Health Care General Committee

Wednesday, March 22, 2006
9:00 AM – 12:00 PM
306 HOB

COMMITTEE ACTION PACKET

Allan G. Bense
Speaker

Gayle B. Harrell
Chair

COMMITTEE MEETING REPORT

Health Care General Committee

3/22/2006 9:00:00AM

Location: 306 HOB

Attendance:

	Present	*Absent*	*Excused*
Gayle Harrell (Chair)	X		
Loranne Ausley	X		
Kim Berfield	X		
Joyce Cusack	X		
Denise Grimsley	X		
D. Alan Hays	X		
Paige Kreegel	X		
Stan Mayfield		X	
Dave Murzin	X		
Julio Robaina	X		
Juan Zapata	X		
Totals:	**10**	**1**	**0**

Committee meeting was reported out: Wednesday, March 22, 2006 4:22:19PM

COMMITTEE MEETING REPORT

Health Care General Committee

3/22/2006 9:00:00AM

Location: 306 HOB

HB 645 : Nursing Home Facilities

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Loranne Ausley	X				
Kim Berfield				X	
Joyce Cusack	X				
Denise Grimsley	X				
D. Alan Hays	X				
Paige Kreegel	X				
Stan Mayfield			X		
Dave Murzin	X				
Julio Robaina	X				
Juan Zapata	X				
Gayle Harrell (Chair)	X				
	Total Yeas: 9	**Total Nays: 0**			

HB 645 Amendments

Amendment 01

[X] Adopted Without Objection

Committee meeting was reported out: Wednesday, March 22, 2006 4:22:19PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 01 (for drafter's use only)

Bill No. **HB 645**

COUNCIL/COMMITTEE ACTION

ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	X	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER	____	

ADOPTED
03/22/2006

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1 Council/Committee hearing bill: Health Care General
2 Representative(s) Gelber offered the following:
3
4 **Amendment (with title amendment)**
5 Remove everything after the enacting clause and insert:
6 Section 1. Section 400.0627, Florida Statutes, is created
7 to read:
8 400.0627 Emergency electric power system capacity.--
9 (1) It is the intent of the Legislature that each nursing
10 home facility in this state be encouraged to have an emergency
11 electrical power system capacity that is sufficient to remain
12 fully operational during and after an emergency in order to
13 maintain the safety and health of the residents of the nursing
14 home facility and, if necessary, to provide care to residents
15 evacuated from other nursing home facilities.
16 (2) By July 1, 2006, the Agency for Health Care
17 Administration shall commence implementation of a 2-year pilot
18 program to provide the capability for increasing the capacity of
19 emergency electrical power systems of nursing home facilities.
20 To participate in the pilot program a nursing home facility
21 must:

22 (a) Be located in Broward County, Collier County, Dade
23 County, Monroe County, or Palm Beach County;
24 (b) Not be located within a hurricane-evacuation zone;
25 (c) Not have been cited for a class I deficiency within
26 the 30 months preceding the commencement date of implementation
27 of the pilot program;
28 (d) Be capable of accepting and agree to accept at least
29 30 residents who are transferred from other nursing home
30 facilities pursuant to applicable life safety and firesafety
31 laws as determined by the agency. During any such evacuation,
32 the facility from which the residents are transferred shall
33 provide the receiving facility with the staff required to care
34 for the transferred residents; and
35 (e) Have a contract with a company that is able to supply
36 an electrical generator when needed.
37 (3)(a) A nursing home facility must notify the Agency for
38 Health Care Administration if it seeks to participate in the
39 pilot program. If a facility providing such a notice meets the
40 criteria in subsection (2) and funds are available as specified
41 in paragraph (3)(b), the agency shall reimburse the facility for
42 one-half the cost up to $15,000, of the contract described in
43 paragraph (2)(e) to secure an electrical generator within the 2-
44 year duration of the pilot program. The agency shall also
45 reimburse the facility for the cost incurred to install a
46 permanent, predesigned electrical service entry that will allow
47 a quick connection to a temporary electrical generator. The
48 connection must be installed inside a permanent metal enclosure
49 that is rated as suitable for the purpose of providing such an
50 entry, may be located on the exterior of the building, and must
51 be adequate to allow the operation of the facility under normal
52 conditions. Before any such reimbursement, the facility must

53 provide the agency with documentation that the installation is
54 complete and the electrical work associated with the
55 installation was performed by a certified electrical contractor.
56 (b) Reimbursement to a facility under paragraph (a) is
57 available to the extent that funds are appropriated for each of
58 the 2 years of the pilot program. Funds shall be provided to
59 eligible facilities on a first-come, first-served basis.
60 (4) A nursing home facility that participates and is
61 reimbursed for an installation under the pilot program shall
62 ensure the proper safekeeping and maintenance of the
63 installation and allow the Agency for Health Care Administration
64 access as needed to inspect the installation.
65 (5) This section does not require a nursing home facility
66 to participate in the pilot program or to modify the capacity of
67 its existing emergency electrical power system. However, if the
68 existing emergency electrical power system of a nursing home
69 facility is modified as part of an installation for which
70 reimbursement is provided under subsection (3), such system must
71 comply with all current codes and standards.
72 (6) The Agency for Health Care Administration may adopt
73 rules to administer this section.
74 Section 2. This act shall take effect upon becoming a law.
75
76 ========== T I T L E A M E N D M E N T ==========
77 Remove the entire title and insert:
78 A bill to be entitled
79 An act relating to nursing home facilities; creating s.
80 400.0627, F.S.; providing legislative intent; requiring
81 the Agency for Health Care Administration to commence a
82 pilot program to increase the emergency electrical power
83 capacity of nursing home facilities by reimbursing such

84 facilities for the costs of installing a permanent
85 connection for a generator and of a contract for the
86 acquisition of a generator when needed; providing
87 eligibility criteria for reimbursement; authorizing the
88 agency to adopt rules; providing an effective date.

COMMITTEE MEETING REPORT

Health Care General Committee

3/22/2006 9:00:00AM

Location: 306 HOB

HB 699 CS : Health Care

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Loranne Ausley	X				
Kim Berfield	X				
Joyce Cusack	X				
Denise Grimsley	X				
D. Alan Hays	X				
Paige Kreegel	X				
Stan Mayfield			X		
Dave Murzin	X				
Julio Robaina	X				
Juan Zapata	X				
Gayle Harrell (Chair)	X				
	Total Yeas: 10	**Total Nays: 0**			

HB 699 CS Amendments

Amendment 01

[X] Adopted Without Objection

Appearances:

HB 699 CS -- Health Care
Angela D. Myers, Nurse Practitioner (General Public) - Opponent
FNP/Private Practice
8505 Yashuntafun Road
Tallahassee FL 32311
Phone: (850) 878-8806

HB 699 CS -- Health Care
Francie Plendl, Director (WAIVED TIME IN SUPPORT OF THE BILL) (Lobbyist) - Proponent
Governmental Affairs, Florida Medical Association
123 South Adams Street
Tallahassee FL 32303
Phone: (850) 224-6496

