

2005 Legislation Summary

Bill Number	Issue Summary
SB 366	<p>Grounds for Discipline (PRN) Amends the grounds for disciplinary action applicable to health care practitioners regulated under the Division of Medical Quality Assurance within the Department of Health (DOH) to make a practitioner liable for discipline if the practitioner is terminated from a treatment program for impaired practitioners, which is overseen by an impaired practitioner consultant as described in s. 456.076, F.S., for failure to comply, without good cause, with the terms of the monitoring or treatment contract entered into by the licensed practitioner or for not successfully completing any drug-treatment or alcohol-treatment program.</p>
SB 410	<p>Department of Health Administration Streamlines and revises certain licensure and examination procedures and establishes a licensure status for retired practitioners. Additionally authorizes a scope of practice for certified nursing assistants and establishes a renewal of the certified nursing assistant certificate. Changes include:</p> <ul style="list-style-type: none"> ▪ Removes requirement for the Department of Health to issue Wall Certificates ▪ Provides a retired licensure status. This provision allows practitioners to place their license on retired status rather than relinquishing their license ▪ Requires a National Practitioner Data Bank searches for profiled professions to be completed at initial licensure and renewal and publication of the information on the Physician's Profile. ▪ Updates the examination provisions in 456 ▪ Provides requirements for Certified Nursing Assistants
SB 1010	<p>Administrative Procedures This language amends statutory provisions relating to Internet publication of the Florida Administrative Weekly, and revises and creates various duties of the Joint Administrative Procedures Committee (JAPC). It also revises some duties of the Department of State and the Administration Commission, and revises duties with respect to rulemaking for agencies. The committee substitute revises provisions relating to the timing and substance of petitions for administrative review of agency actions. Additionally the language:</p> <ul style="list-style-type: none"> ▪ Expands eligibility under the Florida Equal Access to Justice Act, through which small business parties may receive attorney's fees and costs when they prevail in certain adjudicatory or administrative proceedings, to include certain individuals whose net worth did not exceed \$2 million at the time of the state agency action; ▪ Clarifies an agency's duty to report on changes made to proposed rules after a final public hearing; ▪ Requires the Division of Administrative Hearings and agencies to recommend types of cases or disputes suitable for a statutory summary hearing process; and ▪ Requires an agency's final order in certain cases involving disputed issues of material fact to explicitly rule on the exceptions that parties raise to the recommended order.