

Select Year:

The 2019 Florida Statutes

[Title XXXII](#)
REGULATION OF PROFESSIONS AND
OCCUPATIONS

[Chapter 458](#)
MEDICAL
PRACTICE

[View Entire
Chapter](#)

458.347 Physician assistants.—

(1) LEGISLATIVE INTENT.—

(a) The purpose of this section is to encourage more effective utilization of the skills of physicians or groups of physicians by enabling them to delegate health care tasks to qualified assistants when such delegation is consistent with the patient’s health and welfare.

(b) In order that maximum skills may be obtained within a minimum time period of education, a physician assistant shall be specialized to the extent that he or she can operate efficiently and effectively in the specialty areas in which he or she has been trained or is experienced.

(c) The purpose of this section is to encourage the utilization of physician assistants by physicians and to allow for innovative development of programs for the education of physician assistants.

(2) DEFINITIONS.—As used in this section:

(a) “Approved program” means a program, formally approved by the boards, for the education of physician assistants.

(b) “Boards” means the Board of Medicine and the Board of Osteopathic Medicine.

(c) “Council” means the Council on Physician Assistants.

(d) “Trainee” means a person who is currently enrolled in an approved program.

(e) “Physician assistant” means a person who is a graduate of an approved program or its equivalent or meets standards approved by the boards and is licensed to perform medical services delegated by the supervising physician.

(f) “Supervision” means responsible supervision and control. Except in cases of emergency, supervision requires the easy availability or physical presence of the licensed physician for consultation and direction of the actions of the physician assistant. For the purposes of this definition, the term “easy availability” includes the ability to communicate by way of telecommunication. The boards shall establish rules as to what constitutes responsible supervision of the physician assistant.

(g) “Proficiency examination” means an entry-level examination approved by the boards, including, but not limited to, those examinations administered by the National Commission on Certification of Physician Assistants.

(h) “Continuing medical education” means courses recognized and approved by the boards, the American Academy of Physician Assistants, the American Medical Association, the American Osteopathic Association, or the Accreditation Council on Continuing Medical Education.

(3) PERFORMANCE OF SUPERVISING PHYSICIAN.—Each physician or group of physicians supervising a licensed physician assistant must be qualified in the medical areas in which the physician assistant is to perform and shall be individually or collectively responsible and liable for the performance and the acts

and omissions of the physician assistant. A physician may not supervise more than four currently licensed physician assistants at any one time. A physician supervising a physician assistant pursuant to this section may not be required to review and cosign charts or medical records prepared by such physician assistant.

(4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

(a) The boards shall adopt, by rule, the general principles that supervising physicians must use in developing the scope of practice of a physician assistant under direct supervision and under indirect supervision. These principles shall recognize the diversity of both specialty and practice settings in which physician assistants are used.

(b) This chapter does not prevent third-party payors from reimbursing employers of physician assistants for covered services rendered by licensed physician assistants.

(c) Licensed physician assistants may not be denied clinical hospital privileges, except for cause, so long as the supervising physician is a staff member in good standing.

(d) A supervisory physician may delegate to a licensed physician assistant, pursuant to a written protocol, the authority to act according to s. [154.04\(1\)\(c\)](#). Such delegated authority is limited to the supervising physician's practice in connection with a county health department as defined and established pursuant to chapter 154. The boards shall adopt rules governing the supervision of physician assistants by physicians in county health departments.

(e) A supervising physician may delegate to a fully licensed physician assistant the authority to prescribe or dispense any medication used in the supervising physician's practice unless such medication is listed on the formulary created pursuant to paragraph (f). A fully licensed physician assistant may only prescribe or dispense such medication under the following circumstances:

1. A physician assistant must clearly identify to the patient that he or she is a physician assistant and inform the patient that the patient has the right to see the physician before a prescription is prescribed or dispensed by the physician assistant.

2. The supervising physician must notify the department of his or her intent to delegate, on a department-approved form, before delegating such authority and of any change in prescriptive privileges of the physician assistant. Authority to dispense may be delegated only by a supervising physician who is registered as a dispensing practitioner in compliance with s. [465.0276](#).

3. ¹The physician assistant must complete a minimum of 10 continuing medical education hours in the specialty practice in which the physician assistant has prescriptive privileges with each licensure renewal. Three of the 10 hours must consist of a continuing education course on the safe and effective prescribing of controlled substance medications which is offered by a statewide professional association of physicians in this state accredited to provide educational activities designated for the American Medical Association Physician's Recognition Award Category 1 credit or designated by the American Academy of Physician Assistants as a Category 1 credit.

4. The department may issue a prescriber number to the physician assistant granting authority for the prescribing of medicinal drugs authorized within this paragraph upon completion of the requirements of this paragraph. The physician assistant is not required to independently register pursuant to s. [465.0276](#).

5. The prescription may be in paper or electronic form but must comply with ss. [456.0392\(1\)](#) and [456.42\(1\)](#) and chapter 499 and must contain, in addition to the supervising physician's name, address, and telephone number, the physician assistant's prescriber number. Unless it is a drug or drug sample dispensed by the physician assistant, the prescription must be filled in a pharmacy permitted under

chapter 465 and must be dispensed in that pharmacy by a pharmacist licensed under chapter 465. The inclusion of the prescriber number creates a presumption that the physician assistant is authorized to prescribe the medicinal drug and the prescription is valid.

6. The physician assistant must note the prescription or dispensing of medication in the appropriate medical record.

(f)1. The council shall establish a formulary of medicinal drugs that a fully licensed physician assistant having prescribing authority under this section or s. 459.022 may not prescribe. The formulary must include general anesthetics and radiographic contrast materials and must limit the prescription of Schedule II controlled substances as listed in s. 893.03 to a 7-day supply. The formulary must also restrict the prescribing of psychiatric mental health controlled substances for children younger than 18 years of age.

2. In establishing the formulary, the council shall consult with a pharmacist licensed under chapter 465, but not licensed under this chapter or chapter 459, who shall be selected by the State Surgeon General.

3. Only the council shall add to, delete from, or modify the formulary. Any person who requests an addition, a deletion, or a modification of a medicinal drug listed on such formulary has the burden of proof to show cause why such addition, deletion, or modification should be made.

4. The boards shall adopt the formulary required by this paragraph, and each addition, deletion, or modification to the formulary, by rule. Notwithstanding any provision of chapter 120 to the contrary, the formulary rule shall be effective 60 days after the date it is filed with the Secretary of State. Upon adoption of the formulary, the department shall mail a copy of such formulary to each fully licensed physician assistant having prescribing authority under this section or s. 459.022, and to each pharmacy licensed by the state. The boards shall establish, by rule, a fee not to exceed \$200 to fund the provisions of this paragraph and paragraph (e).

(g) A supervisory physician may delegate to a licensed physician assistant the authority to, and the licensed physician assistant acting under the direction of the supervisory physician may, order any medication for administration to the supervisory physician's patient in a facility licensed under chapter 395 or part II of chapter 400, notwithstanding any provisions in chapter 465 or chapter 893 which may prohibit this delegation.

(h) A licensed physician assistant may perform services delegated by the supervising physician in the physician assistant's practice in accordance with his or her education and training unless expressly prohibited under this chapter, chapter 459, or rules adopted under this chapter or chapter 459.

(5) PERFORMANCE BY TRAINEES.—Notwithstanding any other law, a trainee may perform medical services when such services are rendered within the scope of an approved program.

(6) PROGRAM APPROVAL.—

(a) The boards shall approve programs, based on recommendations by the council, for the education and training of physician assistants which meet standards established by rule of the boards. The council may recommend only those physician assistant programs that hold full accreditation or provisional accreditation from the Commission on Accreditation of Allied Health Programs or its successor organization. Any educational institution offering a physician assistant program approved by the boards pursuant to this paragraph may also offer the physician assistant program authorized in paragraph (c) for unlicensed physicians.

(b) The boards shall adopt and publish standards to ensure that such programs operate in a manner that does not endanger the health or welfare of the patients who receive services within the scope of

the programs. The boards shall review the quality of the curricula, faculties, and facilities of such programs and take whatever other action is necessary to determine that the purposes of this section are being met.

(c) Any community college with the approval of the State Board of Education may conduct a physician assistant program which shall apply for national accreditation through the American Medical Association's Committee on Allied Health, Education, and Accreditation, or its successor organization, and which may admit unlicensed physicians, as authorized in subsection (7), who are graduates of foreign medical schools listed with the World Health Organization. The unlicensed physician must have been a resident of this state for a minimum of 12 months immediately prior to admission to the program. An evaluation of knowledge base by examination shall be required to grant advanced academic credit and to fulfill the necessary requirements to graduate. A minimum of one 16-week semester of supervised clinical and didactic education, which may be completed simultaneously, shall be required before graduation from the program. All other provisions of this section shall remain in effect.

(7) PHYSICIAN ASSISTANT LICENSURE.—

(a) Any person desiring to be licensed as a physician assistant must apply to the department. The department shall issue a license to any person certified by the council as having met the following requirements:

1. Is at least 18 years of age.
2. Has satisfactorily passed a proficiency examination by an acceptable score established by the National Commission on Certification of Physician Assistants. If an applicant does not hold a current certificate issued by the National Commission on Certification of Physician Assistants and has not actively practiced as a physician assistant within the immediately preceding 4 years, the applicant must retake and successfully complete the entry-level examination of the National Commission on Certification of Physician Assistants to be eligible for licensure.

3. Has completed the application form and remitted an application fee not to exceed \$300 as set by the boards. An application for licensure made by a physician assistant must include:

- a. A certificate of completion of a physician assistant training program specified in subsection (6).
- b. Acknowledgment of any prior felony convictions.
- c. Acknowledgment of any previous revocation or denial of licensure or certification in any state.
- d. A copy of course transcripts and a copy of the course description from a physician assistant training program describing course content in pharmacotherapy, if the applicant wishes to apply for prescribing authority. These documents must meet the evidence requirements for prescribing authority.

(b)1. The license must be renewed biennially. Each renewal must include:

- a. A renewal fee not to exceed \$500 as set by the boards.
- b. Acknowledgment of no felony convictions in the previous 2 years.
- c. A completed physician assistant workforce survey, which shall be administered in the same manner as the physician survey established in s. [458.3191](#) and must contain the same information required in s. [458.3191](#)(1) and (2).

2. Beginning July 1, 2018, and every 2 years thereafter, the department shall report the data collected from the physician assistant workforce surveys to the boards.

3. The department shall adopt rules to implement this paragraph.

(c) Each licensed physician assistant shall biennially complete 100 hours of continuing medical education or shall hold a current certificate issued by the National Commission on Certification of Physician Assistants.