HB 699 CS -- Health Care
M. Christopher Saslo, MSN, ARNP (General Public) - Opponent
Florida Nurse Practitioner Network
5159 Club Road
West Palm Beach FL 33415
Phone: (561) 676-2013

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COMMITTEE MEETING REPORT

Health Care General Committee

3/22/2006 9:00:00AM

Location: 306 HOB

HB 699 CS -- Health Care
Barbara Lumpkin, Associate Executive Director (WAIVED TIME IN SUPPORT OF THE BILL) (Lobbyist) - Proponent
Florida Nurses Association
PO Box 536985
Orlando FL 32853
Phone: (407) 896-3261

HB 699 CS -- Health Care
Anna Small (WAIVED TIME IN SUPPORT OF THE BILL) (General Public) - Proponent
Florida Council of Nurse-Midwives
1558 Village Square Boulevard
Tallahassee FL 32309
Phone: (850) 297-0090

HB 699 CS -- Health Care
Stephen R. Winn, Executive Director (WAIVED TIME IN SUPPORT OF THE BILL) (Lobbyist) - Proponent
Florida Osteopathic Medical Association
2007 Apalachee Parkway
Tallahassee FL 32301
Phone: (850) 878-7364

HB 699 CS -- Health Care
Nancy Moreau, Legislative Liaison (WAIVED TIME IN SUPPORT OF THE BILL) (Lobbyist) - Proponent
Florida Pediatric Society
1895 Vineland Lane
Tallahassee FL 32317
Phone: (850) 942-7031

HB 699 CS -- Health Care
Chris Nuland (WAIVED TIME IN SUPPORT OF THE BILL) (Lobbyist) - Proponent
Florida Society of Plastic Surgery
1000 Riverside Avenue
Jacksonville FL
Phone: (904) 355-1555

HB 699 CS -- Health Care
Dr. Joshua Lenchus, Physician (WAIVED TIME IN SUPPORT OF THE BILL) (General Public) - Proponent
Florida Chapter ACP/Florida Medical Association
2410 W. Omsby Circle
Jacksonville FL 32210
Phone: (904) 771-0503

HB 699 CS -- Health Care
Lindy Kennedy (WAIVED TIME IN SUPPORT OF THE BILL) (Lobbyist) - Proponent
Florida Academy of Family Physicians
Tallahassee FL
Phone: (850) 201-2075

Committee meeting was reported out: Wednesday, March 22, 2006 4:22:19PM

Bill No. **HB 699 CS**

COUNCIL/COMMITTEE ACTION

ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER	____	

ADOPTED
03/22/2006

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1 Council/Committee hearing bill: Health Care General Committee
2 Representative(s) Negron offered the following:
3
4 **Amendment (with title amendment)**
5 Remove everything after the enacting clause and insert:
6 Section 1. A new subsection (4) is added to section
7 458.348, Florida Statutes, to read:
8 (4) Supervisory Relationships in Medical Office Settings.
9 A physician who supervises an Advanced Registered Nurse
10 Practitioner or Physician Assistant at a medical office other
11 than the physician's primary practice location, where the
12 Advanced Registered Nurse Practitioner or Physician Assistant is
13 not under the onsite supervision of a supervising physician,
14 must comply with the standards set forth below. For the purpose
15 of this subsection, a physician's "primary practice location"
16 means the address reflected on the physician's profile published
17 pursuant to s. 456.041.
18 (a) A physician who is engaged in providing primary health
19 care services shall not supervise more than four (4) offices in
20 addition to the physician's primary practice location. For the
21 purpose of this subsection, "primary health care" means health
22 care services that are commonly provided to patients without

23 referral from another practitioner and excludes practices
24 providing primarily dermatologic and skin care services (which
25 include aesthetic skin care services).
26 (b) A physician who is engaged in providing specialty
27 health care services shall not supervise more than two (2)
28 offices in addition to the physician's primary practice
29 location. For the purpose of this subsection, "specialty health
30 care" means health care services that are commonly provided to
31 patients with a referral from another practitioner and excludes
32 practices providing primarily dermatologic and skin care
33 services (which include aesthetic skin care services).
34 (c) a physician who supervises an Advanced Registered
35 Nurse Practitioner or Physician Assistant at a medical office
36 other than the physician's primary practice location, where the
37 Advanced Registered Nurse Practitioner or Physician Assistant is
38 not under the onsite supervision of a supervising physician and
39 the services offered at the office are primarily dermatologic or
40 skin care services (which include aesthetic skin care services)
41 other than plastic surgery, must comply with the standards
42 listed in subparagraphs (i)-(iv). Notwithstanding the
43 provisions of s. 458.347(4)(e)8 or any administrative rule, a
44 physician supervising a Physician Assistant shall not be
45 required to review and co-sign charts or medical records
46 prepared by such Physician Assistant. For the purpose of this
47 subsection, a physician's "primary practice location" means the
48 address reflected on the physician's profile published pursuant
49 to s. 456.041.
50 (i) the physician shall submit to the Board of Medicine
51 the addresses of all offices where he is supervising an Advanced
52 Registered Nurse Practitioner or a Physician's Assistant that
53 are not the physician's primary practice location.

54 (ii) the physician must be either board certified or board
55 eligible in dermatology or plastic surgery as recognized by the
56 Board of Medicine pursuant to Section 458.3312, Florida
57 Statutes.
58 (iii) All such offices that are not the physician's
59 primary place of practice must be within 25 miles of the
60 physician's primary place of practice or in a county that is
61 contiguous to the county of the physician's primary place of
62 practice. However, the distance between any of the offices
63 shall not exceed 75 miles.
64 (iv) the physician may only supervise one office other than
65 the physician's primary place of practice except that until July
66 1, 2011 the physician may supervise up to two medical offices
67 other than the physician's primary place of practice if the
68 addresses of the offices are submitted to the Board of Medicine
69 prior to July 1, 2006. Effective July 1, 2011 the physician may
70 supervise only one office other than the physician's primary
71 place of practice regardless of when the addresses of the
72 offices were submitted to the Board of Medicine.
73 (d) A physician who supervises an office in addition to
74 the physician's primary practice location shall conspicuously
75 post in each of the physician's offices a current schedule of
76 the regular hours that the physician is present in that office,
77 and the hours that the office is open when the physician is not
78 present.
79 (e) The provisions of this subsection shall not apply to
80 health care services provided in facilities licensed under
81 chapter 395 or in conjunction with a college of medicine or
82 college of nursing or an accredited graduate medical or nursing
83 education program; or to health care services provided in a
84 nursing home licensed under part II of chapter 400, an assisted

