

1 A bill to be entitled
2 An act relating to the Department of Health; creating
3 s. 456.4501, F.S.; implementing the Interstate Medical
4 Licensure Compact in this state; providing for an
5 interstate medical licensure process; providing
6 requirements for multistate practice; creating s.
7 456.4502, F.S.; establishing that a formal hearing
8 before the Division of Administrative Hearings must be
9 held if there are any disputed issues of material fact
10 when the licenses of certain physicians and
11 osteopathic physicians are suspended or revoked by
12 this state under the compact; requiring the department
13 to notify the division of a petition for a formal
14 hearing within a specified timeframe; requiring the
15 administrative law judge to issue a recommended order;
16 requiring the Board of Medicine or the Board of
17 Osteopathic Medicine, as applicable, to determine and
18 issue final orders in certain cases; providing the
19 department with standing to seek judicial review of
20 any final order of the boards; creating s. 456.4503,
21 F.S.; requiring the Interstate Medical Licensure
22 Compact Commissioners to ensure that the Interstate
23 Medical Licensure Compact Commission complies with
24 specified public records and public meetings laws;
25 creating s. 456.4504, F.S.; authorizing the department

26 | to adopt rules; creating s. 458.3129, F.S.;

27 | establishing that a physician licensed under the

28 | Interstate Medical Licensure Compact is deemed to be

29 | licensed as a physician under chapter 458, F.S.;

30 | creating s. 459.074, F.S.; establishing that an

31 | osteopathic physician licensed under the Interstate

32 | Medical Licensure Compact is deemed to be licensed as

33 | an osteopathic physician under chapter 459, F.S.;

34 | amending s. 464.0196, F.S.; revising the membership of

35 | the board of directors of the Florida Center for

36 | Nursing; deleting obsolete provisions; amending s.

37 | 491.003, F.S.; providing definitions; amending s.

38 | 491.004, F.S.; deleting an obsolete provision;

39 | amending s. 491.0045, F.S.; authorizing the Board of

40 | Clinical Social Work, Marriage and Family Therapy, and

41 | Mental Health Counseling to make a one-time exception

42 | to intern registration requirements under certain

43 | circumstances; amending s. 491.005, F.S.; revising the

44 | licensure requirements for clinical social workers,

45 | marriage and family therapists, and mental health

46 | counselors; amending s. 491.0057, F.S.; requiring that

47 | an applicant for dual licensure as a marriage and

48 | family therapist pass an examination designated by the

49 | Board of Clinical Social Work, Marriage and Family

50 | Therapy, and Mental Health Counseling; amending s.

51 491.006, F.S.; revising requirements for licensure or
52 certification by endorsement for certain professions;
53 amending s. 491.007, F.S.; deleting a provision
54 providing certified master social workers an exemption
55 from continuing education requirements; deleting a
56 provision requiring the board to establish a procedure
57 for the biennial renewal of intern registrations;
58 amending s. 491.009, F.S.; revising who may enter an
59 order denying licensure or imposing penalties against
60 an applicant for licensure under certain
61 circumstances; amending s. 491.012, F.S.; providing
62 that using the title "certified master social worker"
63 without a valid, active license is unlawful; amending
64 s. 491.0145, F.S.; requiring the department to license
65 an applicant for designation as a certified master
66 social worker under certain circumstances; providing
67 that applicants for designation as a certified master
68 social worker submit their application to the board;
69 deleting a provision relating to the nonrefundable fee
70 for examination set by department rule; authorizing
71 the board to adopt rules; amending s. 491.0149, F.S.;
72 requiring the use of applicable professional titles by
73 specified licensees and registrants on social media
74 and other specified materials; repealing s. 491.015,
75 F.S., relating to duties of the department as to

76 certified master social workers; amending s. 768.28,
 77 F.S.; designating the state commissioners of the
 78 Interstate Medical Licensure Compact Commission and
 79 other members or employees of the commission as state
 80 agents for the purpose of applying sovereign immunity
 81 and waivers of sovereign immunity; requiring the
 82 commission to pay certain claims or judgments;
 83 authorizing the commission to maintain insurance
 84 coverage to pay such claims or judgments; amending s.
 85 414.065, F.S.; conforming a cross-reference; providing
 86 an effective date.

87

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

89

90 Section 1. Section 456.4501, Florida Statutes, is created
 91 to read:

92 456.4501 Interstate Medical Licensure Compact.—The
 93 Interstate Medical Licensure Compact is hereby enacted into law
 94 and entered into by this state with all other jurisdictions
 95 legally joining therein in the form substantially as follows:

96

97 SECTION 1

98 PURPOSE

99

100 In order to strengthen access to health care, and in

101 recognition of the advances in the delivery of health care, the
102 member states of the Interstate Medical Licensure Compact have
103 allied in common purpose to develop a comprehensive process that
104 complements the existing licensing and regulatory authority of
105 state medical boards, provides a streamlined process that allows
106 physicians to become licensed in multiple states, thereby
107 enhancing the portability of a medical license and ensuring the
108 safety of patients. The Compact creates another pathway for
109 licensure and does not otherwise change a state's existing
110 Medical Practice Act. The Compact also adopts the prevailing
111 standard for licensure and affirms that the practice of medicine
112 occurs where the patient is located at the time of the
113 physician-patient encounter, and therefore, requires the
114 physician to be under the jurisdiction of the state medical
115 board where the patient is located. State medical boards that
116 participate in the Compact retain the jurisdiction to impose an
117 adverse action against a license to practice medicine in that
118 state issued to a physician through the procedures in the
119 Compact.

120
121 SECTION 2

122 DEFINITIONS

123
124 In this Compact:

125 (1) "Bylaws" means those bylaws established by the

126 Interstate Commission pursuant to section 11 for its governance,
127 or for directing and controlling its actions and conduct.

128 (2) "Commissioner" means the voting representative
129 appointed by each member board pursuant to section 11.

130 (3) "Conviction" means a finding by a court that an
131 individual is guilty of a criminal offense through adjudication,
132 or entry of a plea of guilt or no contest to the charge by the
133 offender. Evidence of an entry of a conviction of a criminal
134 offense by the court shall be considered final for purposes of
135 disciplinary action by a member board.

136 (4) "Expedited license" means a full and unrestricted
137 medical license granted by a member state to an eligible
138 physician through the process set forth in the Compact.

139 (5) "Interstate Commission" means the Interstate Medical
140 Licensure Compact Commission created pursuant to section 11.

141 (6) "License" means authorization by a state for a
142 physician to engage in the practice of medicine, which would be
143 unlawful without the authorization.

144 (7) "Medical Practice Act" means laws and regulations
145 governing the practice of allopathic and osteopathic medicine
146 within a member state.

147 (8) "Member board" means a state agency in a member state
148 that acts in the sovereign interests of the state by protecting
149 the public through licensure, regulation, and education of
150 physicians as directed by the state government.

151 (9) "Member state" means a state that has enacted the
152 Compact.

153 (10) "Practice of medicine" means the diagnosis,
154 treatment, prevention, cure, or relieving of a human disease,
155 ailment, defect, complaint, or other physical or mental
156 condition, by attendance, advice, device, diagnostic test, or
157 other means, or offering, undertaking, attempting to do, or
158 holding oneself out as able to do, any of these acts.

159 (11) "Physician" means any person who:

160 (a) Is a graduate of a medical school accredited by the
161 Liaison Committee on Medical Education, the Commission on
162 Osteopathic College Accreditation, or a medical school listed in
163 the International Medical Education Directory or its equivalent;

164 (b) Passed each component of the United States Medical
165 Licensing Examination (USMLE) or the Comprehensive Osteopathic
166 Medical Licensing Examination (COMLEX-USA) within three
167 attempts, or any of its predecessor examinations accepted by a
168 state medical board as an equivalent examination for licensure
169 purposes;

170 (c) Successfully completed graduate medical education
171 approved by the Accreditation Council for Graduate Medical
172 Education or the American Osteopathic Association;

173 (d) Holds specialty certification or a time-unlimited
174 specialty certificate recognized by the American Board of
175 Medical Specialties or the American Osteopathic Association's

176 Bureau of Osteopathic Specialists; however, the specialty
177 certification or a time-unlimited specialty certificate does not
178 have to be maintained once a physician is initially determined
179 to be eligible for expedited licensure through the Compact;

180 (e) Possesses a full and unrestricted license to engage in
181 the practice of medicine issued by a member board;

182 (f) Has never been convicted, received adjudication,
183 deferred adjudication, community supervision, or deferred
184 disposition for any offense by a court of appropriate
185 jurisdiction;

186 (g) Has never held a license authorizing the practice of
187 medicine subjected to discipline by a licensing agency in any
188 state, federal, or foreign jurisdiction, excluding any action
189 related to non-payment of fees related to a license;

190 (h) Has never had a controlled substance license or permit
191 suspended or revoked by a state or the United States Drug
192 Enforcement Administration; and

193 (i) Is not under active investigation by a licensing
194 agency or law enforcement authority in any state, federal, or
195 foreign jurisdiction.

196 (12) "Offense" means a felony, high court misdemeanor, or
197 crime of moral turpitude.

198 (13) "Rule" means a written statement by the Interstate
199 Commission promulgated pursuant to section 12 of the Compact
200 that is of general applicability, implements, interprets, or

201 prescribes a policy or provision of the Compact, or an
 202 organizational, procedural, or practice requirement of the
 203 Interstate Commission, and has the force and effect of statutory
 204 law in a member state, if the rule is not inconsistent with the
 205 laws of the member state. The term includes the amendment,
 206 repeal, or suspension of an existing rule.

207 (14) "State" means any state, commonwealth, district, or
 208 territory of the United States.

209 (15) "State of principal license" means a member state
 210 where a physician holds a license to practice medicine and which
 211 has been designated as such by the physician for purposes of
 212 registration and participation in the Compact.

214 SECTION 3

215 ELIGIBILITY

216
 217 (1) A physician must meet the eligibility requirements as
 218 defined in subsection (11) of section 2 to receive an expedited
 219 license under the terms and provisions of the Compact.

