent to defraud.

930

817.535(2)(a) 3rd Filing false lien or other
unauthorized document.

931

817.611(2)(b) 2nd Traffic in or possess 15 to 49
counterfeit credit cards or
related documents.

932

825.102(3)(b) 2nd Neglecting an elderly person or
disabled adult causing great
bodily harm, disability, or
disfigurement.

933

825.103(3)(b) 2nd Exploiting an elderly person or
disabled adult and property is
valued at \$10,000 or more, but
less than \$50,000.

934

827.03(2)(b) 2nd Neglect of a child causing
great bodily harm, disability,
or disfigurement.

935

827.04(3) 3rd Impregnation of a child under
16 years of age by person 21
years of age or older.

936

827.071(2) & (3) 2nd Use or induce a child in a
sexual performance, or promote

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or direct such performance.

937

827.071(4)

2nd

Possess with intent to promote
any photographic material,
motion picture, etc., which
includes child pornography.

938

837.05(2)

3rd

Giving false information about
alleged capital felony to a law
enforcement officer.

939

838.015

2nd

Bribery.

940

838.016

2nd

Unlawful compensation or reward
for official behavior.

941

838.021(3)(a)

2nd

Unlawful harm to a public
servant.

942

838.22

2nd

Bid tampering.

943

843.0855(2)

3rd

Impersonation of a public
officer or employee.

944

843.0855(3)

3rd

Unlawful simulation of legal
process.

945

843.0855(4)

3rd

Intimidation of a public
officer or employee.

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946

847.0135(3) 3rd Solicitation of a child, via a computer service, to commit an unlawful sex act.

947

847.0135(4) 2nd Traveling to meet a minor to commit an unlawful sex act.

948

872.06 2nd Abuse of a dead human body.

949

874.05(2)(b) 1st Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

950

874.10 1st,PBL Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.

951

893.13(1)(c)1. 1st Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned

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recreational facility or
community center.

952

893.13(1)(e)1. 1st Sell, manufacture, or deliver
cocaine or other drug
prohibited under s.
893.03(1)(a), (1)(b), (1)(d),
(2)(a), (2)(b), or (2)(c)5.,
within 1,000 feet of property
used for religious services or
a specified business site.

953

893.13(4)(a) 1st Use or hire of minor; deliver
to minor other controlled
substance.

954

893.135(1)(a)1. 1st Trafficking in cannabis, more
than 25 lbs., less than 2,000
lbs.

955

893.135 1st Trafficking in cocaine, more
(1)(b)1.a. than 28 grams, less than 200
grams.

956

893.135 1st Trafficking in illegal drugs,
(1)(c)1.a. more than 4 grams, less than 14
grams.

957

893.135 1st Trafficking in hydrocodone, 28

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(1) (c) 2.a.

grams or more, less than 50
grams.

893.135

1st

Trafficking in hydrocodone, 50
grams or more, less than 100
grams.

(1) (c) 2.b.

893.135

1st

Trafficking in oxycodone, 7
grams or more, less than 14
grams.

(1) (c) 3.a.

893.135

1st

Trafficking in oxycodone, 14
grams or more, less than 25
grams.

(1) (c) 3.b.

893.135

1st

Trafficking in fentanyl, 4
grams or more, less than 14
grams.

(1) (c) 4.b. (I)

893.135

1st

Trafficking in phencyclidine,
28 grams or more, less than 200
grams.

(1) (d) 1.a.

893.135 (1) (e) 1.

1st

Trafficking in methaqualone,
200 grams or more, less than 5
kilograms.

893.135 (1) (f) 1.

1st

Trafficking in amphetamine, 14
grams or more, less than 28

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grams.

965

893.135
(1) (g) 1.a.

1st Trafficking in flunitrazepam, 4
grams or more, less than 14
grams.

966

893.135
(1) (h) 1.a.

1st Trafficking in gamma-
hydroxybutyric acid (GHB), 1
kilogram or more, less than 5
kilograms.

967

893.135
(1) (j) 1.a.

1st Trafficking in 1,4-Butanediol,
1 kilogram or more, less than 5
kilograms.

968

893.135
(1) (k) 2.a.

1st Trafficking in Phenethylamines,
10 grams or more, less than 200
grams.

969

893.135
(1) (m) 2.a.

1st Trafficking in synthetic
cannabinoids, 280 grams or
more, less than 500 grams.

970

893.135
(1) (m) 2.b.

1st Trafficking in synthetic
cannabinoids, 500 grams or
more, less than 1,000 grams.

971

893.135
(1) (n) 2.a.

1st Trafficking in n-benzyl
phenethylamines, 14 grams or

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more, less than 100 grams.

972

893.1351(2)

2nd

Possession of place for
trafficking in or manufacturing
of controlled substance.

973

896.101(5)(a)

3rd

Money laundering, financial
transactions exceeding \$300 but
less than \$20,000.

974

896.104(4)(a)1.

3rd

Structuring transactions to
evade reporting or registration
requirements, financial
transactions exceeding \$300 but
less than \$20,000.

975

943.0435(4)(c)

2nd

Sexual offender vacating
permanent residence; failure to
comply with reporting
requirements.

976

943.0435(8)

2nd

Sexual offender; remains in
state after indicating intent
to leave; failure to comply
with reporting requirements.

977

943.0435(9)(a)

3rd

Sexual offender; failure to
comply with reporting
requirements.

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978

943.0435(13) 3rd Failure to report or providing
false information about a
sexual offender; harbor or
conceal a sexual offender.

979

943.0435(14) 3rd Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false
registration information.

980

944.607(9) 3rd Sexual offender; failure to
comply with reporting
requirements.

981

944.607(10) (a) 3rd Sexual offender; failure to
submit to the taking of a
digitized photograph.

982

944.607(12) 3rd Failure to report or providing
false information about a
sexual offender; harbor or
conceal a sexual offender.

983

944.607(13) 3rd Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false

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registration information.

984

985.4815(10)

3rd

Sexual offender; failure to
submit to the taking of a
digitized photograph.

985

985.4815(12)

3rd

Failure to report or providing
false information about a
sexual offender; harbor or
conceal a sexual offender.

986

985.4815(13)

3rd

Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false
registration information.

987

988

Section 25. This act shall take effect December 31, 2026.