85 living facility licensed under part III of chapter 400, a
86 continuing care facility licensed under chapter 651, or a
87 retirement community consisting of independent living units and
88 either a licensed nursing home or assisted living facility; or
89 to anesthesia services provided in accordance with law; or to
90 health care services provided in a designated rural health
91 clinic; or to health care services provided to persons enrolled
92 in a program designed to maintain elders and persons with
93 disabilities in a home and community-based setting; or to health
94 care services provided in federal or state facilities.
95 (5) Upon initial referral of a patient by another
96 practitioner, the physician receiving the referral must ensure
97 that the patient is informed of the type of license held by the
98 physician and the type of license held by any other practitioner
99 who will be providing services to the patient. When scheduling
100 the initial examination or consultation following such referral,
101 the patient may decide to see the physician or any other
102 licensed practitioner supervised by the physician, and prior to
103 the initial examination or consultation shall sign a form
104 indicating the patient's choice of practitioner. The
105 supervising physician must review the medical record of the
106 initial examination or consultation, and ensure that a written
107 report on the initial examination or consultation is furnished
108 to the referring practitioner within ten business days following
109 the completion of the initial examination or consultation.
110 Section 2. A new section is added to Chapter 459, Florida
111 Statutes, to read:
112 459.024 Formal supervisory relationships, standing orders,
113 and established protocols; notice; standard.
114 (1) Notices.--

115 (a) When a physician enters into a formal supervisory
116 relationship or standing orders with an emergency medical
117 technician or paramedic licensed pursuant to s. 401.27, which
118 relationship or orders contemplate the performance of medical
119 acts, or when a physician enters into an established protocol
120 with an advanced registered nurse practitioner, which protocol
121 contemplates the performance of medical acts identified and
122 approved by the joint committee pursuant to s. 464.003(3)(c) or
123 acts set forth in s. 464.012(3) and (4), the physician shall
124 submit notice to the board. The notice shall contain a
125 statement in substantially the following form:
126 I, (name and professional license number of physician) , of
127 (address of physician) have hereby entered into a formal
128 supervisory relationship, standing orders, or an established
129 protocol with (number of persons) emergency medical
130 technician(s), (number of persons) paramedic(s), or (number of
131 persons) advanced registered nurse practitioner(s).
132 (b) Notice shall be filed within 30 days of entering into
133 the relationship, orders, or protocol. Notice also shall be
134 provided within 30 days after the physician has terminated any
135 such relationship, orders, or protocol.
136 (2) Protocols requiring direct supervision.--All protocols
137 relating to electrolysis or electrology using laser or light-
138 based hair removal or reduction by persons other than physicians
139 licensed under this chapter or chapter 458 shall require the
140 person performing such service to be appropriately trained and
141 work only under the direct supervision and responsibility of a
142 physician licensed under this chapter or chapter 458.
143 (3) Supervisory Relationships in Medical Office Settings.
144 A physician who supervises an Advanced Registered Nurse
145 Practitioner or Physician Assistant at a medical office other

146 than the physician's primary practice location, where the
147 Advanced Registered Nurse Practitioner or Physician Assistant is
148 not under the onsite supervision of a supervising physician,
149 must comply with the standards set forth below. For the purpose
150 of this subsection, a physician's "primary practice location"
151 means the address reflected on the physician's profile published
152 pursuant to s. 456.041.
153 (a) A physician who is engaged in providing primary health
154 care services shall not supervise more than four (4) offices in
155 addition to the physician's primary practice location. For the
156 purpose of this subsection, "primary health care" means health
157 care services that are commonly provided to patients without
158 referral from another practitioner and excludes practices
159 providing primarily dermatologic and skin care services (which
160 include aesthetic skin care services).
161 (b) A physician who is engaged in providing specialty
162 health care services shall not supervise more than two (2)
163 offices in addition to the physician's primary practice
164 location. For the purpose of this subsection, "specialty health
165 care" means health care services that are commonly provided to
166 patients with a referral from another practitioner and excludes
167 practices providing primarily dermatologic and skin care
168 services (which include aesthetic skin care services).
169 (c) a physician who supervises an Advanced Registered
170 Nurse Practitioner or Physician Assistant at a medical office
171 other than the physician's primary practice location, where the
172 Advanced Registered Nurse Practitioner or Physician Assistant is
173 not under the onsite supervision of a supervising physician and
174 the services offered at the office are primarily dermatologic or
175 skin care services (which include aesthetic skin care services)
176 other than plastic surgery, must comply with the standards

177 listed in subparagraphs (i)-(iv). Notwithstanding the
178 provisions of s. 458.347(4)(e)8 or any administrative rule, a
179 physician supervising a Physician Assistant shall not be
180 required to review and co-sign charts or medical records
181 prepared by such Physician Assistant. For the purpose of this
182 subsection, a physician's "primary practice location" means the
183 address reflected on the physician's profile published pursuant
184 to s. 456.041.
185 (i) the physician shall submit to the Board of Osteopathic
186 Medicine the addresses of all offices where he is supervising or
187 has a protocol with an Advanced Registered Nurse Practitioner or
188 a Physician's Assistant that are not the physician's primary
189 practice location.
190 (ii) the physician must be either board certified or board
191 eligible in dermatology or plastic surgery as recognized by the
192 Board of Osteopathic Medicine pursuant to Section 459.0152,
193 Florida Statutes.
194 (iii) All such offices that are not the physician's
195 primary place of practice must be within 25 miles of the
196 physician's primary place of practice or in a county that is
197 contiguous to the county of the physician's primary place of
198 practice. However, the distance between any of the offices
199 shall not exceed 75 miles.
200 (iv) the physician may only supervise one office other
201 than the physician's primary place of practice except that until
202 July 1, 2011 the physician may supervise up to two medical
203 offices other than the physician's primary place of practice if
204 the addresses of the offices are submitted to the Board of
205 Osteopathic Medicine prior to July 1, 2006. Effective July 1,
206 2011 the physician may supervise only one office other than the
207 physician's primary place of practice regardless of when the

208 addresses of the offices were submitted to the Board of
209 Osteopathic Medicine.
210 (d) A physician who supervises an office in addition to
211 the physician's primary practice location shall conspicuously
212 post in each of the physician's offices a current schedule of
213 the regular hours that the physician is present in that office,
214 and the hours that the office is open when the physician is not
215 present.
216 (e) The provisions of this subsection shall not apply to
217 health care services provided in facilities licensed under
218 chapter 395 or in conjunction with a college of medicine or
219 college of nursing or an accredited graduate medical or nursing
220 education program; or to health care services provided in a
221 nursing home licensed under part II of chapter 400, an assisted
222 living facility licensed under part III of chapter 400, a
223 continuing care facility licensed under chapter 651, or a
224 retirement community consisting of independent living units and
225 either a licensed nursing home or assisted living facility; or
226 to anesthesia services provided in accordance with law; or to
227 health care services provided in a designated rural health
228 clinic; or to health care services provided to persons enrolled
229 in a program designed to maintain elders and persons with
230 disabilities in a home and community-based setting; or to health
231 care services provided in federal or state facilities.
232 (4) Upon initial referral of a patient by another
233 practitioner, the physician receiving the referral must ensure
234 that the patient is informed of the type of license held by the
235 physician and the type of license held by any other practitioner
236 who will be providing services to the patient. When scheduling
237 the initial examination or consultation following such referral,
238 the patient may decide to see the physician or any other