(d) Upon employment as a physician assistant, a licensed physician assistant must notify the department in writing within 30 days after such employment or after any subsequent changes in the supervising physician. The notification must include the full name, Florida medical license number, specialty, and address of the supervising physician.

(e) Notwithstanding subparagraph (a)2., the department may grant to a recent graduate of an approved program, as specified in subsection (6), who expects to take the first examination administered by the National Commission on Certification of Physician Assistants available for registration after the applicant's graduation, a temporary license. The temporary license shall expire 30 days after receipt of scores of the proficiency examination administered by the National Commission on Certification of Physician Assistants. Between meetings of the council, the department may grant a temporary license to practice based on the completion of all temporary licensure requirements. All such administratively issued licenses shall be reviewed and acted on at the next regular meeting of the council. The recent graduate may be licensed before employment but must comply with paragraph (d). An applicant who has passed the proficiency examination may be granted permanent licensure. An applicant failing the proficiency examination is no longer temporarily licensed but may reapply for a 1-year extension of temporary licensure. An applicant may not be granted more than two temporary licenses and may not be licensed as a physician assistant until he or she passes the examination administered by the National Commission on Certification of Physician Assistants. As prescribed by board rule, the council may require an applicant who does not pass the licensing examination after five or more attempts to complete additional remedial education or training. The council shall prescribe the additional requirements in a manner that permits the applicant to complete the requirements and be reexamined within 2 years after the date the applicant petitions the council to retake the examination a sixth or subsequent time.

(f) The Board of Medicine may impose any of the penalties authorized under ss. [456.072](#) and [458.331](#) (2) upon a physician assistant if the physician assistant or the supervising physician has been found guilty of or is being investigated for any act that constitutes a violation of this chapter or chapter 456.

(g) An application or other documentation required to be submitted to the department under this subsection may be submitted electronically.

(8) DELEGATION OF POWERS AND DUTIES.—The boards may delegate such powers and duties to the council as they may deem proper.

(9) COUNCIL ON PHYSICIAN ASSISTANTS.—The Council on Physician Assistants is created within the department.

(a) The council shall consist of five members appointed as follows:

1. The chairperson of the Board of Medicine shall appoint three members who are physicians and members of the Board of Medicine. One of the physicians must supervise a physician assistant in the physician's practice.

2. The chairperson of the Board of Osteopathic Medicine shall appoint one member who is a physician and a member of the Board of Osteopathic Medicine.

3. The State Surgeon General or his or her designee shall appoint a fully licensed physician assistant licensed under this chapter or chapter 459.

(b) Two of the members appointed to the council must be physicians who supervise physician assistants in their practice. Members shall be appointed to terms of 4 years, except that of the initial appointments, two members shall be appointed to terms of 2 years, two members shall be appointed to terms of 3 years, and one member shall be appointed to a term of 4 years, as established by rule of the

boards. Council members may not serve more than two consecutive terms. The council shall annually elect a chairperson from among its members.

(c) The council shall:

1. Recommend to the department the licensure of physician assistants.
2. Develop all rules regulating the use of physician assistants by physicians under this chapter and chapter 459, except for rules relating to the formulary developed under paragraph (4)(f). The council shall also develop rules to ensure that the continuity of supervision is maintained in each practice setting. The boards shall consider adopting a proposed rule developed by the council at the regularly scheduled meeting immediately following the submission of the proposed rule by the council. A proposed rule submitted by the council may not be adopted by either board unless both boards have accepted and approved the identical language contained in the proposed rule. The language of all proposed rules submitted by the council must be approved by both boards pursuant to each respective board's guidelines and standards regarding the adoption of proposed rules. If either board rejects the council's proposed rule, that board must specify its objection to the council with particularity and include any recommendations it may have for the modification of the proposed rule.
3. Make recommendations to the boards regarding all matters relating to physician assistants.
4. Address concerns and problems of practicing physician assistants in order to improve safety in the clinical practices of licensed physician assistants.

(d) When the council finds that an applicant for licensure has failed to meet, to the council's satisfaction, each of the requirements for licensure set forth in this section, the council may enter an order to:

1. Refuse to certify the applicant for licensure;
2. Approve the applicant for licensure with restrictions on the scope of practice or license; or
3. Approve the applicant for conditional licensure. Such conditions may include placement of the licensee on probation for a period of time and subject to such conditions as the council may specify, including but not limited to, requiring the licensee to undergo treatment, to attend continuing education courses, to work under the direct supervision of a physician licensed in this state, or to take corrective action.

(10) **INACTIVE AND DELINQUENT STATUS.**—A license on inactive or delinquent status may be reactivated only as provided in s. [456.036](#).

(11) **PENALTY.**—Any person who has not been licensed by the council and approved by the department and who holds himself or herself out as a physician assistant or who uses any other term in indicating or implying that he or she is a physician assistant commits a felony of the third degree, punishable as provided in s. [775.082](#) or s. [775.084](#) or by a fine not exceeding \$5,000.

(12) **DENIAL, SUSPENSION, OR REVOCATION OF LICENSURE.**—The boards may deny, suspend, or revoke a physician assistant license if a board determines that the physician assistant has violated this chapter.

(13) **RULES.**—The boards shall adopt rules to implement this section, including rules detailing the contents of the application for licensure and notification pursuant to subsection (7) and rules to ensure both the continued competency of physician assistants and the proper utilization of them by physicians or groups of physicians.

(14) **EXISTING PROGRAMS.**—This section does not eliminate or supersede existing laws relating to other paramedical professions or services and is supplemental to all such existing laws relating to the licensure and practice of paramedical professions.

(15) **LIABILITY.**—Each supervising physician using a physician assistant is liable for any acts or omissions of the physician assistant acting under the physician’s supervision and control.

(16) **LEGAL SERVICES.**—Legal services shall be provided to the council pursuant to s. [456.009\(1\)](#).

(17) **FEES.**—The department shall allocate the fees collected under this section to the council.

History.—ss. 1, 8, ch. 79-302; s. 301, ch. 81-259; ss. 2, 3, ch. 81-318; s. 8, ch. 84-543; s. 8, ch. 84-553; ss. 20, 25, 26, ch. 86-245; s. 29, ch. 88-1; s. 15, ch. 88-277; s. 3, ch. 88-361; s. 26, ch. 89-162; s. 2, ch. 90-60; ss. 33, 34, ch. 90-134; s. 2, ch. 91-22; s. 43, ch. 91-201; s. 4, ch. 91-429; s. 1, ch. 92-22; s. 108, ch. 94-218; s. 1, ch. 95-231; s. 1, ch. 96-197; s. 223, ch. 97-101; s. 1094, ch. 97-103; s. 27, ch. 97-264; s. 6, ch. 98-49; s. 49, ch. 98-166; s. 155, ch. 99-251; s. 1, ch. 99-370; s. 100, ch. 99-397; s. 107, ch. 2000-160; ss. 27, 42, ch. 2000-318; s. 1, ch. 2001-100; ss. 23, 55, ch. 2001-277; s. 75, ch. 2002-1; s. 76, ch. 2004-5; s. 15, ch. 2004-41; s. 1, ch. 2007-155; s. 75, ch. 2008-6; s. 1, ch. 2008-86; s. 2, ch. 2009-177; s. 1, ch. 2010-55; s. 1, ch. 2012-170; s. 1, ch. 2013-127; s. 15, ch. 2014-18; s. 1, ch. 2016-125; s. 2, ch. 2016-145; ss. 9, 10, 22, ch. 2016-224; s. 17, ch. 2016-230; s. 1, ch. 2017-154.

¹**Note.**—As amended by s. 17, ch. 2016-230. For a description of multiple acts in the same session affecting a statutory provision, see preface to the *Florida Statutes*, “Statutory Construction.” Section 1, ch. 2016-125, also amended this sentence, and that version reads: “The physician assistant must acknowledge with the department that he or she has completed a minimum of 10 continuing medical education hours in the specialty practice in which the physician assistant has prescriptive privileges with each licensure renewal application.”

Select Year:

The 2019 Florida Statutes

[Title XXXII](#)
REGULATION OF PROFESSIONS AND
OCCUPATIONS

[Chapter 459](#)
OSTEOPATHIC
MEDICINE

[View Entire
Chapter](#)

459.022 Physician assistants.—

(1) LEGISLATIVE INTENT.—

(a) The purpose of this section is to encourage more effective utilization of the skills of osteopathic physicians or groups of osteopathic physicians by enabling them to delegate health care tasks to qualified assistants when such delegation is consistent with the patient’s health and welfare.

(b) In order that maximum skills may be obtained within a minimum time period of education, a physician assistant shall be specialized to the extent that she or he can operate efficiently and effectively in the specialty areas in which she or he has been trained or is experienced.

(c) The purpose of this section is to encourage the utilization of physician assistants by osteopathic physicians and to allow for innovative development of programs for the education of physician assistants.

(2) DEFINITIONS.—As used in this section:

(a) “Approved program” means a program, formally approved by the boards, for the education of physician assistants.

(b) “Boards” means the Board of Medicine and the Board of Osteopathic Medicine.

(c) “Council” means the Council on Physician Assistants.

(d) “Trainee” means a person who is currently enrolled in an approved program.

(e) “Physician assistant” means a person who is a graduate of an approved program or its equivalent or meets standards approved by the boards and is licensed to perform medical services delegated by the supervising physician.

(f) “Supervision” means responsible supervision and control. Except in cases of emergency, supervision requires the easy availability or physical presence of the licensed physician for consultation and direction of the actions of the physician assistant. For the purposes of this definition, the term “easy availability” includes the ability to communicate by way of telecommunication. The boards shall establish rules as to what constitutes responsible supervision of the physician assistant.

(g) “Proficiency examination” means an entry-level examination approved by the boards, including, but not limited to, those examinations administered by the National Commission on Certification of Physician Assistants.

(h) “Continuing medical education” means courses recognized and approved by the boards, the American Academy of Physician Assistants, the American Medical Association, the American Osteopathic Association, or the Accreditation Council on Continuing Medical Education.

(3) PERFORMANCE OF SUPERVISING PHYSICIAN.—Each physician or group of physicians supervising a licensed physician assistant must be qualified in the medical areas in which the physician assistant is to

perform and shall be individually or collectively responsible and liable for the performance and the acts and omissions of the physician assistant. A physician may not supervise more than four currently licensed physician assistants at any one time. A physician supervising a physician assistant pursuant to this section may not be required to review and cosign charts or medical records prepared by such physician assistant.