220 (2) A physician who does not meet the requirements of
 221 subsection (11) of section 2 may obtain a license to practice
 222 medicine in a member state if the individual complies with all
 223 laws and requirements, other than the Compact, relating to the
 224 issuance of a license to practice medicine in that state.
 225

SECTION 4

DESIGNATION OF STATE OF PRINCIPAL LICENSE

(1) A physician shall designate a member state as the state of principal license for purposes of registration for expedited licensure through the Compact if the physician possesses a full and unrestricted license to practice medicine in that state, and the state is:

(a) The state of primary residence for the physician, or

(b) The state where at least 25% of the practice of medicine occurs, or

(c) The location of the physician's employer, or

(d) If no state qualifies under paragraph (a), paragraph (b), or paragraph (c), the state designated as state of residence for purpose of federal income tax.

(2) A physician may redesignate a member state as state of principal license at any time, as long as the state meets the requirements in subsection (1).

(3) The Interstate Commission is authorized to develop rules to facilitate redesignation of another member state as the state of principal license.

SECTION 5

APPLICATION AND ISSUANCE OF EXPEDITED LICENSURE

251 (1) A physician seeking licensure through the Compact
252 shall file an application for an expedited license with the
253 member board of the state selected by the physician as the state
254 of principal license.

255 (2) Upon receipt of an application for an expedited
256 license, the member board within the state selected as the state
257 of principal license shall evaluate whether the physician is
258 eligible for expedited licensure and issue a letter of
259 qualification, verifying or denying the physician's eligibility,
260 to the Interstate Commission.

261 (a) Static qualifications, which include verification of
262 medical education, graduate medical education, results of any
263 medical or licensing examination, and other qualifications as
264 determined by the Interstate Commission through rule, shall not
265 be subject to additional primary source verification where
266 already primary source verified by the state of principal
267 license.

268 (b) The member board within the state selected as the
269 state of principal license shall, in the course of verifying
270 eligibility, perform a criminal background check of an
271 applicant, including the use of the results of fingerprint or
272 other biometric data checks compliant with the requirements of
273 the Federal Bureau of Investigation, with the exception of
274 federal employees who have suitability determination in
275 accordance with U.S. 5 C.F.R. s. 731.202.

276 (c) Appeal on the determination of eligibility shall be
277 made to the member state where the application was filed and
278 shall be subject to the law of that state.

279 (3) Upon verification in subsection (2), physicians
280 eligible for an expedited license shall complete the
281 registration process established by the Interstate Commission to
282 receive a license in a member state selected pursuant to
283 subsection (1), including the payment of any applicable fees.

284 (4) After receiving verification of eligibility under
285 subsection (2) and any fees under subsection (3), a member board
286 shall issue an expedited license to the physician. This license
287 shall authorize the physician to practice medicine in the
288 issuing state consistent with the Medical Practice Act and all
289 applicable laws and regulations of the issuing member board and
290 member state.

291 (5) An expedited license shall be valid for a period
292 consistent with the licensure period in the member state and in
293 the same manner as required for other physicians holding a full
294 and unrestricted license within the member state.

295 (6) An expedited license obtained through the Compact
296 shall be terminated if a physician fails to maintain a license
297 in the state of principal licensure for a non-disciplinary
298 reason, without redesignation of a new state of principal
299 licensure.

300 (7) The Interstate Commission is authorized to develop

301 rules regarding the application process, including payment of
302 any applicable fees, and the issuance of an expedited license.

304 SECTION 6

305 FEEES FOR EXPEDITED LICENSURE

306
307 (1) A member state issuing an expedited license
308 authorizing the practice of medicine in that state, or the
309 regulating authority of the member state, may impose a fee for a
310 license issued or renewed through the Compact.

311 (2) The Interstate Commission is authorized to develop
312 rules regarding fees for expedited licenses. However, those
313 rules shall not limit the authority of a member state, or the
314 regulating authority of the member state, to impose and
315 determine the amount of a fee under subsection (1).

316
317 SECTION 7

318 RENEWAL AND CONTINUED PARTICIPATION

319
320 (1) A physician seeking to renew an expedited license
321 granted in a member state shall complete a renewal process with
322 the Interstate Commission if the physician:

323 (a) Maintains a full and unrestricted license in a state
324 of principal license;

325 (b) Has not been convicted, received adjudication,

326 deferred adjudication, community supervision, or deferred
327 disposition for any offense by a court of appropriate
328 jurisdiction;

329 (c) Has not had a license authorizing the practice of
330 medicine subject to discipline by a licensing agency in any
331 state, federal, or foreign jurisdiction, excluding any action
332 related to non-payment of fees related to a license; and

333 (d) Has not had a controlled substance license or permit
334 suspended or revoked by a state or the United States Drug
335 Enforcement Administration.

336 (2) Physicians shall comply with all continuing
337 professional development or continuing medical education
338 requirements for renewal of a license issued by a member state.

339 (3) The Interstate Commission shall collect any renewal
340 fees charged for the renewal of a license and distribute the
341 fees to the applicable member board.

342 (4) Upon receipt of any renewal fees collected in
343 subsection (3), a member board shall renew the physician's
344 license.

345 (5) Physician information collected by the Interstate
346 Commission during the renewal process will be distributed to all
347 member boards.

348 (6) The Interstate Commission is authorized to develop
349 rules to address renewal of licenses obtained through the
350 Compact.

SECTION 8

COORDINATED INFORMATION SYSTEM

351
352
353
354
355 (1) The Interstate Commission shall establish a database
356 of all physicians licensed, or who have applied for licensure,
357 under section 5.

358 (2) Notwithstanding any other provision of law, member
359 boards shall report to the Interstate Commission any public
360 action or complaints against a licensed physician who has
361 applied or received an expedited license through the Compact.

362 (3) Member boards shall report disciplinary or
363 investigatory information determined as necessary and proper by
364 rule of the Interstate Commission.

365 (4) Member boards may report any non-public complaint,
366 disciplinary, or investigatory information not required by
367 subsection (3) to the Interstate Commission.

368 (5) Member boards shall share complaint or disciplinary
369 information about a physician upon request of another member
370 board.

371 (6) All information provided to the Interstate Commission
372 or distributed by member boards shall be confidential, filed
373 under seal, and used only for investigatory or disciplinary
374 matters.

375 (7) The Interstate Commission is authorized to develop

376 rules for mandated or discretionary sharing of information by
377 member boards.

379 SECTION 9

380 JOINT INVESTIGATIONS

381
382 (1) Licensure and disciplinary records of physicians are
383 deemed investigative.

384 (2) In addition to the authority granted to a member board
385 by its respective Medical Practice Act or other applicable state
386 law, a member board may participate with other member boards in
387 joint investigations of physicians licensed by the member
388 boards.

389 (3) A subpoena issued by a member state shall be
390 enforceable in other member states.

391 (4) Member boards may share any investigative, litigation,
392 or compliance materials in furtherance of any joint or
393 individual investigation initiated under the Compact.

394 (5) Any member state may investigate actual or alleged
395 violations of the statutes authorizing the practice of medicine
396 in any other member state in which a physician holds a license
397 to practice medicine.

398
399 SECTION 10

400 DISCIPLINARY ACTIONS

401
402 (1) Any disciplinary action taken by any member board
403 against a physician licensed through the Compact shall be deemed
404 unprofessional conduct which may be subject to discipline by
405 other member boards, in addition to any violation of the Medical
406 Practice Act or regulations in that state.

407 (2) If a license granted to a physician by the member
408 board in the state of principal license is revoked, surrendered
409 or relinquished in lieu of discipline, or suspended, then all
410 licenses issued to the physician by member boards shall
411 automatically be placed, without further action necessary by any
412 member board, on the same status. If the member board in the
413 state of principal license subsequently reinstates the
414 physician's license, a license issued to the physician by any
415 other member board shall remain encumbered until that respective
416 member board takes action to reinstate the license in a manner
417 consistent with the Medical Practice Act of that state.

418 (3) If disciplinary action is taken against a physician by
419 a member board not in the state of principal license, any other
420 member board may deem the action conclusive as to matter of law
421 and fact decided, and:

422 (a) Impose the same or lesser sanction(s) against the
423 physician so long as such sanctions are consistent with the
424 Medical Practice Act of that state; or

425 (b) Pursue separate disciplinary action against the

426 physician under its respective Medical Practice Act, regardless
 427 of the action taken in other member states.

428 (4) If a license granted to a physician by a member board
 429 is revoked, surrendered or relinquished in lieu of discipline,
 430 or suspended, then any license(s) issued to the physician by any
 431 other member board(s) shall be suspended, automatically and
 432 immediately without further action necessary by the other member
 433 board(s), for ninety (90) days upon entry of the order by the
 434 disciplining board, to permit the member board(s) to investigate
 435 the basis for the action under the Medical Practice Act of that
 436 state. A member board may terminate the automatic suspension of
 437 the license it issued prior to the completion of the ninety (90)
 438 day suspension period in a manner consistent with the Medical
 439 Practice Act of that state.

440
 441 SECTION 11

442 INTERSTATE MEDICAL LICENSURE COMPACT COMMISSION

443
 444 (1) The member states hereby create the "Interstate
 445 Medical Licensure Compact Commission."

446 (2) The purpose of the Interstate Commission is the
 447 administration of the Interstate Medical Licensure Compact,
 448 which is a discretionary state function.

449 (3) The Interstate Commission shall be a body corporate
 450 and joint agency of the member states and shall have all the

451 responsibilities, powers, and duties set forth in the Compact,
452 and such additional powers as may be conferred upon it by a
453 subsequent concurrent action of the respective legislatures of
454 the member states in accordance with the terms of the Compact.