239 licensed practitioner supervised by the physician, and prior to
240 the initial examination or consultation shall sign a form
241 indicating the patient's choice of practitioner. The
242 supervising physician must review the medical record of the
243 initial examination or consultation, and ensure that a written
244 report on the initial examination or consultation is furnished
245 to the referring practitioner within ten business days following
246 the completion of the initial examination or consultation.
247 Section 3. Section 464.012(3), Florida Statutes, is
248 amended to read:
249 (3) An advanced registered nurse practitioner shall
250 perform those functions authorized in this section within the
251 framework of an established protocol, which shall be filed with
252 the board upon biennial license renewal and within thirty days
253 of entering into a supervisory relationship with a physician or
254 changes to the protocol. The board shall review the protocol to
255 ensure compliance with applicable regulatory standards for
256 protocols. The board shall refer to the department licensees
257 submitting protocols which are not compliant with the regulatory
258 standards for protocols. A practitioner currently licensed under
259 chapter 458, chapter 459, or chapter 466 shall maintain
260 supervision for directing the specific course of medical
261 treatment. Within the established framework, an advanced
262 registered nurse practitioner may:
263 (a) Monitor and alter drug therapies.
264 (b) Initiate appropriate therapies for certain conditions.
265 (c) Perform additional functions as may be determined by
266 rule in accordance with s. 464.003(3)(c).
267 (d) Order diagnostic tests and physical and occupational
268 therapy.

269 Section 4. Section 456.041(1)(a), Florida Statutes, is
270 amended to read:
271 456.041 Practitioner profile; creation.--
272 (1)(a) The Department of Health shall compile the
273 information submitted pursuant to s. 456.039 into a practitioner
274 profile of the applicant submitting the information, except that
275 the Department of Health shall develop a format to compile
276 uniformly any information submitted under s. 456.039(4)(b).
277 Beginning July 1, 2001, the Department of Health may compile the
278 information submitted pursuant to s. 456.0391 into a
279 practitioner profile of the applicant submitting the
280 information. The protocol submitted pursuant to s. 464.012(3)
281 shall be included in the practitioner profile of the advanced
282 registered nurse practitioner applicant submitting the
283 information.
284 Section 5. Subsection (6) of section 456.013, Florida
285 Statutes, is amended to read:
286 456.013 Department; general licensing provisions.--
287 (6) As a condition of renewal of a license, the Board of
288 Medicine, the Board of Osteopathic Medicine, the Board of
289 Chiropractic Medicine, and the Board of Podiatric Medicine shall
290 each require licensees which they respectively regulate to
291 periodically demonstrate their professional competency by
292 completing at least 40 hours of continuing education every 2
293 years. The boards may require by rule that up to 1 hour of the
294 required 40 or more hours be in the area of risk management or
295 cost containment. This provision shall not be construed to limit
296 the number of hours that a licensee may obtain in risk
297 management or cost containment to be credited toward satisfying
298 the 40 or more required hours. This provision shall not be
299 construed to require the boards to impose any requirement on

300 licensees except for the completion of at least 40 hours of
301 continuing education every 2 years. Each of such boards shall
302 determine whether any specific continuing education requirements
303 not otherwise mandated by law shall be mandated and shall
304 approve criteria for, and the content of, any continuing
305 education mandated by such board. Notwithstanding any other
306 provision of law, the board, or the department when there is no
307 board, may approve by rule alternative methods of obtaining
308 continuing education credits in risk management. The alternative
309 methods may include attending a board meeting at which another
310 licensee is disciplined, serving as a volunteer expert witness
311 for the department in a disciplinary case, or serving as a
312 member of a probable cause panel following the expiration of a
313 board member's term. Other boards within the Division of Medical
314 Quality Assurance, or the department if there is no board, may
315 adopt rules granting continuing education hours in risk
316 management for attending a board meeting at which another
317 licensee is disciplined, for serving as a volunteer expert
318 witness for the department in a disciplinary case, or for
319 serving as a member of a probable cause panel following the
320 expiration of a board member's term.
321 Section 6. Section 456.031, Florida Statutes, is amended
322 to read:
323 456.031 Requirement for instruction on domestic violence.-
324 -
325 (1)(a) The appropriate board shall require each person
326 licensed or certified under chapter 458, chapter 459, part I of
327 chapter 464, chapter 466, chapter 467, chapter 490, or chapter
328 491 to complete a 1-hour continuing education course, approved
329 by the board, on domestic violence, as defined in s. 741.28, as
330 part of biennial relicensure or recertification. The course

331 shall consist of information on the number of patients in that
332 professional's practice who are likely to be victims of domestic
333 violence and the number who are likely to be perpetrators of
334 domestic violence, screening procedures for determining whether
335 a patient has any history of being either a victim or a
336 perpetrator of domestic violence, and instruction on how to
337 provide such patients with information on, or how to refer such
338 patients to, resources in the local community, such as domestic
339 violence centers and other advocacy groups, that provide legal
340 aid, shelter, victim counseling, batterer counseling, or child
341 protection services.
342 (b) Each such licensee or certificateholder shall submit
343 confirmation of having completed such course, on a form provided
344 by the board, when submitting fees for each biennial renewal.
345 (c) The board may approve additional equivalent courses
346 that may be used to satisfy the requirements of paragraph (a).
347 Each licensing board that requires a licensee to complete an
348 educational course pursuant to this subsection may include the
349 hour required for completion of the course in the total hours of
350 continuing education required by law for such profession unless
351 the continuing education requirements for such profession
352 consist of fewer than 30 hours biennially.
353 (d) Any person holding two or more licenses subject to the
354 provisions of this subsection shall be permitted to show proof
355 of having taken one board-approved course on domestic violence,
356 for purposes of relicensure or recertification for additional
357 licenses.
358 (e) Failure to comply with the requirements of this
359 subsection shall constitute grounds for disciplinary action
360 under each respective practice act and under s. 456.072(1)(k).

