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CS/HB 809

2026 Legislature

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 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.; revising the conditions
 5 under which the Board of Medicine, the Board of
 6 Osteopathic Medicine, and the Board of Nursing,
 7 respectively, may issue temporary certificates for
 8 practice in areas of critical need; authorizing
 9 certificateholders to continue primary care services
 10 after such areas lose their critical need designation
 11 under certain circumstances; providing an effective
 12 date.

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

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 16 Section 1. Paragraph (c) of subsection (3) of section
 17 458.315, Florida Statutes, is amended to read:

18 458.315 Temporary certificate for practice in areas of
 19 critical need.—

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

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

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

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26 b. The certificate was issued for practice in an area of
 27 critical need that has since lost its designation and the
 28 certificateholder maintains an active primary care treatment
 29 relationship in the area with one or more patients. In such
 30 case, the certificateholder may continue providing primary care
 31 services to patients in such area under the certificate if the
 32 board finds that all other requirements are satisfied during its
 33 review of the certificateholder.

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

43 Section 2. Paragraph (c) of subsection (3) of section
 44 459.0076, Florida Statutes, is amended to read:

45 459.0076 Temporary certificate for practice in areas of
 46 critical need.—

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

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

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

53 b. The certificate was issued for practice in an area of
54 critical need that has since lost its designation and the
55 certificateholder maintains an active primary care treatment
56 relationship in the area with one or more patients. In such
57 case, the certificateholder may continue providing primary care
58 services to patients in such area under the certificate if the
59 board finds that all other requirements are satisfied during its
60 review of the certificateholder.

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

70 Section 3. Paragraph (c) of subsection (3) of section
71 464.0121, Florida Statutes, is amended to read:

72 464.0121 Temporary certificate for practice in areas of
73 critical need.—

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

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

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

81 b. The certificate was issued for practice in an area of
 82 critical need that has since lost its designation and the
 83 certificateholder maintains an active primary care treatment
 84 relationship in the area with one or more patients. In such
 85 case, the certificateholder may continue providing primary care
 86 services to patients in such area under the certificate if the
 87 board finds that all other requirements are satisfied during its
 88 review of the certificateholder.

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.