(4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

(a) The boards shall adopt, by rule, the general principles that supervising physicians must use in developing the scope of practice of a physician assistant under direct supervision and under indirect supervision. These principles shall recognize the diversity of both specialty and practice settings in which physician assistants are used.

(b) This chapter does not prevent third-party payors from reimbursing employers of physician assistants for covered services rendered by licensed physician assistants.

(c) Licensed physician assistants may not be denied clinical hospital privileges, except for cause, so long as the supervising physician is a staff member in good standing.

(d) A supervisory physician may delegate to a licensed physician assistant, pursuant to a written protocol, the authority to act according to s. [154.04\(1\)\(c\)](#). Such delegated authority is limited to the supervising physician's practice in connection with a county health department as defined and established pursuant to chapter 154. The boards shall adopt rules governing the supervision of physician assistants by physicians in county health departments.

(e) A supervising physician may delegate to a fully licensed physician assistant the authority to prescribe or dispense any medication used in the supervising physician's practice unless such medication is listed on the formulary created pursuant to s. [458.347](#). A fully licensed physician assistant may only prescribe or dispense such medication under the following circumstances:

1. A physician assistant must clearly identify to the patient that she or he is a physician assistant and must inform the patient that the patient has the right to see the physician before a prescription is prescribed or dispensed by the physician assistant.

2. The supervising physician must notify the department of her or his intent to delegate, on a department-approved form, before delegating such authority and of any change in prescriptive privileges of the physician assistant. Authority to dispense may be delegated only by a supervising physician who is registered as a dispensing practitioner in compliance with s. [465.0276](#).

3. The physician assistant must complete a minimum of 10 continuing medical education hours in the specialty practice in which the physician assistant has prescriptive privileges with each licensure renewal.

4. The department may issue a prescriber number to the physician assistant granting authority for the prescribing of medicinal drugs authorized within this paragraph upon completion of the requirements of this paragraph. The physician assistant is not required to independently register pursuant to s. [465.0276](#).

5. The prescription may be in paper or electronic form but must comply with ss. [456.0392\(1\)](#) and [456.42\(1\)](#) and chapter 499 and must contain, in addition to the supervising physician's name, address, and telephone number, the physician assistant's prescriber number. Unless it is a drug or drug sample dispensed by the physician assistant, the prescription must be filled in a pharmacy permitted under chapter 465, and must be dispensed in that pharmacy by a pharmacist licensed under chapter 465. The inclusion of the prescriber number creates a presumption that the physician assistant is authorized to prescribe the medicinal drug and the prescription is valid.

6. The physician assistant must note the prescription or dispensing of medication in the appropriate medical record.

(f) A supervisory physician may delegate to a licensed physician assistant the authority to, and the licensed physician assistant acting under the direction of the supervisory physician may, order any medication for administration to the supervisory physician's patient in a facility licensed under chapter 395 or part II of chapter 400, notwithstanding any provisions in chapter 465 or chapter 893 which may prohibit this delegation.

(g) A licensed physician assistant may perform services delegated by the supervising physician in the physician assistant's practice in accordance with his or her education and training unless expressly prohibited under this chapter, chapter 458, or rules adopted under this chapter or chapter 458.

(5) PERFORMANCE BY TRAINEES.—Notwithstanding any other law, a trainee may perform medical services when such services are rendered within the scope of an approved program.

(6) PROGRAM APPROVAL.—

(a) The boards shall approve programs, based on recommendations by the council, for the education and training of physician assistants which meet standards established by rule of the boards. The council may recommend only those physician assistant programs that hold full accreditation or provisional accreditation from the Commission on Accreditation of Allied Health Programs or its successor organization.

(b) The boards shall adopt and publish standards to ensure that such programs operate in a manner that does not endanger the health or welfare of the patients who receive services within the scope of the programs. The boards shall review the quality of the curricula, faculties, and facilities of such programs and take whatever other action is necessary to determine that the purposes of this section are being met.

(7) PHYSICIAN ASSISTANT LICENSURE.—

(a) Any person desiring to be licensed as a physician assistant must apply to the department. The department shall issue a license to any person certified by the council as having met the following requirements:

1. Is at least 18 years of age.

2. Has satisfactorily passed a proficiency examination by an acceptable score established by the National Commission on Certification of Physician Assistants. If an applicant does not hold a current certificate issued by the National Commission on Certification of Physician Assistants and has not actively practiced as a physician assistant within the immediately preceding 4 years, the applicant must retake and successfully complete the entry-level examination of the National Commission on Certification of Physician Assistants to be eligible for licensure.

3. Has completed the application form and remitted an application fee not to exceed \$300 as set by the boards. An application for licensure made by a physician assistant must include:

a. A certificate of completion of a physician assistant training program specified in subsection (6).

b. Acknowledgment of any prior felony convictions.

c. Acknowledgment of any previous revocation or denial of licensure or certification in any state.

d. A copy of course transcripts and a copy of the course description from a physician assistant training program describing course content in pharmacotherapy, if the applicant wishes to apply for prescribing authority. These documents must meet the evidence requirements for prescribing authority.

(b)1. The licensure must be renewed biennially. Each renewal must include:

a. A renewal fee not to exceed \$500 as set by the boards.

- b. Acknowledgment of no felony convictions in the previous 2 years.
- c. A completed physician assistant workforce survey, which shall be administered in the same manner as the physician survey established in s. [459.0081](#) and must contain the same information required under s. [459.0081](#)(1) and (2).
 - 2. Beginning July 1, 2018, and every 2 years thereafter, the department shall report the data collected from the physician assistant workforce surveys to the boards.
 - 3. The department shall adopt rules to implement this paragraph.
- (c) Each licensed physician assistant shall biennially complete 100 hours of continuing medical education or shall hold a current certificate issued by the National Commission on Certification of Physician Assistants.
- (d) Upon employment as a physician assistant, a licensed physician assistant must notify the department in writing within 30 days after such employment or after any subsequent changes in the supervising physician. The notification must include the full name, Florida medical license number, specialty, and address of the supervising physician.
- (e) Notwithstanding subparagraph (a)2., the department may grant to a recent graduate of an approved program, as specified in subsection (6), a temporary license to expire upon receipt of scores of the proficiency examination administered by the National Commission on Certification of Physician Assistants. Between meetings of the council, the department may grant a temporary license to practice to physician assistant applicants based on the completion of all temporary licensure requirements. All such administratively issued licenses shall be reviewed and acted on at the next regular meeting of the council. The recent graduate may be licensed prior to employment, but must comply with paragraph (d). An applicant who has passed the proficiency examination may be granted permanent licensure. An applicant failing the proficiency examination is no longer temporarily licensed, but may reapply for a 1-year extension of temporary licensure. An applicant may not be granted more than two temporary licenses and may not be licensed as a physician assistant until she or he passes the examination administered by the National Commission on Certification of Physician Assistants. As prescribed by board rule, the council may require an applicant who does not pass the licensing examination after five or more attempts to complete additional remedial education or training. The council shall prescribe the additional requirements in a manner that permits the applicant to complete the requirements and be reexamined within 2 years after the date the applicant petitions the council to retake the examination a sixth or subsequent time.
- (f) The Board of Osteopathic Medicine may impose any of the penalties authorized under ss. [456.072](#) and [459.015](#)(2) upon a physician assistant if the physician assistant or the supervising physician has been found guilty of or is being investigated for any act that constitutes a violation of this chapter or chapter 456.
- (g) An application or other documentation required to be submitted to the department under this subsection may be submitted electronically.
- (8) DELEGATION OF POWERS AND DUTIES.—The boards may delegate such powers and duties to the council as they may deem proper.
- (9) COUNCIL ON PHYSICIAN ASSISTANTS.—The Council on Physician Assistants is created within the department.
 - (a) The council shall consist of five members appointed as follows:
 - 1. The chairperson of the Board of Medicine shall appoint three members who are physicians and members of the Board of Medicine. One of the physicians must supervise a physician assistant in the

physician's practice.

2. The chairperson of the Board of Osteopathic Medicine shall appoint one member who is a physician and a member of the Board of Osteopathic Medicine.

3. The State Surgeon General or her or his designee shall appoint a fully licensed physician assistant licensed under chapter 458 or this chapter.

(b) Two of the members appointed to the council must be physicians who supervise physician assistants in their practice. Members shall be appointed to terms of 4 years, except that of the initial appointments, two members shall be appointed to terms of 2 years, two members shall be appointed to terms of 3 years, and one member shall be appointed to a term of 4 years, as established by rule of the boards. Council members may not serve more than two consecutive terms. The council shall annually elect a chairperson from among its members.

(c) The council shall:

1. Recommend to the department the licensure of physician assistants.

2. Develop all rules regulating the use of physician assistants by physicians under chapter 458 and this chapter, except for rules relating to the formulary developed under s. [458.347](#). The council shall also develop rules to ensure that the continuity of supervision is maintained in each practice setting. The boards shall consider adopting a proposed rule developed by the council at the regularly scheduled meeting immediately following the submission of the proposed rule by the council. A proposed rule submitted by the council may not be adopted by either board unless both boards have accepted and approved the identical language contained in the proposed rule. The language of all proposed rules submitted by the council must be approved by both boards pursuant to each respective board's guidelines and standards regarding the adoption of proposed rules. If either board rejects the council's proposed rule, that board must specify its objection to the council with particularity and include any recommendations it may have for the modification of the proposed rule.

3. Make recommendations to the boards regarding all matters relating to physician assistants.

4. Address concerns and problems of practicing physician assistants in order to improve safety in the clinical practices of licensed physician assistants.

(d) When the council finds that an applicant for licensure has failed to meet, to the council's satisfaction, each of the requirements for licensure set forth in this section, the council may enter an order to:

1. Refuse to certify the applicant for licensure;

2. Approve the applicant for licensure with restrictions on the scope of practice or license; or

3. Approve the applicant for conditional licensure. Such conditions may include placement of the licensee on probation for a period of time and subject to such conditions as the council may specify, including but not limited to, requiring the licensee to undergo treatment, to attend continuing education courses, to work under the direct supervision of a physician licensed in this state, or to take corrective action.

(10) **INACTIVE AND DELINQUENT STATUS.**—A license on inactive or delinquent status may be reactivated only as provided in s. [456.036](#).

(11) **PENALTY.**—Any person who has not been licensed by the council and approved by the department and who holds herself or himself out as a physician assistant or who uses any other term in indicating or implying that she or he is a physician assistant commits a felony of the third degree, punishable as provided in s. [775.082](#) or s. [775.084](#) or by a fine not exceeding \$5,000.