361 In addition to discipline by the board, the licensee shall be
362 required to complete such course.
363 (2) The board shall also require, as a condition of
364 granting a license under any chapter specified in paragraph
365 (1)(a), that each applicant for initial licensure under the
366 appropriate chapter complete an educational course acceptable to
367 the board on domestic violence which is substantially equivalent
368 to the course required in subsection (1). An applicant who has
369 not taken such course at the time of licensure shall, upon
370 submission of an affidavit showing good cause, be allowed 6
371 months to complete such requirement.
372 (3)(a) In lieu of completing a course as required in
373 subsection (1), a licensee or certificateholder may complete a
374 course in end-of-life care and palliative health care, if the
375 licensee or certificateholder has completed an approved domestic
376 violence course in the immediately preceding biennium.
377 (b) In lieu of completing a course as required by
378 subsection (1), a person licensed under chapter 466 who has
379 completed an approved domestic-violence education course in the
380 immediately preceding 2 years may complete a course approved by
381 the Board of Dentistry.
382 (4) Each board may adopt rules to carry out the provisions
383 of this section.
384 (5) Each board shall report to the President of the
385 Senate, the Speaker of the House of Representatives, and the
386 chairs of the appropriate substantive committees of the
387 Legislature by March 1 of each year as to the implementation of
388 and compliance with the requirements of this section.
389 Section 7. Section 456.033, Florida Statutes, is amended
390 to read:

391 456.033 Requirement for instruction for certain licensees
392 on HIV and AIDS.--
393 (1) The appropriate board shall require each person
394 licensed or certified under chapter 457; chapter 458; chapter
395 459; chapter 460; chapter 461; chapter 463; part I of chapter
396 464; chapter 465; chapter 466; part II, part III, part V, or
397 part X of chapter 468; or chapter 486 to complete a continuing
398 educational course, approved by the board, on human
399 immunodeficiency virus and acquired immune deficiency syndrome
400 as part of biennial relicensure or recertification. The course
401 shall consist of education on the modes of transmission,
402 infection control procedures, clinical management, and
403 prevention of human immunodeficiency virus and acquired immune
404 deficiency syndrome. Such course shall include information on
405 current Florida law on acquired immune deficiency syndrome and
406 its impact on testing, confidentiality of test results,
407 treatment of patients, and any protocols and procedures
408 applicable to human immunodeficiency virus counseling and
409 testing, reporting, the offering of HIV testing to pregnant
410 women, and partner notification issues pursuant to ss. 381.004
411 and 384.25.
412 (2) Each such licensee or certificateholder shall submit
413 confirmation of having completed said course, on a form as
414 provided by the board, when submitting fees for each biennial
415 renewal.
416 (3) The board shall have the authority to approve
417 additional equivalent courses that may be used to satisfy the
418 requirements in subsection (1). Each licensing board that
419 requires a licensee to complete an educational course pursuant
420 to this section may count the hours required for completion of

421 the course included in the total continuing educational
422 requirements as required by law.
423 (4) Any person holding two or more licenses subject to the
424 provisions of this section shall be permitted to show proof of
425 having taken one board-approved course on human immunodeficiency
426 virus and acquired immune deficiency syndrome, for purposes of
427 relicensure or recertification for additional licenses.
428 (5) Failure to comply with the above requirements shall
429 constitute grounds for disciplinary action under each respective
430 licensing chapter and s. 456.072(1)(e). In addition to
431 discipline by the board, the licensee shall be required to
432 complete the course.
433 (6) The board shall require as a condition of granting a
434 license under the chapters and parts specified in subsection (1)
435 that an applicant making initial application for licensure
436 complete an educational course acceptable to the board on human
437 immunodeficiency virus and acquired immune deficiency syndrome.
438 An applicant who has not taken a course at the time of licensure
439 shall, upon an affidavit showing good cause, be allowed 6 months
440 to complete this requirement.
441 (7) The board shall have the authority to adopt rules to
442 carry out the provisions of this section.
443 (8) The board shall report to the Legislature by March 1
444 of each year as to the implementation and compliance with the
445 requirements of this section.
446 (9)(a) In lieu of completing a course as required in
447 subsection (1), the licensee may complete a course in end-of-
448 life care and palliative health care, so long as the licensee
449 completed an approved AIDS/HIV course in the immediately
450 preceding biennium.

451 (b) In lieu of completing a course as required by
452 subsection (1), a person licensed under chapter 466 who has
453 completed an approved AIDS/HIV course in the immediately
454 preceding 2 years may complete a course approved by the Board of
455 Dentistry.
456 (7) The following requirements apply to each person
457 licensed or certified under chapter 457; chapter 458; chapter
458 459; chapter 461; chapter 463; part I of chapter 464; chapter
459 465; chapter 466; part II, part III, part V, or part X of
460 chapter 468; or chapter 486:
461 (a) Each person shall be required by the appropriate board
462 to complete a continuing education course described in section
463 (1) no later than upon first renewal.
464 (b) Each person shall submit confirmation described in
465 subsection (2) when submitting fees for first renewal.
466 (c) Each person shall be subject to subsections (3), (4),
467 and (5).
468 Section 8. Subsection (3) of section 464.013, Florida
469 Statutes, is amended to read:
470 464.013 Renewal of license or certificate.--
471 (3) The board shall by rule prescribe continuing education
472 not to exceed 30 hours biennially as a condition for renewal of
473 a license or certificate. The criteria for programs shall be
474 approved by the board.
475 Section 9. Subsection (5) of section 458.319, Florida
476 Statutes, is renumbered as subsection (4), and present
477 subsection (4) of that section is amended to read:
478 458.319 Renewal of license.--
479 (4) Notwithstanding the provisions of s. 456.033, a
480 physician may complete continuing education on end-of-life care
481 and palliative care in lieu of continuing education in AIDS/HIV,

482 if that physician has completed the AIDS/HIV continuing
483 education in the immediately preceding biennium.
484 Section 10. Subsection (5) of section 459.008, Florida
485 Statutes, is amended to read:
486 459.008 Renewal of licenses and certificates.--
487 (5) Notwithstanding the provisions of s. 456.033, an
488 osteopathic physician may complete continuing education on end-
489 of-life and palliative care in lieu of continuing education in
490 AIDS/HIV, if that physician has completed the AIDS/HIV
491 continuing education in the immediately preceding biennium.
492 Section 11. This act shall take effect July 1, 2006.
493
494 ========== T I T L E A M E N D M E N T ==========
495 Remove the entire title and insert:
496 A bill to be entitled
497 An act relating to health care; amending chapter 458 F.S.;
498 creating ss. 458.348(4), F.S., regarding supervisory
499 relationships in medical office settings; amending chapter
500 459 F.S., creating ss. 459.024, F.S., regarding formal
501 supervisory relationships, standing orders, and
502 established protocols; notice; standards; amending ss.
503 464.012(3), F.S., certification of advanced registered
504 nurse practitioners; fees; providing legislative intent;
505 regarding patient care; amending ss. 456.041(1)(a), F.S.,
506 practitioner profile; creation; amending ss. 456.013(6),
507 F.S., regarding general licensing privileges; amending
508 section 456.031, F.S., requirement for instruction on
509 domestic violence; amending ss. 456.033 F.S., regarding
510 requirements for instructions for certain licensing on HIV
511 and AIDs; amending ss. 464.013 (3) F.S., regarding renewal
512 of license or certificate; renumbering ss. 458.319(5) as

513 ss. 458.319 (4), F.S., regarding renewal of license;
514 amending ss. 459.008(5) F.S., regarding renewal of license
515 and certificates; providing an effective date.
516
517

Bill No. **HB 699 CS**

COUNCIL/COMMITTEE ACTION

ADOPTED __ (Y/N)
ADOPTED AS AMENDED __ (Y/N)
ADOPTED W/O OBJECTION __ (Y/N)
FAILED TO ADOPT __ (Y/N)
WITHDRAWN __ (Y/N)
OTHER X not considered