455 (4) The Interstate Commission shall consist of two voting
456 representatives appointed by each member state who shall serve
457 as Commissioners. In states where allopathic and osteopathic
458 physicians are regulated by separate member boards, or if the
459 licensing and disciplinary authority is split between multiple
460 member boards within a member state, the member state shall
461 appoint one representative from each member board. A
462 Commissioner shall be a(n):

463 (a) Allopathic or osteopathic physician appointed to a
464 member board;

465 (b) Executive director, executive secretary, or similar
466 executive of a member board; or

467 (c) Member of the public appointed to a member board.

468 (5) The Interstate Commission shall meet at least once
469 each calendar year. A portion of this meeting shall be a
470 business meeting to address such matters as may properly come
471 before the Commission, including the election of officers. The
472 chairperson may call additional meetings and shall call for a
473 meeting upon the request of a majority of the member states.

474 (6) The bylaws may provide for meetings of the Interstate
475 Commission to be conducted by telecommunication or electronic

476 communication.

477 (7) Each Commissioner participating at a meeting of the
478 Interstate Commission is entitled to one vote. A majority of
479 Commissioners shall constitute a quorum for the transaction of
480 business, unless a larger quorum is required by the bylaws of
481 the Interstate Commission. A Commissioner shall not delegate a
482 vote to another Commissioner. In the absence of its
483 Commissioner, a member state may delegate voting authority for a
484 specified meeting to another person from that state who shall
485 meet the requirements of subsection (4).

486 (8) The Interstate Commission shall provide public notice
487 of all meetings and all meetings shall be open to the public.
488 The Interstate Commission may close a meeting, in full or in
489 portion, where it determines by a two-thirds vote of the
490 Commissioners present that an open meeting would be likely to:

491 (a) Relate solely to the internal personnel practices and
492 procedures of the Interstate Commission;

493 (b) Discuss matters specifically exempted from disclosure
494 by federal statute;

495 (c) Discuss trade secrets, commercial, or financial
496 information that is privileged or confidential;

497 (d) Involve accusing a person of a crime, or formally
498 censuring a person;

499 (e) Discuss information of a personal nature where
500 disclosure would constitute a clearly unwarranted invasion of

501 personal privacy;

502 (f) Discuss investigative records compiled for law
503 enforcement purposes; or

504 (g) Specifically relate to the participation in a civil
505 action or other legal proceeding.

506 (9) The Interstate Commission shall keep minutes which
507 shall fully describe all matters discussed in a meeting and
508 shall provide a full and accurate summary of actions taken,
509 including record of any roll call votes.

510 (10) The Interstate Commission shall make its information
511 and official records, to the extent not otherwise designated in
512 the Compact or by its rules, available to the public for
513 inspection.

514 (11) The Interstate Commission shall establish an
515 executive committee, which shall include officers, members, and
516 others as determined by the bylaws. The executive committee
517 shall have the power to act on behalf of the Interstate
518 Commission, with the exception of rulemaking, during periods
519 when the Interstate Commission is not in session. When acting on
520 behalf of the Interstate Commission, the executive committee
521 shall oversee the administration of the Compact including
522 enforcement and compliance with the provisions of the Compact,
523 its bylaws and rules, and other such duties as necessary.

524 (12) The Interstate Commission may establish other
525 committees for governance and administration of the Compact.

SECTION 12

POWERS AND DUTIES OF THE INTERSTATE COMMISSION

The Interstate Commission shall have the duty and power to:

- 531 (1) Oversee and maintain the administration of the
532 Compact;
- 533 (2) Promulgate rules which shall be binding to the extent
534 and in the manner provided for in the Compact;
- 535 (3) Issue, upon the request of a member state or member
536 board, advisory opinions concerning the meaning or
537 interpretation of the Compact, its bylaws, rules, and actions;
- 538 (4) Enforce compliance with Compact provisions, the rules
539 promulgated by the Interstate Commission, and the bylaws, using
540 all necessary and proper means, including but not limited to the
541 use of judicial process;
- 542 (5) Establish and appoint committees including, but not
543 limited to, an executive committee as required by section 11,
544 which shall have the power to act on behalf of the Interstate
545 Commission in carrying out its powers and duties;
- 546 (6) Pay, or provide for the payment of the expenses
547 related to the establishment, organization, and ongoing
548 activities of the Interstate Commission;
- 549 (7) Establish and maintain one or more offices;
- 550 (8) Borrow, accept, hire, or contract for services of

551 personnel;

552 (9) Purchase and maintain insurance and bonds;

553 (10) Employ an executive director who shall have such
554 powers to employ, select or appoint employees, agents, or
555 consultants, and to determine their qualifications, define their
556 duties, and fix their compensation;

557 (11) Establish personnel policies and programs relating to
558 conflicts of interest, rates of compensation, and qualifications
559 of personnel;

560 (12) Accept donations and grants of money, equipment,
561 supplies, materials and services, and to receive, utilize, and
562 dispose of it in a manner consistent with the conflict of
563 interest policies established by the Interstate Commission;

564 (13) Lease, purchase, accept contributions or donations
565 of, or otherwise to own, hold, improve or use, any property,
566 real, personal, or mixed;

567 (14) Sell, convey, mortgage, pledge, lease, exchange,
568 abandon, or otherwise dispose of any property, real, personal,
569 or mixed;

570 (15) Establish a budget and make expenditures;

571 (16) Adopt a seal and bylaws governing the management and
572 operation of the Interstate Commission;

573 (17) Report annually to the legislatures and governors of
574 the member states concerning the activities of the Interstate
575 Commission during the preceding year. Such reports shall also

576 include reports of financial audits and any recommendations that
 577 may have been adopted by the Interstate Commission;

578 (18) Coordinate education, training, and public awareness
 579 regarding the Compact, its implementation, and its operation;

580 (19) Maintain records in accordance with the bylaws;

581 (20) Seek and obtain trademarks, copyrights, and patents;

582 and

583 (21) Perform such functions as may be necessary or
 584 appropriate to achieve the purposes of the Compact.

585
 586 SECTION 13

587 FINANCE POWERS

588
 589 (1) The Interstate Commission may levy on and collect an
 590 annual assessment from each member state to cover the cost of
 591 the operations and activities of the Interstate Commission and
 592 its staff. The total assessment, subject to appropriation, must
 593 be sufficient to cover the annual budget approved each year for
 594 which revenue is not provided by other sources. The aggregate
 595 annual assessment amount shall be allocated upon a formula to be
 596 determined by the Interstate Commission, which shall promulgate
 597 a rule binding upon all member states.

598 (2) The Interstate Commission shall not incur obligations
 599 of any kind prior to securing the funds adequate to meet the
 600 same.

601 (3) The Interstate Commission shall not pledge the credit
602 of any of the member states, except by, and with the authority
603 of, the member state.

604 (4) The Interstate Commission shall be subject to a yearly
605 financial audit conducted by a certified or licensed public
606 accountant and the report of the audit shall be included in the
607 annual report of the Interstate Commission.

608
609 SECTION 14

610 ORGANIZATION AND OPERATION OF THE INTERSTATE COMMISSION

611
612 (1) The Interstate Commission shall, by a majority of
613 Commissioners present and voting, adopt bylaws to govern its
614 conduct as may be necessary or appropriate to carry out the
615 purposes of the Compact within twelve (12) months of the first
616 Interstate Commission meeting.

617 (2) The Interstate Commission shall elect or appoint
618 annually from among its Commissioners a chairperson, a vice-
619 chairperson, and a treasurer, each of whom shall have such
620 authority and duties as may be specified in the bylaws. The
621 chairperson, or in the chairperson's absence or disability, the
622 vice-chairperson, shall preside at all meetings of the
623 Interstate Commission.

624 (3) Officers selected in subsection (2) shall serve
625 without remuneration from the Interstate Commission.

626 (4) The officers and employees of the Interstate
627 Commission shall be immune from suit and liability, either
628 personally or in their official capacity, for a claim for damage
629 to or loss of property or personal injury or other civil
630 liability caused or arising out of, or relating to, an actual or
631 alleged act, error, or omission that occurred, or that such
632 person had a reasonable basis for believing occurred, within the
633 scope of Interstate Commission employment, duties, or
634 responsibilities; provided that such person shall not be
635 protected from suit or liability for damage, loss, injury, or
636 liability caused by the intentional or willful and wanton
637 misconduct of such person.

638 (a) The liability of the executive director and employees
639 of the Interstate Commission or representatives of the
640 Interstate Commission, acting within the scope of such person's
641 employment or duties for acts, errors, or omissions occurring
642 within such person's state, may not exceed the limits of
643 liability set forth under the constitution and laws of that
644 state for state officials, employees, and agents. The Interstate
645 Commission is considered to be an instrumentality of the states
646 for the purposes of any such action. Nothing in this subsection
647 shall be construed to protect such person from suit or liability
648 for damage, loss, injury, or liability caused by the intentional
649 or willful and wanton misconduct of such person.

650 (b) The Interstate Commission shall defend the executive

651 director, its employees, and subject to the approval of the
652 attorney general or other appropriate legal counsel of the
653 member state represented by an Interstate Commission
654 representative, shall defend such Interstate Commission
655 representative in any civil action seeking to impose liability
656 arising out of an actual or alleged act, error or omission that
657 occurred within the scope of Interstate Commission employment,
658 duties or responsibilities, or that the defendant had a
659 reasonable basis for believing occurred within the scope of
660 Interstate Commission employment, duties, or responsibilities,
661 provided that the actual or alleged act, error, or omission did
662 not result from intentional or willful and wanton misconduct on
663 the part of such person.

664 (c) To the extent not covered by the state involved,
665 member state, or the Interstate Commission, the representatives
666 or employees of the Interstate Commission shall be held harmless
667 in the amount of a settlement or judgment, including attorney's
668 fees and costs, obtained against such persons arising out of an
669 actual or alleged act, error, or omission that occurred within
670 the scope of Interstate Commission employment, duties, or
671 responsibilities, or that such persons had a reasonable basis
672 for believing occurred within the scope of Interstate Commission
673 employment, duties, or responsibilities, provided that the
674 actual or alleged act, error, or omission did not result from
675 intentional or willful and wanton misconduct on the part of such

676 persons.