(12) **DENIAL, SUSPENSION, OR REVOCATION OF LICENSURE.**—The boards may deny, suspend, or

revoke a physician assistant license if a board determines that the physician assistant has violated this chapter.

(13) **RULES.**—The boards shall adopt rules to implement this section, including rules detailing the contents of the application for licensure and notification pursuant to subsection (7) and rules to ensure both the continued competency of physician assistants and the proper utilization of them by physicians or groups of physicians.

(14) **EXISTING PROGRAMS.**—This section does not eliminate or supersede existing laws relating to other paramedical professions or services and is supplemental to all such existing laws relating to the licensure and practice of paramedical professions.

(15) **LIABILITY.**—Each supervising physician using a physician assistant is liable for any acts or omissions of the physician assistant acting under the physician’s supervision and control.

(16) **LEGAL SERVICES.**—Legal services shall be provided to the council pursuant to s. 456.009(1).

(17) **FEES.**—The department shall allocate the fees collected under this section to the council.

History.—ss. 1, 6, ch. 79-230; s. 309, ch. 81-259; ss. 2, 3, ch. 81-318; ss. 22, 27, 29, 31, ch. 86-290; s. 37, ch. 88-1; s. 16, ch. 88-277; s. 5, ch. 88-361; s. 28, ch. 89-162; s. 3, ch. 91-22; ss. 4, 5, ch. 91-429; s. 4, ch. 92-22; s. 91, ch. 92-149; s. 112, ch. 94-218; s. 2, ch. 95-231; s. 2, ch. 96-197; s. 224, ch. 97-101; s. 1101, ch. 97-103; s. 35, ch. 97-264; s. 7, ch. 98-49; s. 55, ch. 98-166; s. 156, ch. 99-251; s. 113, ch. 2000-160; ss. 27, 43, ch. 2000-318; s. 2, ch. 2001-100; ss. 26, 56, ch. 2001-277; s. 2, ch. 2007-155; s. 78, ch. 2008-6; s. 4, ch. 2009-177; s. 3, ch. 2010-55; s. 2, ch. 2012-170; s. 2, ch. 2013-127; s. 2, ch. 2016-125; s. 3, ch. 2016-145; ss. 22, 24, ch. 2016-224; s. 18, ch. 2016-230; s. 30, ch. 2017-3; s. 2, ch. 2017-154.

¹**Note.**—As amended by s. 18, ch. 2016-230. For a description of multiple acts in the same session affecting a statutory provision, see preface to the *Florida Statutes*, “Statutory Construction.” Subparagraph (4)(e)3. was also amended by s. 2, ch. 2016-125, and that version reads:

3. The physician assistant must acknowledge with the department that she or he has completed a minimum of 10 continuing medical education hours in the specialty practice in which the physician assistant has prescriptive privileges with each licensure renewal application.

**CHAPTER 64B8-30
PHYSICIAN ASSISTANT**

64B8-30.001	Definitions
64B8-30.002	Application for Licensure (Repealed)
64B8-30.003	Physician Assistant Licensure
64B8-30.004	Change in Employment Status
64B8-30.005	Physician Assistant Licensure Renewal and Reactivation
64B8-30.006	Dispensing Drugs
64B8-30.007	Requirements and Limitations of Prescribing Privileges (Repealed)
64B8-30.008	Formulary
64B8-30.009	Requirements for Approval of Training Programs
64B8-30.011	Advertising
64B8-30.0111	Disclosure of Licensure Status
64B8-30.012	Physician Assistant Performance
64B8-30.013	Notice of Noncompliance
64B8-30.014	Citation Authority
64B8-30.015	Disciplinary Guidelines
64B8-30.0151	Standard Terms Applicable to Orders
64B8-30.0152	Probation Variables
64B8-30.016	Mediation
64B8-30.019	Fees Regarding Physician Assistants

64B8-30.001 Definitions.

(1) The term “Primary Supervising Physician” as herein used refers to a physician licensed pursuant to chapter 458 or 459, F.S., who assumes responsibility and legal liability for the services rendered by the physician assistant(s) at all times the physician assistant is not under the supervision and control of an alternate supervising physician.

(2) The term “Alternate Supervising Physician” as herein used refers to the physician(s) licensed pursuant to chapter 458 or 459, F.S., who assumes responsibility and legal liability for the services rendered by the physician assistant while the physician assistant is under his or her supervision and control.

(3) The term “responsible supervision” as used herein refers to the ability of the supervising physician to responsibly exercise control and provide direction over the services of the physician assistant. In providing supervision, the supervising physician shall periodically review the physician assistant’s performance. It requires the easy availability or physical presence of the supervising physician to the physician assistant. In determining whether supervision is adequate, the following factors should be considered:

- (a) The complexity of the task;
- (b) The risk to the patient;
- (c) The background, training and skill of the physician assistant;
- (d) The adequacy of the direction in terms of its form;
- (e) The setting in which the tasks are performed;
- (f) The availability of the supervising physician;
- (g) The necessity for immediate attention; and,
- (h) The number of other persons that the supervising physician must supervise.

(4) The term “direct supervision” as used herein refers to the physical presence of the supervising physician on the premises so that the supervising physician is immediately available to the physician assistant when needed.

(5) The term “indirect supervision” as used herein refers to the easy availability of the supervising physician to the physician assistant, which includes the ability to communicate by telecommunications. The supervising physician must be within reasonable physical proximity.

(6) The term “recent graduate” as herein used refers to a person who completed the approved program no more than two (2) years (twenty-four (24) months) prior to the date the application for licensure as a physician assistant was received.

(7) The term “Fully Licensed Physician Assistant” as used herein refers to those physician assistants who have successfully

passed the NCCPA examination or other examination approved by the Board and have been issued a license other than a temporary license authorized under section 458.347(7)(b)2., 458.347(7)(f), or 459.022(7), F.S.

Rulemaking Authority 458.309, 458.347 FS. Law Implemented 458.347 FS. History—New 4-28-76, Amended 11-15-78, 12-5-79, 2-3-82, 5-15-85, 12-4-85, Formerly 21M-17.01, Amended 5-13-87, 5-24-88, 11-15-88, Formerly 21M-17.001, Amended 9-21-93, Formerly 61F6-17.001, Amended 4-1-96, Formerly 59R-30.001, Amended 5-12-98, 3-28-99.

64B8-30.002 Application for Licensure.

Rulemaking Authority 458.309, 458.347 FS. Law Implemented 458.347 FS. History—New 4-28-76, Amended 2-14-79, 9-3-85, 10-20-85, Formerly 21M-17.02, Amended 5-13-87, 1-9-92, Formerly 21M-17.002, 61F6-17.002, 59R-30.002, Amended 6-7-98, 7-30-03, Repealed 10-21-15.

64B8-30.003 Physician Assistant Licensure.

(1) Requirements for Licensure.

(a) All applicants for licensure as physician assistants shall apply on Form DH-MQA 2000, entitled “Physician Assistant Application for Licensure,” (revised 8/16), hereby adopted and incorporated by reference, and can be obtained from the website at <http://www.flrules.org/Gateway/reference.asp?No=Ref-07600>, or <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/>.

(b) In addition, upon employment, a licensed physician assistant must notify the Board of Medicine, in writing, utilizing Form DH-MQA 2004, entitled “Supervision Data Form,” (revised 8/10), hereby adopted and incorporated by reference, which can be obtained from the Board of Medicine’s website at <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/>, within 30 days of such employment. Any subsequent changes to the physician assistant’s employment must also be made, in writing, within 30 days of such change, utilizing this same form.

(c) Applicants who have been granted a temporary license pursuant to section 458.347(7)(e) or 459.022(7)(e), F.S., are eligible to seek an extension of the temporary license by submitting Form DH-MQA 1076, entitled “Extension of Temporary Licensure Application,” (Rev. 4/16), hereby adopted and incorporated by reference, and can be obtained from the website at <http://www.flrules.org/Gateway/reference.asp?No=Ref-07167>, or <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/>.

(2) Applicants who have not passed the National Commission on Certification of Physician Assistants Physician Assistant National Certifying Exam within five (5) attempts and have not practiced as a fully licensed physician assistant shall be required to successfully complete a minimum of three (3) months in a full-time review course at an accredited physician assistant program approved by the Chair of the Council on Physician Assistants. Said completion shall be documented by a letter signed by the head of the program stating that the applicant has satisfactorily completed the course.

(3) Restrictions. For purposes of carrying out the provisions of sections 458.347(7) and 459.022, F.S., every physician assistant is prohibited from being supervised by any physician whose license to practice medicine is on probation.

(4) Registration as a dispensing physician assistant shall be made on the form set forth in subsection 64B8-4.029(4), F.A.C.

Rulemaking Authority 456.013, 456.031(2), 456.033, 458.309, 458.347 FS. Law Implemented 456.013, 456.0135, 456.017, 456.031, 456.033, 456.0635, 458.347, 459.022 FS. History—New 4-28-76, Amended 11-15-78, 10-23-80, 12-4-85, Formerly 21M-17.03, Amended 5-13-87, 11-15-88, 11-15-90, 1-9-92, 5-6-93, Formerly 21M-17.003, Amended 9-21-93, Formerly 61F6-17.003, Amended 9-8-94, 11-30-94, 10-25-95, 3-25-96, Formerly 59R-30.003, Amended 6-7-98, 8-19-99, 5-28-00, 3-3-02, 5-19-03, 10-19-03, 11-17-03, 9-5-05, 12-12-05, 10-30-06, 2-25-07, 5-20-09, 2-2-10, 12-6-10, 1-27-13, 2-22-15, 7-27-16, 9-26-16, 12-4-16.

64B8-30.004 Change in Employment Status.

(1) The supervising physician of any physician assistant who is terminated from employment or otherwise ends employment as a physician assistant shall notify the Council in writing within 30 days of such occurrence.

(2) Each physician assistant shall submit changes to the Department on the form approved by the Council and Boards, and provided by the Department within 30 days of any change in employment status.

(3) Upon any change in employment status the licensed physician assistant’s prescribing privileges shall immediately be stayed until such time as a new written agreement is entered into pursuant to rule 64B8-30.007 or 64B15-6.0037, F.A.C., and a new form is filed with the Department.

Rulemaking Authority 458.309, 458.347 FS. Law Implemented 458.347 FS. History—New 5-13-87, Formerly 21M-17.0031, 61F6-17.0031, Amended 9-8-94, 7-25-95, 3-25-96, Formerly 59R-30.004, Amended 6-7-98.

64B8-30.005 Physician Assistant Licensure Renewal and Reactivation.

(1) A Physician Assistant must renew his licensure on a biennial basis. Upon request by the Board or Department, the licensee must submit satisfactory documentation of compliance with the requirements set forth below.