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1 Council/Committee hearing bill: Health Care General
2 Representative(s) Grimsley offered the following:
3
4 **Amendment 1 to strike all Amendment (1) by Representative**
5 **Negron (with directory and title amendments)**
6 Remove line(s) 284 - 491 and insert:
7 Section 5. Subsection (6) of section 456.013, Florida
8 Statutes, is amended to read:
9 456.013 Department; general licensing provisions.--
10 (6) As a condition of renewal of a license, the Board of
11 Medicine, the Board of Osteopathic Medicine, the Board of
12 Chiropractic Medicine, and the Board of Podiatric Medicine shall
13 each require licensees which they respectively regulate to
14 periodically demonstrate their professional competency by
15 completing at least 40 hours of continuing education every 2
16 years. A licensee under chapter 458 who provides proof of
17 current specialty board certification by a credentialing agency
18 approved by the Board of Medicine shall be exempt from this
19 requirement provided the licensee is actively engaged in
20 maintaining his or her certification. The boards may require by
21 rule that up to 1 hour of the required 40 or more hours be in
22 the area of risk management or cost containment. This provision
23 shall not be construed to limit the number of hours that a

24 licensee may obtain in risk management or cost containment to be
25 credited toward satisfying the 40 or more required hours. This
26 provision shall not be construed to require the boards to impose
27 any requirement on licensees except for the completion of at
28 least 40 hours of continuing education every 2 years. Each of
29 such boards shall determine whether any specific continuing
30 education requirements not otherwise mandated by law shall be
31 mandated and shall approve criteria for, and the content of, any
32 continuing education mandated by such board. Notwithstanding any
33 other provision of law, the board, or the department when there
34 is no board, may approve by rule alternative methods of
35 obtaining continuing education credits in risk management. The
36 alternative methods may include attending a board meeting at
37 which another licensee is disciplined, serving as a volunteer
38 expert witness for the department in a disciplinary case, or
39 serving as a member of a probable cause panel following the
40 expiration of a board member's term. Other boards within the
41 Division of Medical Quality Assurance, or the department if
42 there is no board, may adopt rules granting continuing education
43 hours in risk management for attending a board meeting at which
44 another licensee is disciplined, for serving as a volunteer
45 expert witness for the department in a disciplinary case, or for
46 serving as a member of a probable cause panel following the
47 expiration of a board member's term.
48 Section 6. Section 456.031, Florida Statutes, is amended
49 to read:
50 456.031 Requirement for instruction on domestic
51 violence.--
52 (1)(a) The appropriate board shall require each person
53 licensed or certified under chapter 458, chapter 459, part I of
54 chapter 464, chapter 466, chapter 467, chapter 490, or chapter
55 491 to complete a 1-hour continuing education course, approved

56 by the board, on domestic violence, as defined in s. 741.28, no
57 later than upon first renewal ~~as part of biennial relicensure or~~
58 ~~recertification~~. The course shall consist of information on the
59 number of patients in that professional's practice who are
60 likely to be victims of domestic violence and the number who are
61 likely to be perpetrators of domestic violence, screening
62 procedures for determining whether a patient has any history of
63 being either a victim or a perpetrator of domestic violence, and
64 instruction on how to provide such patients with information on,
65 or how to refer such patients to, resources in the local
66 community, such as domestic violence centers and other advocacy
67 groups, that provide legal aid, shelter, victim counseling,
68 batterer counseling, or child protection services.
69 (b) Each such licensee or certificateholder shall submit
70 confirmation of having completed such course, on a form provided
71 by the board, when submitting fees for first ~~each biennial~~
72 renewal.
73 (c) The board may approve additional equivalent courses
74 that may be used to satisfy the requirements of paragraph (a).
75 Each licensing board that requires a licensee to complete an
76 educational course pursuant to this subsection may include the
77 hour required for completion of the course in the total hours of
78 continuing education required by law for such profession unless
79 the continuing education requirements for such profession
80 consist of fewer than 30 hours biennially.
81 (d) Any person holding two or more licenses subject to the
82 provisions of this subsection shall be permitted to show proof
83 of having taken one board-approved course on domestic violence,
84 for purposes of relicensure or recertification for additional
85 licenses.
86 (e) Failure to comply with the requirements of this
87 subsection shall constitute grounds for disciplinary action

88 under each respective practice act and under s. 456.072(1)(k).
89 In addition to discipline by the board, the licensee shall be
90 required to complete such course.
91 ~~(2) The board shall also require, as a condition of~~
92 ~~granting a license under any chapter specified in paragraph~~
93 ~~(1)(a), that each applicant for initial licensure under the~~
94 ~~appropriate chapter complete an educational course acceptable to~~
95 ~~the board on domestic violence which is substantially equivalent~~
96 ~~to the course required in subsection (1). An applicant who has~~
97 ~~not taken such course at the time of licensure shall, upon~~
98 ~~submission of an affidavit showing good cause, be allowed 6~~
99 ~~months to complete such requirement.~~
100 ~~(3)(a) In lieu of completing a course as required in~~
101 ~~subsection (1), a licensee or certificateholder may complete a~~
102 ~~course in end-of-life care and palliative health care, if the~~
103 ~~licensee or certificateholder has completed an approved domestic~~
104 ~~violence course in the immediately preceding biennium.~~
105 ~~(b) In lieu of completing a course as required by~~
106 ~~subsection (1), a person licensed under chapter 466 who has~~
107 ~~completed an approved domestic-violence education course in the~~
108 ~~immediately preceding 2 years may complete a course approved by~~
109 ~~the Board of Dentistry.~~
110 (2) ~~(4)~~ Each board may adopt rules to carry out the
111 provisions of this section.
112 ~~(5) Each board shall report to the President of the~~
113 ~~Senate, the Speaker of the House of Representatives, and the~~
114 ~~chairs of the appropriate substantive committees of the~~
115 ~~Legislature by March 1 of each year as to the implementation of~~
116 ~~and compliance with the requirements of this section.~~
117 Section 7. Section 456.033, Florida Statutes, is amended
118 to read:

119 456.033 Requirement for instruction for certain licensees
120 on HIV and AIDS.--
121 (1) The appropriate board shall require each person
122 licensed or certified under ~~chapter 457; chapter 458; chapter~~
123 ~~459;~~ chapter 460~~; chapter 461; chapter 463; part I of chapter~~
124 ~~464; chapter 465; chapter 466; part II, part III, part V, or~~
125 ~~part X of chapter 468; or chapter 486~~ to complete a continuing
126 education ~~educational~~ course, approved by the board, on human
127 immunodeficiency virus and acquired immune deficiency syndrome
128 as part of biennial relicensure or recertification. The course
129 shall consist of education on the modes of transmission,
130 infection control procedures, clinical management, and
131 prevention of human immunodeficiency virus and acquired immune
132 deficiency syndrome. Such course shall include information on
133 current Florida law on acquired immune deficiency syndrome and
134 its impact on testing, confidentiality of test results,
135 treatment of patients, and any protocols and procedures
136 applicable to human immunodeficiency virus counseling and
137 testing, reporting, the offering of HIV testing to pregnant
138 women, and partner notification issues pursuant to ss. 381.004
139 and 384.25.
140 (2) Each such licensee or certificateholder shall submit
141 confirmation of having completed the ~~said~~ course required under
142 subsection (1), on a form as provided by the board, when
143 submitting fees for each biennial renewal.
144 (3) The board shall have the authority to approve
145 additional equivalent courses that may be used to satisfy the
146 requirements in subsection (1). Each licensing board that
147 requires a licensee to complete an educational course pursuant
148 to this section may count the hours required for completion of
149 the course included in the total continuing educational
150 requirements as required by law.