677
678 SECTION 15

679 RULEMAKING FUNCTIONS OF THE INTERSTATE COMMISSION

680
681 (1) The Interstate Commission shall promulgate reasonable
682 rules in order to effectively and efficiently achieve the
683 purposes of the Compact. Notwithstanding the foregoing, in the
684 event the Interstate Commission exercises its rulemaking
685 authority in a manner that is beyond the scope of the purposes
686 of the Compact, or the powers granted hereunder, then such an
687 action by the Interstate Commission shall be invalid and have no
688 force or effect.

689 (2) Rules deemed appropriate for the operations of the
690 Interstate Commission shall be made pursuant to a rulemaking
691 process that substantially conforms to the "Model State
692 Administrative Procedure Act" of 2010, and subsequent amendments
693 thereto.

694 (3) Not later than thirty (30) days after a rule is
695 promulgated, any person may file a petition for judicial review
696 of the rule in the United States District Court for the District
697 of Columbia or the federal district where the Interstate
698 Commission has its principal offices, provided that the filing
699 of such a petition shall not stay or otherwise prevent the rule
700 from becoming effective unless the court finds that the

701 petitioner has a substantial likelihood of success. The court
702 shall give deference to the actions of the Interstate Commission
703 consistent with applicable law and shall not find the rule to be
704 unlawful if the rule represents a reasonable exercise of the
705 authority granted to the Interstate Commission.

706
707 SECTION 16

708 OVERSIGHT OF INTERSTATE COMPACT

709
710 (1) The executive, legislative, and judicial branches of
711 state government in each member state shall enforce the Compact
712 and shall take all actions necessary and appropriate to
713 effectuate the Compact's purposes and intent. The provisions of
714 the Compact and the rules promulgated hereunder shall have
715 standing as statutory law but shall not override existing state
716 authority to regulate the practice of medicine.

717 (2) All courts shall take judicial notice of the Compact
718 and the rules in any judicial or administrative proceeding in a
719 member state pertaining to the subject matter of the Compact
720 which may affect the powers, responsibilities or actions of the
721 Interstate Commission.

722 (3) The Interstate Commission shall be entitled to receive
723 all service of process in any such proceeding, and shall have
724 standing to intervene in the proceeding for all purposes.
725 Failure to provide service of process to the Interstate

726 Commission shall render a judgment or order void as to the
 727 Interstate Commission, the Compact, or promulgated rules.

728

729 SECTION 17

730 ENFORCEMENT OF INTERSTATE COMPACT

731

732 (1) The Interstate Commission, in the reasonable exercise
 733 of its discretion, shall enforce the provisions and rules of the
 734 Compact.

735 (2) The Interstate Commission may, by majority vote of the
 736 Commissioners, initiate legal action in the United States
 737 District Court for the District of Columbia, or, at the
 738 discretion of the Interstate Commission, in the federal district
 739 where the Interstate Commission has its principal offices, to
 740 enforce compliance with the provisions of the Compact, and its
 741 promulgated rules and bylaws, against a member state in default.
 742 The relief sought may include both injunctive relief and
 743 damages. In the event judicial enforcement is necessary, the
 744 prevailing party shall be awarded all costs of such litigation
 745 including reasonable attorney's fees.

746 (3) The remedies herein shall not be the exclusive
 747 remedies of the Interstate Commission. The Interstate Commission
 748 may avail itself of any other remedies available under state law
 749 or the regulation of a profession.

750

SECTION 18DEFAULT PROCEDURES

751
752
753
754 (1) The grounds for default include, but are not limited
755 to, failure of a member state to perform such obligations or
756 responsibilities imposed upon it by the Compact, or the rules
757 and bylaws of the Interstate Commission promulgated under the
758 Compact.

759 (2) If the Interstate Commission determines that a member
760 state has defaulted in the performance of its obligations or
761 responsibilities under the Compact, or the bylaws or promulgated
762 rules, the Interstate Commission shall:

763 (a) Provide written notice to the defaulting state and
764 other member states, of the nature of the default, the means of
765 curing the default, and any action taken by the Interstate
766 Commission. The Interstate Commission shall specify the
767 conditions by which the defaulting state must cure its default;
768 and

769 (b) Provide remedial training and specific technical
770 assistance regarding the default.

771 (3) If the defaulting state fails to cure the default, the
772 defaulting state shall be terminated from the Compact upon an
773 affirmative vote of a majority of the Commissioners and all
774 rights, privileges, and benefits conferred by the Compact shall
775 terminate on the effective date of termination. A cure of the

776 default does not relieve the offending state of obligations or
777 liabilities incurred during the period of the default.

778 (4) Termination of membership in the Compact shall be
779 imposed only after all other means of securing compliance have
780 been exhausted. Notice of intent to terminate shall be given by
781 the Interstate Commission to the governor, the majority and
782 minority leaders of the defaulting state's legislature, and each
783 of the member states.

784 (5) The Interstate Commission shall establish rules and
785 procedures to address licenses and physicians that are
786 materially impacted by the termination of a member state, or the
787 withdrawal of a member state.

788 (6) The member state which has been terminated is
789 responsible for all dues, obligations, and liabilities incurred
790 through the effective date of termination including obligations,
791 the performance of which extends beyond the effective date of
792 termination.

793 (7) The Interstate Commission shall not bear any costs
794 relating to any state that has been found to be in default or
795 which has been terminated from the Compact, unless otherwise
796 mutually agreed upon in writing between the Interstate
797 Commission and the defaulting state.

798 (8) The defaulting state may appeal the action of the
799 Interstate Commission by petitioning the United States District
800 Court for the District of Columbia or the federal district where

801 the Interstate Commission has its principal offices. The
802 prevailing party shall be awarded all costs of such litigation
803 including reasonable attorney's fees.

805 SECTION 19

806 DISPUTE RESOLUTION

807
808 (1) The Interstate Commission shall attempt, upon the
809 request of a member state, to resolve disputes which are subject
810 to the Compact and which may arise among member states or member
811 boards.

812 (2) The Interstate Commission shall promulgate rules
813 providing for both mediation and binding dispute resolution as
814 appropriate.

815
816 SECTION 20

817 MEMBER STATES, EFFECTIVE DATE AND AMENDMENT

818
819 (1) Any state is eligible to become a member state of the
820 Compact.

821 (2) The Compact shall become effective and binding upon
822 legislative enactment of the Compact into law by no less than
823 seven (7) states. Thereafter, it shall become effective and
824 binding on a state upon enactment of the Compact into law by
825 that state.

826 (3) The governors of non-member states, or their
 827 designees, shall be invited to participate in the activities of
 828 the Interstate Commission on a non-voting basis prior to
 829 adoption of the Compact by all states.

830 (4) The Interstate Commission may propose amendments to
 831 the Compact for enactment by the member states. No amendment
 832 shall become effective and binding upon the Interstate
 833 Commission and the member states unless and until it is enacted
 834 into law by unanimous consent of the member states.

835
 836 SECTION 21

837 WITHDRAWAL

838
 839 (1) Once effective, the Compact shall continue in force
 840 and remain binding upon each and every member state; provided
 841 that a member state may withdraw from the Compact by
 842 specifically repealing the statute which enacted the Compact
 843 into law.

844 (2) Withdrawal from the Compact shall be by the enactment
 845 of a statute repealing the same, but shall not take effect until
 846 one (1) year after the effective date of such statute and until
 847 written notice of the withdrawal has been given by the
 848 withdrawing state to the governor of each other member state.

849 (3) The withdrawing state shall immediately notify the
 850 chairperson of the Interstate Commission in writing upon the

851 introduction of legislation repealing the Compact in the
852 withdrawing state.

853 (4) The Interstate Commission shall notify the other
854 member states of the withdrawing state's intent to withdraw
855 within sixty (60) days of its receipt of notice provided under
856 subsection (3).

857 (5) The withdrawing state is responsible for all dues,
858 obligations and liabilities incurred through the effective date
859 of withdrawal, including obligations, the performance of which
860 extend beyond the effective date of withdrawal.

861 (6) Reinstatement following withdrawal of a member state
862 shall occur upon the withdrawing state reenacting the Compact or
863 upon such later date as determined by the Interstate Commission.

864 (7) The Interstate Commission is authorized to develop
865 rules to address the impact of the withdrawal of a member state
866 on licenses granted in other member states to physicians who
867 designated the withdrawing member state as the state of
868 principal license.

869
870 SECTION 22

871 DISSOLUTION

872
873 (1) The Compact shall dissolve effective upon the date of
874 the withdrawal or default of the member state which reduces the
875 membership in the Compact to one (1) member state.

901 Compact are superseded to the extent of the conflict.

902 (3) All lawful actions of the Interstate Commission,
903 including all rules and bylaws promulgated by the Commission,
904 are binding upon the member states.

905 (4) All agreements between the Interstate Commission and
906 the member states are binding in accordance with their terms.

907 (5) In the event any provision of the Compact exceeds the
908 constitutional limits imposed on the legislature of any member
909 state, such provision shall be ineffective to the extent of the
910 conflict with the constitutional provision in question in that
911 member state.

912 Section 2. Section 456.4502, Florida Statutes, is created
913 to read:

914 456.4502 Interstate Medical Licensure Compact;
915 disciplinary proceedings.—A physician licensed pursuant to
916 chapter 458, chapter 459, or s. 456.4501 whose license is
917 suspended or revoked by this state pursuant to the Interstate
918 Medical Licensure Compact as a result of disciplinary action
919 taken against the physician's license in another state shall be
920 granted a formal hearing before an administrative law judge from
921 the Division of Administrative Hearings held pursuant to chapter
922 120 if there are any disputed issues of material fact. In such
923 proceedings:

924 (1) Notwithstanding s. 120.569(2), the department shall
925 notify the division within 45 days after receipt of a petition

926 | or request for a formal hearing.