(2) Requirements for Renewal.

(a) Completion of the Physician Assistant licensure renewal application on the appropriate form provided by the Department.

(b) Completion of 100 hours of Continuing Medical Education in the previous two (2) years or documentation that the licensee is certified at the time of renewal by the National Commission on Certification of Physician Assistants. A minimum of 50 hours must be Category I Continuing Medical Education approved by the American Academy of Physician Assistants, the Accreditation Council for Continuing Medical Education, the American Medical Association, the American Osteopathic Association Council on Continuing Medical Education, or the American Academy of Family Physicians. The remaining 50 hours may be Category II Continuing Medical Education. If not NCCPA certified, the Physician Assistant must be able to produce evidence of the 100 hours of reported CME for the relevant biennium.

(c) As part of every third biennial renewal licensure period, all licensees shall complete two (2) hours of training in domestic violence which includes information on the number of patients in that professional's practice who are likely to be victims of domestic violence and the number who are likely to be perpetrators of domestic violence, screening procedures for determining whether a patient has any history of being either a victim or a perpetrator of domestic violence, and instruction on how to provide such patients with information on, or how to refer such patients to, resources in the local community, such as domestic violence centers and other advocacy groups, that provide legal aid, shelter, victim counseling, batterer counseling, or child protection services, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education. Home study courses approved by the above agencies will be acceptable.

(d) Upon a licensee's first renewal of licensure, the licensee must document the completion of one (1) hour of Category I American Medical Association Continuing Medical Education which includes the topics of Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome; the modes of transmission, including transmission from healthcare worker to patient and patient to healthcare worker; infection control procedures, including universal precautions; epidemiology of the disease; related infections including TB; clinical management; prevention; and current Florida law on AIDS and its impact on testing, confidentiality of test results, and treatment of patients. Any hours of said CME may also be counted toward the CME license renewal requirement. In order for a course to count as meeting this requirement, licensees practicing in Florida must clearly demonstrate that the course includes Florida law on HIV/AIDS and its impact on testing, confidentiality of test results, and treatment of patients. Only Category I hours shall be accepted.

(e) Completion of two hours of continuing medical education relating to prevention of medical errors which includes a study of root cause analysis, error reduction and prevention, and patient safety, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education. One hour of a two hour course which is provided by a facility licensed pursuant to chapter 395, F.S., for its employees may be used to partially meet this requirement.

(3)(a) For purposes of this rule, risk management means the identification, investigation, analysis, and evaluation of risks and the selection of the most advantageous method of correcting, reducing or eliminating identifiable risks.

(b) Five hours of continuing medical education in the subject area of risk management or medical ethics as designated by the licensee at the time of attendance may be obtained by attending one full day or eight (8) hours, whichever is more, of disciplinary hearings at a regular meeting of the Board of Medicine or the Board of Osteopathic Medicine in compliance with the following:

1. The licensee must sign in with the Executive Director of the Board before the meeting day begins.

2. The licensee must remain in continuous attendance.

3. The licensee must sign out with the Executive Director of the Board at the end of the meeting day or at such other earlier time as affirmatively authorized by the Board. A licensee may receive CME credit in risk management for attending the disciplinary portion of a Board meeting only if he or she is attending on that date solely for that purpose; he or she may not receive such credit if appearing at the Board meeting for another purpose.

(4) Up to 5 hours, per biennium, of continuing education credit may be fulfilled by performing pro bono medical services, for an entity serving the indigent, underserved populations or in areas of critical need within the state where the licensee practices. The standard for determining indigency shall be low-income (no greater than 150% of the federal poverty level) or uninsured persons. Credit shall be given on an hour per hour basis.

(a) The Board approves for credit under this rule, the following entities:

1. The Department of Health,
2. Community and Migrant Health Centers funded under section 330 of the United States Public Health Service Act; and,
3. Volunteer Health Care provider programs contracted to provide uncompensated care under the provisions of section 766.1115, F.S., with the Department of Health.

(b) For services provided to an entity not specified under this rule, a licensee must apply for prior approval in order to receive credit. In the application for approval, licensees shall disclose the type, nature and extent of services to be rendered, the facility where the services will be rendered, the number of patients expected to be served, and a statement indicating that the patients to be served are indigent. If the licensee intends to provide services in underserved or critical need areas, the application shall provide a brief explanation as to those facts.

(c) Unless otherwise provided through Board order, no licensee who is subject to a disciplinary action that requires additional continuing education as a penalty, shall be permitted to use pro-bono medical services as a method of meeting the additional continuing education requirements.

(5) Upon request by the Board or Department, the licensee must submit satisfactory documentation of compliance with the requirements set forth above.

(6) Renewal of Licensure as a Prescribing Physician Assistant. In addition to the requirements of subsection (2), above, a prescribing physician assistant shall complete a minimum of 10 hours of continuing education in the specialty area(s) of the supervising physician(s), during the previous 2 years. Three of the 10 hours must consist of a continuing education course on the safe and effective prescribing of controlled substance medications which is offered by a statewide professional association of physicians in this state accredited to provide educational activities for the American Medical Association Physician's Recognition Award Category 1 credit or designated by the American Academy of Physician Assistants as a Category 1 credit. These hours may be utilized to meet the general continuing education requirement.

(7) Reactivation of Inactive License. To reactivate a license that has been inactive for two (2) consecutive biennial cycles, the licensee must:

(a) Submit to the Department the original inactive license;

(b) Provide the Department with licensure verification from each state in which the licensee is licensed to practice as a physician assistant, or a statement that the licensee is licensed only in Florida;

(c) Provide to the Department a statement of medical activities from the date the licensee became inactive to the present; or, if the licensee has not practiced as a physician assistant for at least 2 of the 4 years preceding application for reactivation, the licensee must:

1. Successfully complete the 16 credit hour Graduate Clerkship offered by Nova Southeastern University (Physician Assistant Department) or an equivalent program approved by the Council; and,

2. Practice under the direct supervision of a supervising physician approved by the Council for one (1) year.

3. In lieu of proof of completion of the Graduate Clerkship or the equivalent, the licensee may submit proof of recertification by NCCPA.

(d) Submit to the Department a statement of any criminal or disciplinary actions pending in any jurisdiction;

(e) Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B8-30.005(2)(c), (d), (e), and (f), F.A.C., for each biennium in which the license was inactive; and,

(f) Pay the appropriate fees.

(8) The renewal and reactivation fees are found in rule 64B8-30.019 or 64B15-6.013, F.A.C.

(9) The failure of any license holder to renew the license before the license expires shall cause the license to become delinquent.

(a) The delinquent status licensee must apply for active or inactive license status during the licensure cycle in which the license becomes delinquent. The failure by the delinquent status licensee to become active or inactive before the expiration of the licensure cycle in which the license became delinquent shall render the license null and void without further action by the Board or the Department.

(b) The delinquent status licensee who applies for active or inactive licensure shall:

1. File with the Department the completed application for either active or inactive license status,
2. Pay to the Board the applicable license renewal fee, the delinquency fee, and if applicable, the processing fee; and,
3. If active status is elected, demonstrate compliance with the continuing education requirements found in rule 64B8-30.005, F.A.C.

(10) Licensees who are spouses of members of the Armed Forces of the United States shall be exempt from all licensure renewal provisions for any period of time which the licensee is absent from the State of Florida due to the spouse's duties with the Armed Forces. The licensee must document the absence and the spouse's military status to the Board in order to obtain the exemption. Upon the licensee's return to Florida, the licensee must inform the Department of his or her return within 30 days.

(11) Reactivation of a retired status license. To reactivate the license of a retired status licensee whose license has been on retired status for more than five (5) years or a licensee from another state who has not been in the active practice of medicine within the past five (5) years shall be required to appear before the Council and establish the ability to practice with the care and skill sufficient to protect the health, safety, and welfare of the public. At the time of such appearance, the physician assistant must:

- (a) Surrender to the Department the original retired status license;
- (b) Provide the Department with licensure verification from each state in which the licensee is licensed to practice as a physician assistant, or a statement that the licensee is licensed only in Florida;
- (c) Provide to the Department a statement of medical activities from the date the licensee entered retired status to the present;
- (d) Provide documentation of successful completion of the 16 credit hour Graduate Clerkship offered by Nova Southeastern University (Physician Assistant Department) or an equivalent program approved by the Council;
- (e) Practice under the direct supervision of a supervising physician approved by the Council for one (1) year;
- (f) Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B8-30.005(2)(c)-(f), F.A.C., for each biennium in which the license was inactive; and,
- (g) Pay the appropriate fees set forth in section 456.036(4)(b), F.S., and subsections 64B8-30.019(6) and (10), F.A.C.
- (h) In lieu of proof of completion of the Graduate Clerkship or the equivalent, the licensee may submit proof of recertification by NCCPA.

(12) The Department shall refuse to reactivate the license of a retired status physician assistant who is under investigation or prosecution in any jurisdiction for an action that would constitute a violation of this chapter or the professional practice acts administered by the department and the boards, until 15 days after the Department receives the final results of the investigation or prosecution.

Rulemaking Authority 456.013, 456.031(1)(a), 456.033(1), 458.309, 458.347 FS. Law Implemented 456.013, 456.031(1), 456.033, 456.036, 458.347 FS. History—New 5-13-87, Amended 1-9-92, Formerly 21M-17.0035, Amended 9-21-93, Formerly 61F6-17.0035, Amended 11-30-94, Formerly 59R-30.005, Amended 6-7-98, 3-3-02, 10-12-03, 7-27-04, 10-19-04, 2-25-07, 11-11-07, 6-2-08, 11-3-09, 1-27-13, 11-13-16.

64B8-30.006 Dispensing Drugs.

Only those physician assistants authorized by law and rule to prescribe shall be permitted to dispense sample drugs to patients. Dispensing of sample drugs to patients shall be permitted only when no charge is made to the patient or a third party for the service or the drugs and if the sample being dispensed could otherwise have been legally prescribed by the physician assistant. This rule shall not be construed to prohibit a physician assistant employed in a county health department from ordering and providing patients with prepackaged and prelabeled drugs in accordance with section 154.04(1)(c), F.S.

Rulemaking Authority 458.309, 458.347 FS. Law Implemented 458.347 FS. History—New 7-25-95, Formerly 59R-30.006, Amended 3-26-06.

64B8-30.007 Requirements and Limitations of Prescribing Privileges.

Rulemaking Authority 458.309, 458.347 FS. Law Implemented 458.347 FS. History—New 9-21-93, Formerly 61F6-17.0037, Amended 5-6-96, Formerly 59R-30.007, Amended 5-12-98, 7-30-03, Repealed 7-23-19.