151 (4) Any person holding two or more licenses subject to the
152 provisions of this section shall be permitted to show proof of
153 having taken one board-approved course on human immunodeficiency
154 virus and acquired immune deficiency syndrome, for purposes of
155 relicensure or recertification for additional licenses.
156 (5) Failure to comply with the above requirements shall
157 constitute grounds for disciplinary action under each respective
158 licensing chapter and s. 456.072(1)(e). In addition to
159 discipline by the board, the licensee shall be required to
160 complete the course.
161 ~~(6) The board shall require as a condition of granting a~~
162 ~~license under the chapters and parts specified in subsection (1)~~
163 ~~that an applicant making initial application for licensure~~
164 ~~complete an educational course acceptable to the board on human~~
165 ~~immunodeficiency virus and acquired immune deficiency syndrome.~~
166 ~~An applicant who has not taken a course at the time of licensure~~
167 ~~shall, upon an affidavit showing good cause, be allowed 6 months~~
168 ~~to complete this requirement.~~
169 (6) ~~(7)~~ The board shall have the authority to adopt rules
170 to carry out the provisions of this section.
171 ~~(8) The board shall report to the Legislature by March 1~~
172 ~~of each year as to the implementation and compliance with the~~
173 ~~requirements of this section.~~
174 ~~(9)(a) In lieu of completing a course as required in~~
175 ~~subsection (1), the licensee may complete a course in end of~~
176 ~~life care and palliative health care, so long as the licensee~~
177 ~~completed an approved AIDS/HIV course in the immediately~~
178 ~~preceding biennium.~~
179 ~~(b) In lieu of completing a course as required by~~
180 ~~subsection (1), a person licensed under chapter 466 who has~~
181 ~~completed an approved AIDS/HIV course in the immediately~~

182 ~~preceding 2 years may complete a course approved by the Board of~~
183 ~~Dentistry.~~
184 (7) The following requirements apply to each person
185 licensed or certified under chapter 457; chapter 458; chapter
186 459; chapter 461; chapter 463; part I of chapter 464; chapter
187 465; chapter 466; part II, part III, part V, or part X of
188 chapter 468; or chapter 486:
189 (a) Each person shall be required by the appropriate board
190 to complete a continuing education course described in section
191 (1) no later than upon first renewal.
192 (b) Each person shall submit confirmation described in
193 subsection (2) when submitting fees for first renewal.
194 (c) Each person shall be subject to subsections (3), (4),
195 and (5).
196 Section 8. Subsection (3) of section 464.013, Florida
197 Statutes, is amended to read:
198 464.013 Renewal of license or certificate.--
199 (3) The board shall by rule prescribe continuing education
200 not to exceed 30 hours biennially as a condition for renewal of
201 a license or certificate. The criteria for programs shall be
202 approved by the board. A licensee who provides proof of current
203 specialty board certification by a credentialing agency approved
204 by the board shall be exempt from this requirement provided the
205 licensee is actively engaged in maintaining his or her
206 certification.
207 Section 9. Subsection (5) of section 458.319, Florida
208 Statutes, is renumbered as subsection (4), and present
209 subsection (4) of that section is amended to read:
210 458.319 Renewal of license.--
211 ~~(4) Notwithstanding the provisions of s. 456.033, a~~
212 ~~physician may complete continuing education on end-of-life care~~
213 ~~and palliative care in lieu of continuing education in AIDS/HIV,~~

214 ~~if that physician has completed the AIDS/HIV continuing~~
215 ~~education in the immediately preceding biennium.~~
216 Section 10. Subsection (5) of section 459.008, Florida
217 Statutes, is amended to read:
218 459.008 Renewal of licenses and certificates.--
219 ~~(5) Notwithstanding the provisions of s. 456.033, an~~
220 ~~osteopathic physician may complete continuing education on end-~~
221 ~~of-life and palliative care in lieu of continuing education in~~
222 ~~AIDS/HIV, if that physician has completed the AIDS/HIV~~
223 ~~continuing education in the immediately preceding biennium.~~

COMMITTEE MEETING REPORT

Health Care General Committee

3/22/2006 9:00:00AM

Location: 306 HOB

HB 783 CS : Wellness Programs for State Employees

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Loranne Ausley	X				
Kim Berfield				X	
Joyce Cusack	X				
Denise Grimsley	X				
D. Alan Hays	X				
Paige Kreegel	X				
Stan Mayfield			X		
Dave Murzin	X				
Julio Robaina	X				
Juan Zapata				X	
Gayle Harrell (Chair)	X				
	Total Yeas: 8	**Total Nays: 0**			

Committee meeting was reported out: Wednesday, March 22, 2006 4:22:19PM

COMMITTEE MEETING REPORT

Health Care General Committee

3/22/2006 9:00:00AM

Location: 306 HOB

HB 855 : Dental Laboratories

[X] *Temporarily Deferred*

Appearances:

HB 855 -- Dental Laboratories
Mark Tindall, DMD (General Public) - Proponent
North Pointe Dental Associates
801 West Fletcher Avenue
Tampa FL 33612-3424
Phone: (813) 961-1727

HB 855 -- Dental Laboratories
Ron Watson (Lobbyist) - Opponent
Florida Dental Association
118 East Jefferson Street
Tallahassee FL 32301
Phone: (850) 224-1089

HB 855 -- Dental Laboratories
Ricki Braswell, CAE, Co-Executive Director (General Public) - Proponent
National Association of Dental Laboratories
325 John Knox Road, 413
Tallahassee FL 32303
Phone: (850) 205-5626

HB 855 -- Dental Laboratories
Dr. Sam Low, Associate Dean, University of Florida (General Public) - Opponent
Florida Dental Association
PO Box 100405
Gainesville FL
Phone: (352) 538-9654

HB 855 -- Dental Laboratories
Bennett Napier, CAE, Executive Director (Lobbyist) - Proponent
Florida Dental Laboratory Association
P.O. Box 328
Tallahassee FL 32302
Phone: (850) 224-0711

HB 855 -- Dental Laboratories
Dr. Nolan W. Allen, 1st V.P. (General Public) - Opponent
Florida Dental Association
2226 Druid Road East
Clearwater FL 33764
Phone: (727) 797-8800