927 | (2) The determination of whether the physician has
 928 | violated the laws and rules regulating the practice of medicine
 929 | or osteopathic medicine, as applicable, including a
 930 | determination of the reasonable standard of care, is a
 931 | conclusion of law that is to be determined by appropriate board,
 932 | and is not a finding of fact to be determined by an
 933 | administrative law judge.

934 | (3) The administrative law judge shall issue a recommended
 935 | order pursuant to chapter 120.

936 | (4) The Board of Medicine or the Board of Osteopathic
 937 | Medicine, as applicable, shall determine and issue the final
 938 | order in each disciplinary case. Such order shall constitute
 939 | final agency action.

940 | (5) Any consent order or agreed-upon settlement is subject
 941 | to the approval of the department.

942 | (6) The department shall have standing to seek judicial
 943 | review of any final order of the board, pursuant to s. 120.68.

944 | Section 3. Section 456.4503, Florida Statutes, is created
 945 | to read:

946 | 456.4503 Interstate Medical Licensure Compact
 947 | Commissioners.—The duly appointed commissioners to the
 948 | Interstate Medical Licensure Compact Commission under s.
 949 | 456.4501 shall ensure that the Interstate Medical Licensure
 950 | Compact Commission complies with the requirements of chapter 119

951 and s. 24, Art. I of the State Constitution.

952 Section 4. Section 456.4504, Florida Statutes, is created
953 to read:

954 456.4504 Interstate Medical Licensure Compact Rules.—The
955 department may adopt rules to implement the Interstate Medical
956 Licensure Compact.

957 Section 5. Section 458.3129, Florida Statutes, is created
958 to read:

959 458.3129 Interstate Medical Licensure Compact.—A physician
960 licensed to practice medicine under s. 456.4501 is deemed to be
961 licensed as a physician under this chapter.

962 Section 6. Section 459.074, Florida Statutes, is created
963 to read:

964 459.074 Interstate Medical Licensure Compact.—A physician
965 licensed to practice osteopathic medicine under s. 456.4501 is
966 deemed to be licensed as an osteopathic physician under this
967 chapter.

968 Section 7. Subsections (1) and (2) of section 464.0196,
969 Florida Statutes, are amended to read:

970 464.0196 Florida Center for Nursing; board of directors.—

971 (1) The Florida Center for Nursing shall be governed by a
972 policy-setting board of directors. The board shall consist of 16
973 members, with a simple majority of the board being nurses
974 representative of various practice areas. Other members shall
975 include representatives of other health care professions,

976 business and industry, health care providers, and consumers. The
 977 members of the board shall be appointed by the Governor as
 978 follows:

979 (a) Four members recommended by the President of the
 980 Senate, ~~at least one of whom shall be a registered nurse~~
 981 ~~recommended by the Florida Organization of Nurse Executives and~~
 982 ~~at least one other representative of the hospital industry~~
 983 ~~recommended by the Florida Hospital Association;~~

984 (b) Four members recommended by the Speaker of the House
 985 of Representatives, ~~at least one of whom shall be a registered~~
 986 ~~nurse recommended by the Florida Nurses Association and at least~~
 987 ~~one other representative of the long-term care industry;~~

988 (c) Four members recommended by the Governor, ~~two of whom~~
 989 ~~shall be registered nurses;~~

990 (d) One nurse educator recommended by the Board of
 991 Governors ~~who is a dean of a College of Nursing at a state~~
 992 ~~university; and~~

993 (e) Three nurse educators recommended by the State Board
 994 of Education, ~~one of whom must be a director of a nursing~~
 995 ~~program at a Florida College System institution.~~

996 (2) ~~The initial terms of the members shall be as follows:~~

997 ~~(a) Of the members appointed pursuant to paragraph (1) (a),~~
 998 ~~two shall be appointed for terms expiring June 30, 2005, one for~~
 999 ~~a term expiring June 30, 2004, and one for a term expiring June~~
 1000 ~~30, 2003.~~

1001 ~~(b) Of the members appointed pursuant to paragraph (1) (b),~~
 1002 ~~one shall be appointed for a term expiring June 30, 2005, two~~
 1003 ~~for terms expiring June 30, 2004, and one for a term expiring~~
 1004 ~~June 20, 2003.~~

1005 ~~(c) Of the members appointed pursuant to paragraph (1) (c),~~
 1006 ~~one shall be appointed for a term expiring June 30, 2005, one~~
 1007 ~~for a term expiring June 30, 2004, and two for terms expiring~~
 1008 ~~June 30, 2003.~~

1009 ~~(d) Of the members appointed pursuant to paragraph (1) (d),~~
 1010 ~~the terms of two members recommended by the State Board of~~
 1011 ~~Education shall expire June 30, 2005; the term of the member who~~
 1012 ~~is a dean of a College of Nursing at a state university shall~~
 1013 ~~expire June 30, 2004; and the term of the member who is a~~
 1014 ~~director of a state community college nursing program shall~~
 1015 ~~expire June 30, 2003.~~

1016
 1017 ~~After the initial appointments expire,~~ The terms of all the
 1018 members shall be for 3 years, with no member serving more than
 1019 two consecutive terms.

1020 Section 8. Subsections (2) through (7) of section 491.003,
 1021 Florida Statutes, are renumbered as subsections (3) through (8),
 1022 respectively, present subsections (8) through (17) are
 1023 renumbered as subsections (10) through (19), respectively, and
 1024 new subsections (2) and (9) are added to that section to read:

1025 491.003 Definitions.—As used in this chapter:

1026 (2) "Certified master social worker" means a person
 1027 licensed under this chapter to practice generalist social work.

1028 (9) "Practice of generalist social work" means the
 1029 application of social work theory, knowledge, methods, and
 1030 ethics, and the professional use of self to restore or enhance
 1031 social, psychosocial, or biopsychosocial functioning of
 1032 individuals, couples, families, groups, organizations, and
 1033 communities. The term includes the application of specialized
 1034 knowledge and advanced practice skills in nondiagnostic
 1035 assessment, treatment planning, implementation and evaluation,
 1036 case management, information and referral, supervision,
 1037 consultation, education, research, advocacy, community
 1038 organization, and the development, implementation, and
 1039 administration of policies, programs, and activities.

1040 Section 9. Subsections (4) through (7) of section 491.004,
 1041 Florida Statutes, are renumbered as subsections (3) through (6),
 1042 respectively, and present subsections (3) and (4) of that
 1043 section are amended to read:

1044 491.004 Board of Clinical Social Work, Marriage and Family
 1045 Therapy, and Mental Health Counseling.—

1046 ~~(3) No later than January 1, 1988, the Governor shall~~
 1047 ~~appoint nine members of the board as follows:~~

1048 ~~(a) Three members for terms of 2 years each.~~

1049 ~~(b) Three members for terms of 3 years each.~~

1050 ~~(c) Three members for terms of 4 years each.~~

1051 ~~(3)-(4)~~ As the terms of the ~~initial~~ members expire, the
 1052 Governor shall appoint successors for terms of 4 years; and
 1053 those members shall serve until their successors are appointed.

1054 Section 10. Subsection (6) of section 491.0045, Florida
 1055 Statutes, is amended to read:

1056 491.0045 Intern registration; requirements.—

1057 (6) A registration issued on or before March 31, 2017,
 1058 expires March 31, 2022, and may not be renewed or reissued. Any
 1059 registration issued after March 31, 2017, expires 60 months
 1060 after the date it is issued. The board may make a one-time
 1061 exception from the requirements of this section in emergency or
 1062 hardship cases, as defined by board rule, if ~~A subsequent intern~~
 1063 ~~registration may not be issued unless~~ the candidate has passed
 1064 the theory and practice examination described in s.
 1065 491.005(1)(d), (3)(d), and (4)(d).

1066 Section 11. Subsection (1), paragraph (b) of subsection
 1067 (2), and subsections (3) and (4) of section 491.005, Florida
 1068 Statutes, are amended to read:

1069 491.005 Licensure by examination.—

1070 (1) CLINICAL SOCIAL WORK.—Upon verification of
 1071 documentation and payment of a fee not to exceed \$200, as set by
 1072 board rule, plus the actual per applicant cost ~~to the department~~
 1073 for purchase of the examination from the ~~American~~ Association of
 1074 State Social Work Worker's Boards or its successor ~~a similar~~
 1075 ~~national organization~~, the department shall issue a license as a

1076 | clinical social worker to an applicant who the board certifies:
 1077 | (a) Has submitted an application and paid the appropriate
 1078 | fee.
 1079 | (b)1. Has received a doctoral degree in social work from a
 1080 | graduate school of social work which at the time the applicant
 1081 | graduated was accredited by an accrediting agency recognized by
 1082 | the United States Department of Education or has received a
 1083 | master's degree in social work from a graduate school of social
 1084 | work which at the time the applicant graduated:
 1085 | a. Was accredited by the Council on Social Work Education;
 1086 | b. Was accredited by the Canadian Association of Schools
 1087 | of Social Work; or
 1088 | c. Has been determined to have been a program equivalent
 1089 | to programs approved by the Council on Social Work Education by
 1090 | the Foreign Equivalency Determination Service of the Council on
 1091 | Social Work Education. An applicant who graduated from a program
 1092 | at a university or college outside of the United States or
 1093 | Canada must present documentation of the equivalency
 1094 | determination from the council in order to qualify.
 1095 | 2. The applicant's graduate program must have emphasized
 1096 | direct clinical patient or client health care services,
 1097 | including, but not limited to, coursework in clinical social
 1098 | work, psychiatric social work, medical social work, social
 1099 | casework, psychotherapy, or group therapy. The applicant's
 1100 | graduate program must have included all of the following

1101 coursework:

1102 a. A supervised field placement which was part of the
1103 applicant's advanced concentration in direct practice, during
1104 which the applicant provided clinical services directly to
1105 clients.