64B8-30.008 Formulary.

(1) Physician Assistants approved to prescribe medicinal drugs under the provisions of section 458.347(4)(e) or 459.022(4)(e), F.S., are not authorized to prescribe the following medicinal drugs, in pure form or combination:

(a) Controlled substances, as defined in chapter 893, F.S. Effective January 1, 2017, Physician Assistants may prescribe controlled substances, as defined in chapter 893, F.S., with the following restrictions:

1. Physician Assistants may not prescribe psychiatric mental health controlled substances for children younger than 18 years of age.

2. Physician Assistants may only prescribe a 7-day supply of Schedule II controlled substances as listed in section 893.03, F.S.

(b) General, spinal or epidural anesthetics.

(c) Radiographic contrast materials.

(2) A supervising physician may delegate to a prescribing physician assistant only such authorized medicinal drugs as are used in the supervising physician's practice, not listed in subsection (1).

(3) Subject to the requirements of this subsection, sections 456.44, 458.347, 458.3265, 459.022 and 459.0137, F.S., and the rules enacted thereunder, drugs not appearing on this formulary may be delegated by a supervising physician to a prescribing physician assistant to prescribe.

(4) Nothing herein prohibits a supervising physician from delegating to a physician assistant the authority to order medicinal drugs for a hospitalized patient of the supervising physician, nor does anything herein prohibit a supervising physician from delegating to a physician assistant the administration of a medicinal drug under the direction and supervision of the physician.

Rulemaking Authority 458.309, 458.347(4)(f)1. FS. Law Implemented 458.347(4)(e), (f), 458.3265, 456.44 FS. History—New 3-12-94, Formerly 61F6-17.0038, Amended 11-30-94, 2-22-95, 1-24-96, 11-13-96, 3-26-97, Formerly 59R-30.008, Amended 11-26-97, 1-11-99, 12-28-99, 6-20-00, 11-13-00, 2-15-02, 7-30-03, 8-2-09, 10-26-16.

64B8-30.009 Requirements for Approval of Training Programs.

(1) Any Physician Assistant program wishing to be approved and recognized by the State of Florida must have been accredited by the Committee on Allied Health, Education, and Accreditation. For those allopathic Physician Assistant training programs graduating Physician Assistants prior to February 1973, any graduate is deemed eligible to be licensed as a Physician Assistant in the State of Florida, provided the graduate has been recognized by the National Commission on Certification of Physician Assistants as a formally trained Physician Assistant. For those osteopathic Physician Assistant training programs graduating Physician Assistants prior to 1974, any graduate is deemed eligible to be licensed as a Physician Assistant in the State of Florida, provided the graduate has been recognized by the National Commission on Certification of Physician Assistants as a formally trained Physician Assistant.

(2) The Council shall maintain a list of all accredited programs published by the Committee on Allied Health, Education, and Accreditation and the Commission on Accreditation or its Allied Health Education Programs or its successor.

Rulemaking Authority 458.309, 458.347 FS. Law Implemented 458.347 FS. History—New 4-28-76, Amended 11-15-78, 12-5-79, 7-1-80, 10-23-80, 5-26-85, 12-4-85, Formerly 21M-17.05, Amended 5-13-87, 5-22-88, Formerly 21M-17.005, 61F6-17.005, 59R-30.009, Amended 6-7-98, 3-28-99.

64B8-30.011 Advertising.

(1) Advertising by physician assistants is permitted so long as such information is in no way false, deceptive, or misleading.

(2) Physician assistant advertisements shall disclose the name of the primary supervising physician of the physician assistant advertising his or her services.

(3) Physician assistants may not claim any type of specialty board certification.

(4) Only physician assistants certified by the National Commission on Certification of Physician Assistants (NCCPA) may claim certification and employ the abbreviation "PA-C" next to his or her name.

(5) No person licensed pursuant to section 458.347, F.S., shall disseminate or cause the dissemination of any advertisement or advertising that contains the licensee's name without clearly identifying the licensee as a physician assistant (P.A.).

(6) Failure to abide by the provisions of this rule shall constitute a violation of sections 458.331(1)(d), (nn) and 456.072(1)(dd), F.S.

Rulemaking Authority 458.347(13) FS. Law Implemented 456.072(1)(t), 458.331(1)(d) FS. History—New 9-25-03, Amended 7-11-07.

64B8-30.0111 Disclosure of Licensure Status.

All persons licensed pursuant to section 458.347, F.S., and not exempt pursuant to section 456.072(1)(t), F.S., shall identify the

license under which he or she practices in one of the following manners:

- (1) The wearing of a name tag which identifies the licensee as a physician assistant (P.A.);
- (2) The wearing of an article of clothing on the upper body which identifies the licensee as a physician assistant (P.A.);
- (3) By orally disclosing to the patient, upon the licensee's initial in-person contact with the patient, that the licensee is a physician assistant;
- (4) By providing, upon the licensee's initial in-person contact with the patient, a business card or similar document which identifies the licensee as a physician assistant (P.A.);
- (5) By placing notification in the lobby or waiting area of the location where the licensee practices, which contains a photo of the licensee and which identifies the licensee as a physician assistant (P.A.).

Rulemaking Authority 458.347, 456.072(1)(t) FS. Law Implemented 456.072(1)(t) FS. History—New 7-11-07.

64B8-30.012 Physician Assistant Performance.

(1) A supervising physician shall delegate only tasks and procedures to the physician assistant which are within the supervising physician's scope of practice. The physician assistant may work in any setting that is within the scope of practice of the supervising physician's practice. The supervising physician's scope of practice shall be defined for the purpose of this section as "those tasks and procedures which the supervising physician is qualified by training or experience to perform."

(2) The decision to permit the physician assistant to perform a task or procedure under direct or indirect supervision is made by the supervising physician based on reasonable medical judgment regarding the probability of morbidity and mortality to the patient. Furthermore, the supervising physician must be certain that the physician assistant is knowledgeable and skilled in performing the tasks and procedures assigned.

(3) All tasks and procedures performed by the physician assistant must be documented in the appropriate medical record.

(4) In a medical emergency the physician assistant will act in accordance with his or her training and knowledge to maintain life support until a licensed physician assumes responsibility for the patient.

Rulemaking Authority 458.309, 458.347(4)(a), (13) FS. Law Implemented 458.347(2), (3), (4), (13) FS. History—New 5-13-87, Amended 7-7-87, 11-15-88, 9-15-92, Formerly 21M-17.012, Amended 11-4-93, Formerly 61F6-17.012, 59R-30.012, Amended 10-13-98, 3-28-99, 11-17-03, 2-2-10, 7-19-16.

64B8-30.013 Notice of Noncompliance.

(1) Pursuant to section 456.073(3), F.S., the department is authorized to provide a notice of noncompliance for an initial offense of a minor violation if the board establishes by rule a list of minor violations. A minor violation is one which does not endanger the public health, safety, and welfare and which does not demonstrate a serious inability to practice the profession. A notice of noncompliance in lieu of other action is authorized only if the violation is not a repeat violation and only if there is only one violation. If there are multiple violations, then the Department may not issue a notice of noncompliance, but must prosecute the violations under the other provisions of section 456.073, F.S. A notice of noncompliance may be issued to a licensee for a first time violation of one or both of the violations listed in paragraph (3)(b). Failure of a licensee to take action in correcting the violation within 15 days after notice shall result in the institution of regular disciplinary proceedings.

(2) The department shall submit to the board a monthly report detailing the number of notices given, the number of cases completed through receipt of a notarized statement of compliance from the licensee, and the types of violations for which notices of noncompliance have been issued. Notices of noncompliance shall be considered by the probable cause panels when reviewing a licensee's subsequent violations of a same or similar offense.

(3) The following violations are those for which the board authorizes the Department to issue a notice of noncompliance:

(a) Failing to include the specific disclosure statement required by section 456.062, F.S., in any advertisement for a free, discounted fee, or reduced fee service, examination or treatment.

(b) Violating any of the following provisions of chapter 458, F.S., as prohibited by sections 458.347(7)(g) and 458.331(1)(x), F.S.:

1. Section 458.347(1), F.S., which provides for criminal penalties for the practice as a physician assistant without an active license. A notice of noncompliance would be issued for this violation only if the subject of the investigation met the following criteria: the subject was the holder of a license to practice as a physician assistant at all time material to the matter; that license was otherwise in good standing; and that license was or will be renewed and placed in an active status within 90 days of the date it

reverted to delinquent status based on failure to renew the license. If the license was in a delinquent status for more than 90 days and the individual continued to practice, then the matter would proceed under the other provisions of sections 456.073 and 456.035(1), F.S.

2. Failing to notify the board of a change of practice location, contrary to sections 458.319(3) and 456.035(1), F.S.

3. Failure to timely notify the Department of a change of supervision (addition or deletion of a supervisor) (section 458.347(7)(e), (g), F.S.).

(c) Failure to complete the requirement for instruction on domestic violence in the appropriate biennium as required by section 456.031, F.S. A notice of noncompliance would be issued for this violation only if the licensee completed the domestic violence course, but completion of said course was not during the appropriate biennial renewal period.

Rulemaking Authority 456.073(3), 458.309, 458.347(7)(e), (g), (12) FS. Law Implemented 456.073(3), 458.331, 458.347(7)(g), (12) FS. History—New 3-3-02, Amended 8-2-06, 11-3-09.

64B8-30.014 Citation Authority.

In lieu of the disciplinary procedures contained in Section 456.073, F.S., the offenses enumerated in this rule may be disciplined by the issuance of a citation. The citation shall include a requirement that the licensee correct the offense, if possible, within a specified period of time, impose whatever obligations will correct the offense, and impose the prescribed penalty.

(1) Pursuant to section 456.077, F.S., the Board sets forth below those violations for which there is no substantial threat to the public health, safety, and welfare; or, if there is a substantial threat to the public health, safety, and welfare, such potential for harm has been removed prior to the issuance of the citation. Next to each violation is the penalty to be imposed. In addition to any administrative fine imposed, the Respondent may be required by the department to pay the costs of investigation.

(2) If the violation constituted a substantial threat to the public health, safety, and welfare, such potential for harm must have been removed prior to issuance of the citation.