Committee meeting was reported out: Wednesday, March 22, 2006 4:22:19PM

COMMITTEE MEETING REPORT

Health Care General Committee

3/22/2006 9:00:00AM

Location: 306 HOB

HB 855 -- Dental Laboratories
Jim Gagliano, CDT, Owner (General Public) - Proponent
Gaglinano Dental Laboratory
W. Fletcher Avenue
Tampa FL 33612
Phone: (813) 962-4283

HB 855 -- Dental Laboratories
James F. Waltow III, DDS (General Public) - Opponent
Florida Dental Association
1280 Timberlane Road
Tallahassee FL 32312
Phone: (850) 893-2136

HB 855 -- Dental Laboratories
Bobby Brantley (WAIVED TIME IN SUPPORT OF THE BILL) (Lobbyist) - Proponent
Florida Dental Laboratory Association
215 South Monroe Street Suite 804
Tallahassee FL 32301
Phone: (850) 521-0600

HB 855 -- Dental Laboratories
Dr. Beatriz Terry (General Public) - Opponent

Committee meeting was reported out: Wednesday, March 22, 2006 4:22:19PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 01 (for drafter's use only)

Bill No. **HB 855**

COUNCIL/COMMITTEE ACTION

ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER	____	

ADOPTED
03/22/2006

---

1 Council/Committee hearing bill: Health Care General Committee
2 Representative(s) Jordan offered the following:
3
4 **Amendment**
5 Remove line(s) 67 and insert:
6 July 1, 2011, a dental laboratory shall employ at least one

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.02(for drafter's use only)

Bill No. **HB 855**

COUNCIL/COMMITTEE ACTION

ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER	____	

ADOPTED
03/22/2006

---

1 Council/Committee hearing bill: Health Care General Committee
2 Representative(s) Jordan offered the following:
3
4 **Amendment (with title amendment)**
5 Remove line(s) 71 and insert:
6 registration. This requirement does not apply to a dental
7 laboratory that is physically located within a dental practice
8 as operated by a licensed dentist as defined in this chapter.
9
10
11 ========== T I T L E A M E N D M E N T ==========
12 Remove line(s) 9 and insert:
13 the Department of Health; providing an exception; providing an
14 effective date.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 03(for drafter's use only)

Bill No. **HB 855**

COUNCIL/COMMITTEE ACTION

ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER	____	

ADOPTED
03/22/2006

---

1 Council/Committee hearing bill: Health Care General Committee
2 Representative(s) Jordan offered the following:
3
4 **Amendment (with title amendment)**
5 On line(s) 87 after the period insert:
6 Section 3. Section 466.036, Florida Statutes is amended to
7 read:
8 466.036 Information; periodic inspections; equipment and
9 supplies.--The department may require from the applicant for a
10 registration certificate to operate a dental laboratory any
11 information necessary to carry out the purpose of this chapter,
12 including proof that the applicant has the equipment and
13 supplies necessary to operate as determined by rule of the
14 department, and shall require periodic inspection of all dental
15 laboratories operating in this state. Such inspections shall
16 include, but not be limited to, inspection of sanitary
17 conditions, equipment, supplies, and facilities on the premises.
18 The department shall specify dental equipment and supplies that
19 are not permitted in a registered dental laboratory. The
20 department shall not conduct inspection of any registered dental
21 laboratories located in another state or country.

22

23 ========== T I T L E A M E N D M E N T ==========

24 On line(s) 9 after the semicolon insert:

25 Amending s. 466.036, F.S., prohibiting the Department of Health

26 from conducting inspections of registered dental laboratories

27 located in another state or country;

amendment #4
not adopted
03/22/06

Offered by: Rep. Robaina

Amendment to HB 855 for House Health Care Committee Meeting

Insert on line 71 after registration, to read

Registration~~.~~ or shall submit proof of at least one dental technician employed by the registered dental laboratory that has attended a minimum of 24 hours of continuing education during the two year registration renewal period.

Programs of continuing education shall be programs of learning that contribute directly to the dental education of the dental technician and may include, but shall not be limited to, attendance at lectures, study clubs, college courses, or scientific sessions of conventions; and research. Programs of continuing education shall be acceptable when adhering to the following general guidelines:

(a) The aim of continuing education for dental technicians is to improve dental health care delivery to the public as it relates to dental technology.
(b) Continuing education courses shall address one or more of the following areas of professional development, including, but not limited to: 1. Basic medical and scientific subjects, including, but not limited to, biology, physiology, pathology, biochemistry, and tooth morphology; 2. Laboratory and technological subjects, including, but not limited to, Laboratory techniques and procedures, materials, and equipment; and 3. Subjects pertinent to oral health and safety.

Programs meeting the general requirements of subsection (1) may be developed and offered to dental technicians by any of the following agencies or organizations:
(a) The American Dental Association, the Academy of General Dentistry, the National Dental Association, and state, district, or local dental laboratory associations and societies affiliated with the American Dental Association, the National Dental Association, the American College of Prosthodontists, the American Prosthodontic Society, the National Association of Dental Laboratories or approved CE providers with the National Board for Certification in Dental Laboratory Technology.
(b) National, state, district, or local dental specialty organizations affiliated with the American Dental Association.

In applying for laboratory registration renewal, the dental laboratory owner shall submit a sworn affidavit, on a form acceptable to the department, attesting that at least one dental technician employed by the registered dental laboratory has completed the continuing education required in this section in accordance with the guidelines and provisions of this section and listing the date, location, sponsor, subject matter, and hours of completed continuing education courses. The laboratory shall retain in its records such receipts, vouchers, or certificates as may be necessary to document completion of the continuing education courses listed in accordance with this subsection.

COMMITTEE MEETING REPORT

Health Care General Committee

3/22/2006 9:00:00AM

Location: 306 HOB

HB 7063 : Review under the Open Government Sunset Review Act regarding the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Loranne Ausley			X		
Kim Berfield				X	
Joyce Cusack	X				
Denise Grimsley	X				
D. Alan Hays	X				
Paige Kreegel	X				
Stan Mayfield			X		
Dave Murzin	X				
Julio Robaina	X				
Juan Zapata				X	
Gayle Harrell (Chair)	X				
	Total Yeas: 7	**Total Nays: 0**			

Committee meeting was reported out: Wednesday, March 22, 2006 4:22:19PM

COMMITTEE MEETING REPORT

Health Care General Committee

3/22/2006 9:00:00AM

Location: 306 HOB

Summary:

Health Care General Committee

Wednesday March 22, 2006 09:00 am

HB 645 Favorable With Committee Substitute Yeas: 9 Nays: 0

Amendment 01 Adopted Without Objection

HB 699 CS Favorable With Committee Substitute Yeas: 10 Nays: 0

Amendment 01 Adopted Without Objection

HB 783 CS Favorable Yeas: 8 Nays: 0

HB 855 Temporarily Deferred

HB 7063 Favorable Yeas: 7 Nays: 0

Committee meeting was reported out: Wednesday, March 22, 2006 4:22:19PM