1106 b. Completion of 24 semester hours or 32 quarter hours in
1107 courses approved by board rule ~~theory of human behavior and~~
1108 ~~practice methods as courses in clinically oriented services,~~
1109 ~~including a minimum of one course in psychopathology, and no~~
1110 ~~more than one course in research, taken in a school of social~~
1111 ~~work accredited or approved pursuant to subparagraph 1.~~

1112 ~~3. If the course title which appears on the applicant's~~
1113 ~~transcript does not clearly identify the content of the~~
1114 ~~coursework, the applicant shall be required to provide~~
1115 ~~additional documentation, including, but not limited to, a~~
1116 ~~syllabus or catalog description published for the course.~~

1117 (c) Has had at least 2 years of clinical social work
1118 experience, which took place subsequent to completion of a
1119 graduate degree in social work at an institution meeting the
1120 accreditation requirements of this section, under the
1121 supervision of a licensed clinical social worker or the
1122 equivalent who is a qualified supervisor as determined by the
1123 board. An individual who intends to practice in Florida to
1124 satisfy clinical experience requirements must register pursuant
1125 to s. 491.0045 before commencing practice. If the applicant's

1126 graduate program was not a program which emphasized direct
1127 clinical patient or client health care services as described in
1128 subparagraph (b)2., the supervised experience requirement must
1129 take place after the applicant has completed a minimum of 15
1130 semester hours or 22 quarter hours of the coursework required. A
1131 doctoral internship may be applied toward the clinical social
1132 work experience requirement. A licensed mental health
1133 professional must be on the premises when clinical services are
1134 provided by a registered intern in a private practice setting.

1135 (d) Has passed a theory and practice examination
1136 designated ~~provided~~ by the board ~~department~~ ~~for this purpose~~.

1137 (e) Has demonstrated, in a manner designated by board rule
1138 ~~of the board~~, knowledge of the laws and rules governing the
1139 practice of clinical social work, marriage and family therapy,
1140 and mental health counseling.

1141 (2) CLINICAL SOCIAL WORK.—

1142 (b) An applicant from a master's or doctoral program in
1143 social work which did not emphasize direct patient or client
1144 services may complete the clinical curriculum content
1145 requirement by returning to a graduate program accredited by the
1146 Council on Social Work Education or the Canadian Association for
1147 Social Work Education ~~of Schools of Social Work~~, or to a
1148 clinical social work graduate program with comparable standards,
1149 in order to complete the education requirements for examination.
1150 However, a maximum of 6 semester or 9 quarter hours of the

1151 clinical curriculum content requirement may be completed by
1152 credit awarded for independent study coursework as defined by
1153 board rule.

1154 (3) MARRIAGE AND FAMILY THERAPY.—Upon verification of
1155 documentation and payment of a fee not to exceed \$200, as set by
1156 board rule, plus the actual cost ~~to the department~~ for the
1157 purchase of the examination from the Association of Marital and
1158 Family Therapy Regulatory Boards Board, or its successor ~~similar~~
1159 ~~national~~ organization, the department shall issue a license as a
1160 marriage and family therapist to an applicant who the board
1161 certifies:

1162 (a) Has submitted an application and paid the appropriate
1163 fee.

1164 (b)~~1.~~ Has a minimum of a master's degree with major
1165 emphasis in marriage and family therapy from a program
1166 accredited by the Commission on Accreditation for Marriage and
1167 Family Therapy Education or from a state university program
1168 accredited by the Council for Accreditation of Counseling and
1169 Related Educational Programs, or a closely related field, and
1170 graduate courses approved by the Board of Clinical Social Work,
1171 Marriage and Family Therapy, and Mental Health Counseling. ~~has~~
1172 ~~completed all of the following requirements:~~

1173 a. ~~Thirty six semester hours or 48 quarter hours of~~
1174 ~~graduate coursework, which must include a minimum of 3 semester~~
1175 ~~hours or 4 quarter hours of graduate-level course credits in~~

1176 ~~each of the following nine areas: dynamics of marriage and~~
1177 ~~family systems; marriage therapy and counseling theory and~~
1178 ~~techniques; family therapy and counseling theory and techniques;~~
1179 ~~individual human development theories throughout the life cycle;~~
1180 ~~personality theory or general counseling theory and techniques;~~
1181 ~~psychopathology; human sexuality theory and counseling~~
1182 ~~techniques; psychosocial theory; and substance abuse theory and~~
1183 ~~counseling techniques. Courses in research, evaluation,~~
1184 ~~appraisal, assessment, or testing theories and procedures;~~
1185 ~~thesis or dissertation work; or practicums, internships, or~~
1186 ~~fieldwork may not be applied toward this requirement.~~

1187 ~~b. A minimum of one graduate-level course of 3 semester~~
1188 ~~hours or 4 quarter hours in legal, ethical, and professional~~
1189 ~~standards issues in the practice of marriage and family therapy~~
1190 ~~or a course determined by the board to be equivalent.~~

1191 ~~e. A minimum of one graduate-level course of 3 semester~~
1192 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~
1193 ~~and testing for individual or interpersonal disorder or~~
1194 ~~dysfunction; and a minimum of one 3-semester-hour or 4-quarter-~~
1195 ~~hour graduate-level course in behavioral research which focuses~~
1196 ~~on the interpretation and application of research data as it~~
1197 ~~applies to clinical practice. Credit for thesis or dissertation~~
1198 ~~work, practicums, internships, or fieldwork may not be applied~~
1199 ~~toward this requirement.~~

1200 ~~d. A minimum of one supervised clinical practicum,~~

1201 ~~internship, or field experience in a marriage and family~~
1202 ~~counseling setting, during which the student provided 180 direct~~
1203 ~~client contact hours of marriage and family therapy services~~
1204 ~~under the supervision of an individual who met the requirements~~
1205 ~~for supervision under paragraph (c). This requirement may be met~~
1206 ~~by a supervised practice experience which took place outside the~~
1207 ~~academic arena, but which is certified as equivalent to a~~
1208 ~~graduate-level practicum or internship program which required a~~
1209 ~~minimum of 180 direct client contact hours of marriage and~~
1210 ~~family therapy services currently offered within an academic~~
1211 ~~program of a college or university accredited by an accrediting~~
1212 ~~agency approved by the United States Department of Education, or~~
1213 ~~an institution which is publicly recognized as a member in good~~
1214 ~~standing with the Association of Universities and Colleges of~~
1215 ~~Canada or a training institution accredited by the Commission on~~
1216 ~~Accreditation for Marriage and Family Therapy Education~~
1217 ~~recognized by the United States Department of Education.~~
1218 ~~Certification shall be required from an official of such~~
1219 ~~college, university, or training institution.~~

1220 ~~2. If the course title which appears on the applicant's~~
1221 ~~transcript does not clearly identify the content of the~~
1222 ~~coursework, the applicant shall be required to provide~~
1223 ~~additional documentation, including, but not limited to, a~~
1224 ~~syllabus or catalog description published for the course.~~

1225

1226 The required master's degree must have been received in an
1227 institution of higher education which at the time the applicant
1228 graduated was: fully accredited by a regional accrediting body
1229 recognized by the Council for Higher Education Accreditation
1230 ~~Commission on Recognition of Postsecondary Accreditation;~~
1231 publicly recognized as a member in good standing with ~~the~~
1232 ~~Association of Universities and Colleges of Canada;~~ or an
1233 institution of higher education located outside the United
1234 States and Canada, which at the time the applicant was enrolled
1235 and at the time the applicant graduated maintained a standard of
1236 training substantially equivalent to the standards of training
1237 of those institutions in the United States which are accredited
1238 by a regional accrediting body recognized by the Council for
1239 Higher Education Accreditation ~~Commission on Recognition of~~
1240 ~~Postsecondary Accreditation~~. Such foreign education and training
1241 must have been received in an institution or program of higher
1242 education officially recognized by the government of the country
1243 in which it is located as an institution or program to train
1244 students to practice as professional marriage and family
1245 therapists or psychotherapists. The burden of establishing that
1246 the requirements of this provision have been met shall be upon
1247 the applicant, and the board shall require documentation, such
1248 as, but not limited to, an evaluation by a foreign equivalency
1249 determination service, as evidence that the applicant's graduate
1250 degree program and education were equivalent to an accredited

1251 program in this country. An applicant with a master's degree
1252 from a program which did not emphasize marriage and family
1253 therapy may complete the coursework requirement in a training
1254 institution fully accredited by the Commission on Accreditation
1255 for Marriage and Family Therapy Education recognized by the
1256 United States Department of Education.

1257 (c) Has had at least 2 years of clinical experience during
1258 which 50 percent of the applicant's clients were receiving
1259 marriage and family therapy services, which must be at the post-
1260 master's level under the supervision of a licensed marriage and
1261 family therapist with at least 5 years of experience, or the
1262 equivalent, who is a qualified supervisor as determined by the
1263 board. An individual who intends to practice in Florida to
1264 satisfy the clinical experience requirements must register
1265 pursuant to s. 491.0045 before commencing practice. If a
1266 graduate has a master's degree with a major emphasis in marriage
1267 and family therapy or a closely related field that did not
1268 include all the coursework required under paragraph (b) sub-
1269 subparagraphs (b)1.a.-c., credit for the post-master's level
1270 clinical experience shall not commence until the applicant has
1271 completed a minimum of 10 of the courses required under
1272 paragraph (b) sub-subparagraphs (b)1.a.-c., as determined by the
1273 board, and at least 6 semester hours or 9 quarter hours of the
1274 course credits must have been completed in the area of marriage
1275 and family systems, theories, or techniques. Within the 2 ~~3~~

1276 | years of required experience, the applicant shall provide direct
 1277 | individual, group, or family therapy and counseling, to include
 1278 | the following categories of cases: unmarried dyads, married
 1279 | couples, separating and divorcing couples, and family groups
 1280 | including children. A doctoral internship may be applied toward
 1281 | the clinical experience requirement. A licensed mental health
 1282 | professional must be on the premises when clinical services are
 1283 | provided by a registered intern in a private practice setting.

1284 | (d) Has passed a theory and practice examination
 1285 | designated ~~provided~~ by the board ~~department~~ for this purpose.