(3) The following violations with accompanying penalty may be disposed of by citation with the specified penalty:

VIOLATIONS	PENALTY
(a) CME violations. (Section 458.347(7)(c), F.S.) (Section 458.331(1)(g), (x), F.S.) (Section 456.072(1)(e), (s), F.S.)	Within twelve months of the date the citation is issued, Respondent must submit certified documentation of completion of all CME requirements for the period for which the citation was issued; prior to renewing the license for the next biennium, Respondent must document compliance with the CME requirements for the relevant period; AND pay a \$250 fine. In addition, the Respondent will be subject to a CME audit for the next two biennial renewal periods.
1. Failure to document required HIV/AIDS CME. (Section 456.033, F.S.)	\$250 fine.
2. Failure to document required domestic violence or end-of-life and palliative health care CME. (Section 456.031, F.S.)	\$250 fine.
3. Failure to document required prevention of medical errors CME. (Section 456.013(7), F.S.)	\$250 fine.
4. Failure to document both the required HIV/AIDS and domestic violence, or end-of-life and palliative health care CME.	\$500 fine.
5. Documentation of some, but not all, 100 hours of required CME for license renewal.	\$25 fine for each hour not documented.
(b) Obtaining license renewal by negligent misrepresentation. (Section 458.347(7)(g), F.S.) (Section 458.331(1)(a), F.S.)	\$2500 fine.

(c) Failure to document any of the 100 hours of required CME for license renewal. (Section 458.347(7)(c), F.S.) (Section 458.331(1)(x), F.S.)	\$2500 fine.
(d) Practice on an inactive or delinquent license. (Section 456.036(1), F.S.) (Section 458.327(1)(a), F.S.) (Section 458.347(7)(f), F.S.) (Section 458.331(1)(x), F.S.)	
1. For a period of up to nine months.	\$100 for each month or part thereof.
2. For a period of nine months to twelve months.	\$150 for each month or part thereof.
(e) Failure to notify Department of change of practice and/or mailing address. (Section 456.035, F.S.) (Section 458.319(3), F.S.) (Section 458.331(1)(g), F.S.) (Section 458.347(7)(f), F.S.)	\$125 fine.
(f) Failure of the physician assistant to clearly identify that he/she is a physician assistant. (Section 458.347(4)(e)1., F.S.) (Section 458.347(7)(f), F.S.) (Section 458.331(1)(g), F.S.)	
(g) Second failure to report to the Department of \$250 fine per supervising physician addition/deletion/change of supervising physician(s) within 30 days after the change is made. (Section 456.035, F.S.) (Section 458.331(1)(g), F.S.) (Section 458.347(7)(e), (g), F.S.)	
(h) Failure to notify the Board in writing within 30 days if an action \$500 fine as defined in section 458.331(1)(b), F.S., has been taken against one's license to practice as a physician assistant in another state, territory, or country if that action was based on action taken by the Florida Board of Medicine. (Section 458.331(1)(kk), F.S.) (Section 456.072(1)(w), F.S.)	
(i) First time failure to pay fine or costs imposed by Board Order \$500 fine within 30 days of the due date of the fine or costs. (Failure to pay more than 30 days after the due date will result in an administrative complaint.) (Section 456.072(1)(q), F.S.)	
(j) Willfully failing to comply with section 627.64194 or 641.513, F.S., with such frequency as to indicate a general business practice. (Section 458.331(1)(tt), F.S.)	First-time Citation – \$250 fine.
	Second-time Citation – \$1,000 fine.
(k) Failure to consult the Prescription Drug Monitoring System as required by section 893.055(8), F.S. (Section 458.331(1)(g), F.S.)	First-time Citation – \$100 fine. Second-time Citation – \$150 fine. Third-time Citation – \$200 fine.

(4) Citations shall be issued to licensees by the Bureau of Investigative Services only after review by the legal staff of the

Department.

(5) The Department of Health shall, at the end of each calendar quarter, submit a report to the Board of the citations issued, which report shall contain the name of the subject, the violation, fine imposed, and the number of subjects who dispute the citation and chose to follow the procedures of section 456.073, F.S.

Rulemaking Authority 456.077, 458.309, 458.347(7)(f), (13) FS. Law Implemented 456.077, 458.331, 458.347(7)(f), (13) FS. History—New 3-3-02, Amended 5-19-03, 11-17-03, 5-4-04, 12-12-05, 8-2-06, 8-18-09, 5-17-17, 11-15-18.

64B8-30.015 Disciplinary Guidelines.

(1) Purpose. Pursuant to section 456.072, F.S., the Boards provide within this rule disciplinary guidelines which shall be imposed upon physician assistant applicants or licensees whom it regulates under chapters 458 and 459, F.S. The purpose of this rule is to notify such applicants and licensees of the ranges of penalties which will routinely be imposed unless the Boards find it necessary to deviate from the guidelines for the stated reasons given within this rule. The ranges of penalties provided below are based upon a single count violation of each provision listed; for multiple counts of the violated provisions or a combination of the violations the Boards shall consider a higher penalty than that for a single, isolated violation. Each range includes the lowest and highest penalty and all penalties falling between, including continuing medical education (CME). The purposes of the imposition of discipline are to punish the applicants or licensees for violations and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants or licensees from violations.

(2) Violations and Range of Penalties. In imposing discipline upon physician assistant applicants and licensees, in proceedings pursuant to sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATIONS	RECOMMENDED PENALTIES	
	First Offense	Subsequent Offenses
(a) Attempting to obtain a license or certificate by bribery, fraud or through an error of the Department or the Board. (Section 458.331(1)(a), F.S.) (Section 456.072(1)(h), F.S.)		
1. Attempting to obtain an initial license by bribery or fraud.	1. Denial of application and a \$10,000.00 fine.	
2. Attempting to renew a license by bribery or fraud.	2. Revocation of the license and payment of a \$10,000 fine.	
3. Obtaining or renewing a license by bribery or fraud.	3. Revocation of the license and payment of a \$10,000 fine.	
4. Obtaining or renewing a license through error of the Department or the Board.	4. Revocation.	
(b) Action taken against license by another jurisdiction. (Section 458.331(1)(b), F.S.) (Section 456.072(1)(f), F.S.)	(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to reprimand through suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken and an administrative fine ranging from	(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to suspension and revocation or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken, and an administrative fine ranging from \$2,500.00 to \$5,000.00.

	\$1,000.00 to \$2,500.00.	
1. Action taken against license by another jurisdiction relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. Revocation and an administrative fine of \$1,000.00, or in the case of application for licensure, denial of licensure.	
2. Action taken against license by another jurisdiction relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. From an administrative fine of \$10,000.00 and a reprimand through suspension of the license, or in case of application for licensure, denial of licensure.	2. From an administrative fine of \$10,000.00 and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.
(c) Guilty of crime directly relating to practice or ability to practice. (Section 458.331(1)(c), F.S.) (Section 456.072(1)(c), F.S.)	(c) From reprimand to revocation or denial of license, and an administrative fine of \$1,000.00 to \$5,000.00.	(c) From probation to revocation or denial of the license, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
1. Involving a crime directly related to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. Revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	
2. Involving a crime directly related to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. An administrative fine of \$10,000.00 and a reprimand through suspension of the license, or in case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00 and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.
(d) False, deceptive, or misleading advertising. (Section 458.331(1)(d), F.S.)	(d) From a letter of concern to reprimand, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(d) From a letter of concern to reprimand, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.
(e) Failure to report another licensee in violation. (Section 458.331(1)(e), F.S.) (Section 456.072(1)(i), F.S.)	(e) From a letter of concern to probation an administrative fine ranging from \$1,000.00 to \$2,500.00, or denial of licensure.	(e) From reprimand to suspension or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.
(f) Aiding unlicensed practice. (Section 458.331(1)(f), F.S.) (Section 456.072(1)(j), F.S.)	(f) From reprimand to suspension, followed by probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(f) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(g) Failure to perform legal obligation. (Section 458.331(1)(g), F.S.) (Section 456.072(1)(k), F.S.)	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation or denial of licensure, and an administrative fine from \$1,000.00 to \$5,000.00.	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation or denial, and an administrative fine from \$2,500.00 to \$5,000.00.
1. Continuing medical education (CME) violations. (Section 456.072(1)(e), F.S.) (Section 456.072(1)(s), F.S.) (Section 456.033(9), F.S.)	1. Document compliance with the CME requirements for the relevant period; AND:	1. Document compliance with the CME requirements for the relevant period; AND:
a. Failure to document required HIV/AIDS.	a. An administrative fine ranging from \$250.00 to \$500.00.	a. An administrative fine ranging from \$500.00 to \$1,000.00.

b. Failure to document required domestic violence CME.	b. An administrative fine ranging from \$250.00 to \$500.00.	b. An administrative fine of \$500.00 to \$1,000.00.
c. Failure to document required HIV/AIDS and failure to document domestic violence CME.	c. An administrative fine ranging from \$500.00 to \$1,000.00.	c. An administrative fine ranging from \$1,000.00 to \$2,000.00.
2. Failing to report to the Board within 30 days after the licensee has been convicted of a crime in any jurisdiction. (Section 456.072(1)(x), F.S.) Or failing to report to the Board convictions prior to the enactment of this section, in writing, on or before October 1, 1999. (Section 456.072(1)(x), F.S.)	2. From an administrative fine ranging from \$1,000.00 to \$5,000.00 and a reprimand or denial of licensure, with the ability to reapply.	2. From an administrative fine ranging from \$2,500.00 to \$5,000.00 and a reprimand or denial of licensure, without the ability to reapply.
3. Failing to disclose financial interest to patient. (Section 456.052, F.S.)	3. A refund of fees paid by or on behalf of the patient and from an administrative fine of \$1,000.00, to a reprimand, and an administrative fine of \$2,500.00.	3. A refund of fees paid by or on behalf of the patient and from a reprimand, and an administrative fine of \$2,500.00 to a reprimand and an administrative fine of \$5,000.00.
(h) Filing a false report or failing to file a report as required. (Section 458.331(1)(h), F.S.) (Section 456.072(1)(l), F.S.)	(h) From a letter of concern to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(h) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
1. Involving healthcare fraud in dollar amounts in excess of \$5,000.00.	1. Revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	
2. Involving healthcare fraud in dollar amounts of \$5,000.00 or less.	2. An administrative fine of \$10,000.00 and a reprimand through suspension of the license followed by a period of probation, or in case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00 and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.
(i) Kickbacks or split fee arrangements. (Section 458.331(1)(i), F.S.)	(i) A refund of fees paid by or on behalf of the patient, and from a reprimand and an administrative fine of \$1,000.00 to a reprimand and an administrative fine of \$5,000.00, or denial of licensure.	(i) A refund of fees paid by or on behalf of the patient, and from suspension to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(j) Sexual Misconduct. (Section 458.331(1)(j), F.S.) (Section 458.329, F.S.) (Section 456.072(1)(u), F.S.)	(j) From probation to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(j) From suspension, to be followed by a period of probation to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(k) Deceptive, untrue, or fraudulent representations in the practice of medicine. (Section 458.331(1)(k), F.S.) (Section 456.072(1)(a), (m), F.S.)	(k) From a letter of concern, to revocation, or denial of licensure, and an administrative fine of \$10,000.00.	(k) From probation or denial of licensure, and an administrative fine of \$10,000.00 to revocation.