1286 | (e) Has demonstrated, in a manner designated by board rule
 1287 | ~~of the board~~, knowledge of the laws and rules governing the
 1288 | practice of clinical social work, marriage and family therapy,
 1289 | and mental health counseling.

1290 | (f) For the purposes of dual licensure, the department
 1291 | shall license as a marriage and family therapist any person who
 1292 | meets the requirements of s. 491.0057. Fees for dual licensure
 1293 | shall not exceed those stated in this subsection.

1294 | (4) MENTAL HEALTH COUNSELING.—Upon verification of
 1295 | documentation and payment of a fee not to exceed \$200, as set by
 1296 | board rule, plus the actual per applicant cost ~~to the department~~
 1297 | for purchase of the examination from the National Board for
 1298 | Certified Counselors or its successor ~~Professional Examination~~
 1299 | ~~Service for the National Academy of Certified Clinical Mental~~
 1300 | ~~Health Counselors or a similar national organization, the~~

1301 department shall issue a license as a mental health counselor to
 1302 an applicant who the board certifies:

1303 (a) Has submitted an application and paid the appropriate
 1304 fee.

1305 (b)1. Has a minimum of an earned master's degree from a
 1306 mental health counseling program accredited by the Council for
 1307 the Accreditation of Counseling and Related Educational Programs
 1308 that consists of at least 60 semester hours or 80 quarter hours
 1309 of clinical and didactic instruction, ~~including a course in~~
 1310 ~~human sexuality and a course in substance abuse~~. If the master's
 1311 degree is earned from a program related to the practice of
 1312 mental health counseling that is not accredited by the Council
 1313 for the Accreditation of Counseling and Related Educational
 1314 Programs, then the coursework and practicum, internship, or
 1315 fieldwork must consist of at least 60 semester hours or 80
 1316 quarter hours and meet the following requirements:

1317 a. Thirty-three semester hours or 44 quarter hours of
 1318 graduate coursework, which must include a minimum of 3 semester
 1319 hours or 4 quarter hours of graduate-level coursework in each of
 1320 the following 11 content areas: counseling theories and
 1321 practice; human growth and development; diagnosis and treatment
 1322 of psychopathology; human sexuality; group theories and
 1323 practice; individual evaluation and assessment; career and
 1324 lifestyle assessment; research and program evaluation; social
 1325 and cultural foundations; substance abuse; and legal, ethical,

1326 and professional standards issues in the practice of mental
1327 health counseling in community settings; and substance abuse.
1328 Courses in research, thesis or dissertation work, practicums,
1329 internships, or fieldwork may not be applied toward this
1330 requirement.

1331 b. A minimum of 3 semester hours or 4 quarter hours of
1332 graduate-level coursework addressing diagnostic processes,
1333 including differential diagnosis and the use of the current
1334 diagnostic tools, such as the current edition of the American
1335 Psychiatric Association's Diagnostic and Statistical Manual of
1336 Mental Disorders. The graduate program must have emphasized the
1337 common core curricular experience in legal, ethical, and
1338 ~~professional standards issues in the practice of mental health~~
1339 ~~counseling, which includes goals, objectives, and practices of~~
1340 ~~professional counseling organizations, codes of ethics, legal~~
1341 ~~considerations, standards of preparation, certifications and~~
1342 ~~licensing, and the role identity and professional obligations of~~
1343 ~~mental health counselors. Courses in research, thesis or~~
1344 ~~dissertation work, practicums, internships, or fieldwork may not~~
1345 ~~be applied toward this requirement.~~

1346 c. The equivalent, as determined by the board, of at least
1347 700 ~~1,000~~ hours of university-sponsored supervised clinical
1348 practicum, internship, or field experience that includes at
1349 least 280 hours of direct client services, as required in the
1350 accrediting standards of the Council for Accreditation of

1351 Counseling and Related Educational Programs for mental health
 1352 counseling programs. This experience may not be used to satisfy
 1353 the post-master's clinical experience requirement.

1354 2. If the course title which appears on the applicant's
 1355 transcript does not clearly identify the content of the
 1356 coursework, the applicant shall be required to provide
 1357 additional documentation, including, but not limited to, a
 1358 syllabus or catalog description published for the course.

1359
 1360 Education and training in mental health counseling must have
 1361 been received in an institution of higher education which at the
 1362 time the applicant graduated was: fully accredited by a regional
 1363 accrediting body recognized by the Council for Higher Education
 1364 Accreditation or its successor ~~Commission on Recognition of~~
 1365 ~~Postsecondary Accreditation~~; publicly recognized as a member in
 1366 good standing with ~~the Association of Universities and Colleges~~
 1367 ~~of~~ Canada; or an institution of higher education located outside
 1368 the United States and Canada, which at the time the applicant
 1369 was enrolled and at the time the applicant graduated maintained
 1370 a standard of training substantially equivalent to the standards
 1371 of training of those institutions in the United States which are
 1372 accredited by a regional accrediting body recognized by the
 1373 Council for Higher Education Accreditation or its successor
 1374 ~~Commission on Recognition of Postsecondary Accreditation~~. Such
 1375 foreign education and training must have been received in an

1376 institution or program of higher education officially recognized
1377 by the government of the country in which it is located as an
1378 institution or program to train students to practice as mental
1379 health counselors. The burden of establishing that the
1380 requirements of this provision have been met shall be upon the
1381 applicant, and the board shall require documentation, such as,
1382 but not limited to, an evaluation by a foreign equivalency
1383 determination service, as evidence that the applicant's graduate
1384 degree program and education were equivalent to an accredited
1385 program in this country. Beginning July 1, 2026, an applicant
1386 must have a master's degree in a program that is accredited by
1387 the Council for Accreditation of Counseling and Related
1388 Educational Programs which consists of at least 60 semester
1389 hours or 80 quarter hours to apply for licensure under this
1390 paragraph.

1391 (c) Has had at least 2 years of clinical experience in
1392 mental health counseling, which must be at the post-master's
1393 level under the supervision of a licensed mental health
1394 counselor or the equivalent who is a qualified supervisor as
1395 determined by the board. An individual who intends to practice
1396 in Florida to satisfy the clinical experience requirements must
1397 register pursuant to s. 491.0045 before commencing practice. If
1398 a graduate has a master's degree with a major related to the
1399 practice of mental health counseling that did not include all
1400 the coursework required under sub-subparagraphs (b)1.a.-b.,

1401 credit for the post-master's level clinical experience shall not
 1402 commence until the applicant has completed a minimum of seven of
 1403 the courses required under sub-subparagraphs (b)1.a.-b., as
 1404 determined by the board, one of which must be a course in
 1405 psychopathology or abnormal psychology. A doctoral internship
 1406 may be applied toward the clinical experience requirement. A
 1407 licensed mental health professional must be on the premises when
 1408 clinical services are provided by a registered intern in a
 1409 private practice setting.

1410 (d) Has passed a theory and practice examination
 1411 designated ~~provided~~ by the board ~~department~~ for this purpose.

1412 (e) Has demonstrated, in a manner designated by board rule
 1413 ~~of the board~~, knowledge of the laws and rules governing the
 1414 practice of clinical social work, marriage and family therapy,
 1415 and mental health counseling.

1416 Section 12. Subsection (3) of section 491.0057, Florida
 1417 Statutes, is amended to read:

1418 491.0057 Dual licensure as a marriage and family
 1419 therapist.—The department shall license as a marriage and family
 1420 therapist any person who demonstrates to the board that he or
 1421 she:

1422 (3) Has passed the examination designated ~~provided~~ by the
 1423 board ~~department~~ for marriage and family therapy.

1424 Section 13. Paragraph (b) of subsection (1) of section
 1425 491.006, Florida Statutes, is amended to read:

1426 491.006 Licensure or certification by endorsement.—
 1427 (1) The department shall license or grant a certificate to
 1428 a person in a profession regulated by this chapter who, upon
 1429 applying to the department and remitting the appropriate fee,
 1430 demonstrates to the board that he or she:
 1431 (b)1. Holds an active valid license to practice and has
 1432 actively practiced the profession for which licensure is applied
 1433 in another state for 3 of the last 5 years immediately preceding
 1434 licensure.
 1435 ~~2. Meets the education requirements of this chapter for~~
 1436 ~~the profession for which licensure is applied.~~
 1437 2.3. Has passed a substantially equivalent licensing
 1438 examination in another state or has passed the licensure
 1439 examination in this state in the profession for which the
 1440 applicant seeks licensure.
 1441 ~~3.4.~~ Holds a license in good standing, is not under
 1442 investigation for an act that would constitute a violation of
 1443 this chapter, and has not been found to have committed any act
 1444 that would constitute a violation of this chapter. ~~The fees paid~~
 1445 ~~by any applicant for certification as a master social worker~~
 1446 ~~under this section are nonrefundable.~~
 1447 Section 14. Subsections (2) and (3) of section 491.007,
 1448 Florida Statutes, are amended to read:
 1449 491.007 Renewal of license, registration, or certificate.—
 1450 (2) Each applicant for renewal shall present satisfactory

1451 evidence that, in the period since the license or certificate
 1452 was issued, the applicant has completed continuing education
 1453 requirements set by rule of the board or department. Not more
 1454 than 25 classroom hours of continuing education per year shall
 1455 be required. ~~A certified master social worker is exempt from the~~
 1456 ~~continuing education requirements for the first renewal of the~~
 1457 ~~certificate.~~

1458 ~~(3) The board or department shall prescribe by rule a~~
 1459 ~~method for the biennial renewal of an intern registration at a~~
 1460 ~~fee set by rule, not to exceed \$100.~~

1461 Section 15. Subsection (2) of section 491.009, Florida
 1462 Statutes, is amended to read:

1463 491.009 Discipline.—

1464 (2) ~~The department, or, in the case of psychologists, the~~
 1465 ~~board,~~ may enter an order denying licensure or imposing any of
 1466 the penalties in s. 456.072(2) against any applicant for
 1467 licensure or licensee who is found guilty of violating any
 1468 provision of subsection (1) of this section or who is found
 1469 guilty of violating any provision of s. 456.072(1).

1470 Section 16. Paragraph (a) of subsection (1) of section
 1471 491.012, Florida Statutes, is amended to read:

1472 491.012 Violations; penalty; injunction.—

1473 (1) It is unlawful and a violation of this chapter for any
 1474 person to:

1475 (a) Use the following titles or any combination thereof,

1476 unless she or he holds a valid, active license as a clinical
 1477 social worker issued pursuant to this chapter:

- 1478 1. "Licensed clinical social worker."
- 1479 2. "Clinical social worker."
- 1480 3. "Licensed social worker."
- 1481 4. "Psychiatric social worker."
- 1482 5. "Psychosocial worker."
- 1483 6. "Certified master social worker."

1484 Section 17. Section 491.0145, Florida Statutes, is amended
 1485 to read:

1486 491.0145 Certified master social worker.—

1487 (1) The department shall license ~~may certify~~ an applicant
 1488 for a designation as a certified master social worker who, upon
 1489 applying to the department and remitting the appropriate fee,
 1490 demonstrates to the board that he or she has met the following
 1491 conditions:

1492 (a)-(1) The applicant has submitted ~~completes~~ an
 1493 application and has paid ~~to be provided by the department and~~
 1494 ~~pays~~ a nonrefundable fee not to exceed \$250 to be established by
 1495 rule of the board ~~department~~. ~~The completed application must be~~
 1496 ~~received by the department at least 60 days before the date of~~
 1497 ~~the examination in order for the applicant to qualify to take~~
 1498 ~~the scheduled exam.~~

1499 (b)-(2) The applicant submits proof satisfactory to the
 1500 board ~~department~~ that the applicant has received a doctoral

1501 degree in social work, or a master's degree in social work with
1502 a major emphasis or specialty in ~~clinical practice or~~
1503 ~~administration, including, but not limited to, agency~~
1504 administration and supervision, program planning and evaluation,
1505 staff development, research, community organization, community
1506 services, social planning, and human service advocacy. Doctoral
1507 degrees must have been received from a graduate school of social
1508 work which at the time the applicant was enrolled and graduated
1509 was accredited by an accrediting agency approved by the United
1510 States Department of Education. Master's degrees must have been
1511 received from a graduate school of social work which at the time
1512 the applicant was enrolled and graduated was accredited by the
1513 Council on Social Work Education or the Canadian Association of
1514 Schools for ~~of~~ Social Work Education or by one that meets
1515 comparable standards.

1516 (c) ~~(3)~~ The applicant has had at least 2 ~~3~~ years'
1517 experience, as defined by rule of the board, including, but not
1518 limited to, ~~clinical services or~~ administrative activities as
1519 described in paragraph (b) ~~defined in subsection (2)~~, 2 years of
1520 which must be at the post-master's level under the supervision
1521 of a person who meets the education and experience requirements
1522 for certification as a certified master social worker, as
1523 defined by rule of the board, or licensure as a clinical social
1524 worker under this chapter. A doctoral internship may be applied
1525 toward the supervision requirement.

1526 (d)~~(4)~~ Any person who holds a master's degree in social
 1527 work from institutions outside the United States may apply to
 1528 the board ~~department~~ for certification if the academic training
 1529 in social work has been evaluated as equivalent to a degree from
 1530 a school accredited by the Council on Social Work Education. Any
 1531 such person shall submit a copy of the academic training from
 1532 the Foreign Equivalency Determination Service of the Council on
 1533 Social Work Education.

1534 (e)~~(5)~~ The applicant has passed an examination required by
 1535 the board ~~department~~ for this purpose. ~~The nonrefundable fee for~~
 1536 ~~such examination may not exceed \$250 as set by department rule.~~

1537 (2)~~(6)~~ Nothing in this chapter shall be construed to
 1538 authorize a certified master social worker to provide clinical
 1539 social work services.

1540 (3) The board may adopt rules to implement this section.

1541 Section 18. Section 491.0149, Florida Statutes, is amended
 1542 to read:

1543 491.0149 Display of license; use of professional title on
 1544 promotional materials.—

1545 (1) (a) A person licensed under this chapter as a clinical
 1546 social worker, marriage and family therapist, or mental health
 1547 counselor, or certified as a master social worker shall
 1548 conspicuously display the valid license issued by the department
 1549 or a true copy thereof at each location at which the licensee
 1550 practices his or her profession.

1551 (b)1. A licensed clinical social worker shall include the
1552 words "licensed clinical social worker" or the letters "LCSW" on
1553 all promotional materials, including cards, brochures,
1554 stationery, advertisements, social media, and signs, naming the
1555 licensee.

1556 2. A licensed marriage and family therapist shall include
1557 the words "licensed marriage and family therapist" or the
1558 letters "LMFT" on all promotional materials, including cards,
1559 brochures, stationery, advertisements, social media, and signs,
1560 naming the licensee.

1561 3. A licensed mental health counselor shall include the
1562 words "licensed mental health counselor" or the letters "LMHC"
1563 on all promotional materials, including cards, brochures,
1564 stationery, advertisements, social media, and signs, naming the
1565 licensee.

1566 (c) A generalist social worker shall include the words
1567 "certified master social worker" or the letters "CMSW" on all
1568 promotional materials, including cards, brochures, stationery,
1569 advertisements, social media, and signs, naming the licensee.

1570 (2) (a) A person registered under this chapter as a
1571 clinical social worker intern, marriage and family therapist
1572 intern, or mental health counselor intern shall conspicuously
1573 display the valid registration issued by the department or a
1574 true copy thereof at each location at which the registered
1575 intern is completing the experience requirements.

1576 (b) A registered clinical social worker intern shall
1577 include the words "registered clinical social worker intern," a
1578 registered marriage and family therapist intern shall include
1579 the words "registered marriage and family therapist intern," and
1580 a registered mental health counselor intern shall include the
1581 words "registered mental health counselor intern" on all
1582 promotional materials, including cards, brochures, stationery,
1583 advertisements, social media, and signs, naming the registered
1584 intern.

1585 (3) (a) A person provisionally licensed under this chapter
1586 as a provisional clinical social worker licensee, provisional
1587 marriage and family therapist licensee, or provisional mental
1588 health counselor licensee shall conspicuously display the valid
1589 provisional license issued by the department or a true copy
1590 thereof at each location at which the provisional licensee is
1591 providing services.

1592 (b) A provisional clinical social worker licensee shall
1593 include the words "provisional clinical social worker licensee,"
1594 a provisional marriage and family therapist licensee shall
1595 include the words "provisional marriage and family therapist
1596 licensee," and a provisional mental health counselor licensee
1597 shall include the words "provisional mental health counselor
1598 licensee" on all promotional materials, including cards,
1599 brochures, stationery, advertisements, social media, and signs,
1600 naming the provisional licensee.

1601 Section 19. Section 491.015, Florida Statutes, is
 1602 repealed.

1603 Section 20. Paragraph (h) is added to subsection (10) of
 1604 section 768.28, Florida Statutes, to read:

1605 768.28 Waiver of sovereign immunity in tort actions;
 1606 recovery limits; limitation on attorney fees; statute of
 1607 limitations; exclusions; indemnification; risk management
 1608 programs.—

1609 (10)

1610 (h) For the purposes of this section, the representative
 1611 appointed from the Board of Medicine and the representative
 1612 appointed from the Board of Osteopathic Medicine, when serving
 1613 as commissioners of the Interstate Medical Licensure Compact
 1614 Commission pursuant to s. 456.4501, and any administrator,
 1615 officer, executive director, employee, or representative of the
 1616 Interstate Medical Licensure Compact Commission, when acting
 1617 within the scope of their employment, duties, or
 1618 responsibilities in this state, are considered agents of the
 1619 state. The commission shall pay any claims or judgments pursuant
 1620 to this section and may maintain insurance coverage to pay any
 1621 such claims or judgments.

1622 Section 21. Paragraph (c) of subsection (4) of section
 1623 414.065, Florida Statutes, is amended to read:

1624 414.065 Noncompliance with work requirements.—

1625 (4) EXCEPTIONS TO NONCOMPLIANCE PENALTIES.—Unless

1626 otherwise provided, the situations listed in this subsection
1627 shall constitute exceptions to the penalties for noncompliance
1628 with participation requirements, except that these situations do
1629 not constitute exceptions to the applicable time limit for
1630 receipt of temporary cash assistance:

1631 (c) Noncompliance related to treatment or remediation of
1632 past effects of domestic violence.—An individual who is
1633 determined to be unable to comply with the work requirements
1634 under this section due to mental or physical impairment related
1635 to past incidents of domestic violence may be exempt from work
1636 requirements, except that such individual shall comply with a
1637 plan that specifies alternative requirements that prepare the
1638 individual for self-sufficiency while providing for the safety
1639 of the individual and the individual's dependents. A participant
1640 who is determined to be out of compliance with the alternative
1641 requirement plan shall be subject to the penalties under
1642 subsection (1). The plan must include counseling or a course of
1643 treatment necessary for the individual to resume participation.
1644 The need for treatment and the expected duration of such
1645 treatment must be verified by a physician licensed under chapter
1646 458 or chapter 459; a psychologist licensed under s. 490.005(1),
1647 s. 490.006, or the provision identified as s. 490.013(2) in s.
1648 1, chapter 81-235, Laws of Florida; a therapist as defined in s.
1649 491.003(3) or (7) ~~s. 491.003(2) or (6)~~; or a treatment
1650 professional who is registered under s. 39.905(1)(g), is

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1651 | authorized to maintain confidentiality under s. 90.5036(1)(d),
1652 | and has a minimum of 2 years' ~~years~~ experience at a certified
1653 | domestic violence center. An exception granted under this
1654 | paragraph does not automatically constitute an exception from
1655 | the time limitations on benefits specified under s. 414.105.
1656 | Section 22. This act shall take effect July 1, 2020.