1. Deceptive, untrue, or fraudulent representations in the practice of medicine relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. From revocation with leave to reapply in three (3) years, and an administrative fine ranging of \$10,000.00, or in the case of application for licensure, denial of licensure.	1. From permanent revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.
2. Deceptive, untrue, or fraudulent representations in the practice of medicine relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. From an administrative fine of \$10,000.00 and a reprimand through suspension of the license, or in the case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00, and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.
(l) Improper solicitation of patients. (Section 458.331(1)(l), F.S.)	(l) From an administrative fine ranging from \$1,000.00 to \$5,000.00, and a reprimand to probation, or denial of licensure.	(l) From suspension, to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.
(m) Failure to keep legible written medical records. (Section 458.331(1)(m), F.S.)	(m) From letter of concern, to a reprimand, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(m) From a reprimand to suspension followed by probation, and an administrative fine ranging from \$2,500.00 to \$5,000.00, or denial of licensure.
1. Failure to keep legible written medical records relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. From revocation with leave to reapply in three (3) years, and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	1. From permanent revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.
2. Failure to keep legible written medical records relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. An administrative fine of \$10,000.00, and a reprimand, to suspension of the license, or in the case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00, and suspension of the license, followed by a period of probation, to revocation, or in case of application for licensure, denial of licensure.
(n) Exercising influence on patient for financial gain. (Section 458.331(1)(n), F.S.) (Section 456.072(1)(n), F.S.)	(n) Payment of fees paid by or on behalf of the patient and from a reprimand, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	(n) Payment of fees paid by or on behalf of the patient and from probation, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(o) Improper advertising of pharmacy. (Section 458.331(1)(o), F.S.)	(o) From a letter of concern to probation, or a denial of licensure, and an administrative fine ranging from \$250.00 to \$2,500.00.	(o) From a reprimand, and an administrative fine of \$2,500.00 to probation, and an administrative fine from \$2,500.00 to \$5,000.00, or denial of licensure.
(p) Performing professional services not authorized by patient. (Section 458.331(1)(p), F.S.)	(p) From a letter of concern, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(p) From a reprimand, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(q) Inappropriate or excessive prescribing. (Section 458.331(1)(q), F.S.)	(q) From reprimand to probation, and an administrative fine ranging from \$1,000.00 to \$5,000.00, or denial of licensure.	(q) From probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(r) Prescribing or dispensing of a scheduled drug by the physician assistant to himself or herself.	(r) From probation to suspension or denial of licensure, and an administrative fine ranging from	(r) From suspension to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.

(Section 458.331(1)(r), F.S.)	\$1,000.00 to \$2,500.00.	
(s) Inability to practice medicine with skill and safety. (Section 458.331(1)(s), F.S.)	(s) From reprimand to suspension, which may be stayed to allow a period of probation with supervision, and a demonstration by the licensee of the ability to practice with reasonable skill and safety, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(s) From probation to revocation, until the licensee is able to demonstrate ability to practice with reasonable skill and safety, followed by probation, or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.
(t)1. Malpractice: practicing below acceptable standard of care. (Section 458.331(1)(t), F.S.)	(t)1. From a letter of concern, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(t)1. From reprimand, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
2. Gross Malpractice.	2. From probation, to revocation or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	2. From suspension followed by probation to revocation or denial, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
3. Repeated Malpractice.	3. From a reprimand to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	3. From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(u) Performing of experimental treatment without informed consent. (Section 458.331(1)(u), F.S.)	(u) From a letter of concern to suspension, to be followed by a period of probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(u) From suspension to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(v) Practicing beyond scope permitted. (Section 458.331(1)(v), F.S.) (Section 456.072(1)(o), F.S.)	(v) From a letter of concern to reprimand and probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(v) From probation to suspension or revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(w) Delegation of professional responsibilities to unqualified person. (Section 458.331(1)(w), F.S.) (Section 456.072(1)(p), F.S.)	(w) From reprimand to suspension, followed by probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(w) From probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(x)1. Violation of law, rule, or failure to comply with subpoena. (Section 458.331(1)(x), F.S.) (Section 456.072(1)(b), (q), F.S.)	(x)1. For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(x)1. From probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
2. Violation of an order of the Board.	2. From a reprimand and suspension followed by a period of probation, and an administrative fine of \$1,000.00 to a reprimand and suspension followed by a period of probation, and an administrative fine of \$5,000.00.	2. From a reprimand and suspension followed by a period of probation, and an administrative fine of \$2,500.00 to a reprimand and suspension followed by a period of probation, and an administrative fine of \$10,000.00.
(y) Conspiring to restrict another	(y) From a letter of concern to a	(y) From a reprimand, and an administrative

from lawfully advertising services. (Section 458.331(1)(y), F.S.)	reprimand, and an administrative fine ranging from \$1,000.00 to \$2,500.00	fine of \$2,500.00 to a reprimand, and an administrative fine of \$5,000.00.
(z) Aiding an unlawful abortion. (Section 458.331(1)(z), F.S.)	(z) From probation, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(z) From suspension, to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(aa) Presigning prescription forms. (Section 458.331(1)(aa), F.S.)	(aa) From a letter of concern to a reprimand and an administrative fine of \$1,000.00 to a letter of concern, and an administrative fine of \$2,500.00.	(aa) From a reprimand to probation, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(bb) Failure to adequately supervise assisting personnel. (Section 458.331(1)(dd), F.S.)	(bb) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(bb) From probation to suspension followed by probation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(cc) Improper use of substances for muscle building or enhancement of athletic performance. (Section 458.331(1)(ee), F.S.)	(cc) From a reprimand to suspension, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(cc) From suspension to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(dd) Use of amygdaline (laetrile). (Section 458.331(1)(ff), F.S.)	(dd) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(dd) From suspension to be followed by a period of probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(ee) Misrepresenting or concealing a material fact. (Section 458.331(1)(gg), F.S.)	(ee) From a reprimand to probation, and an administrative fine ranging from \$500.00 to \$2,500.00, or the denial of licensure with the ability to reapply, upon payment of a \$500.00 fine.	(ee) From probation, to revocation or denial of licensure without the ability to reapply, and an administrative fine ranging from \$500.00 to \$5,000.00.
(ff) Improperly interfering with an investigation or a disciplinary proceeding. (Section 458.331(1)(hh), F.S.) (Section 456.072(1)(r), F.S.)	(ff) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(ff) From probation, to revocation or denial of licensure without ability to re-apply, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(gg) Failing to report any M.D., D.O. or PA, who is in violation of law. (Section 458.331(1)(ii), F.S.) (Section 456.072(1)(i), F.S.)	(gg) From a letter of concern to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00	(gg) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(hh) Providing medical opinion without reasonable investigation. (Section 458.331(1)(jj), F.S.)	(hh) From a letter of concern to a reprimand, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(hh) From probation to revocation or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.
(ii) Violating Chapters 458, 456, F.S., or any rules adopted pursuant thereto. (458.331(1)(nn), F.S.)	(ii) From a reprimand, to revocation or denial and an administrative fine from \$1,000.00 to \$5,000.00.	(ii) From probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.
(jj) Theft or reproduction of an examination. (Section 456.018, F.S.)	(jj) Revocation or denial of licensure.	

<p>(kk) Performing or attempting to perform health care services on the wrong patient, a wrong site procedure, a wrong procedure, or an unauthorized procedure or a procedure that is medically unnecessary or otherwise unrelated to the patient's diagnosis or medical condition. (Section 456.072(1)(bb), F.S.)</p>	<p>(kk) From a \$1,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, and one (1) hour lecture on wrong-site surgery in the State of Florida to a \$5,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, undergo a risk management assessment, a one (1) hour lecture on wrong-site surgery, and suspension to be followed by a term of probation.</p>	<p>(kk) From a \$7,500.00 fine, a reprimand, and probation or denial to a \$10,000.00 fine and revocation.</p>
<p>(ll) Leaving a foreign body in a patient, such as a sponge, clamp, forceps, surgical needle, or other paraphernalia commonly used in surgical, examination, or other diagnostic procedures. (Section 456.072(1)(cc), F.S.)</p>	<p>(ll) From a \$1,000.00 to a \$5,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, and a one hour lecture to the staff of a Florida licensed healthcare facility on retained foreign body objects to revocation.</p>	<p>(ll) From a \$7,500.00 fine, a reprimand and probation, or denial to revocation.</p>
<p>(mm) Engaging in a pattern of practice when prescribing medicinal drugs or controlled substances which demonstrates a lack of reasonable skill or safety to patients. (Section 456.072(1)(gg), F.S.)</p>	<p>(mm) From one year probation to revocation, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or denial of licensure.</p>	<p>(mm) From suspension to be followed by probation to revocation, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or denial of licensure.</p>
<p>(nn) Being terminated from a treatment program for impaired practitioners, for failure to comply with the terms of the monitoring or treatment contract or for not successfully completing any drug-treatment or alcohol-treatment program. (Section 456.072(1)(hh) , F.S.)</p>	<p>(nn) From suspension until licensee demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety to be followed by a term of probation; and a fine of \$1,000 to \$2,500, to revocation.</p>	<p>(nn) From suspension until licensee demonstrates compliance with all terms of the monitoring or treatment contract and is able to demonstrate to the Board the ability to practice with reasonable skill and safety to be followed by a term of probation; and a fine of \$2,500 to \$5,000, to revocation.</p>
<p>(oo) Being convicted of, or entering a plea of guilty or nolo contendere to any misdemeanor or felony, regardless of adjudication, under 18 USC s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 USC ss. 1320a-7b, relating to the Medicaid program. (Section 456.072(1)(ii), F.S.)</p>	<p>(oo) Revocation and a fine of \$10,000, or in the case of application for licensure, denial of license.</p>	
<p>(pp) Failing to remit the sum owed to the state for overpayment from the Medicaid program pursuant to a final order, judgment, or</p>	<p>(pp) From a letter of concern to probation, and a fine of \$500 to \$5,000.</p>	<p>(pp) From a reprimand to revocation, and a fine of \$2,500 to \$5,000.</p>

settlement. (Section 456.072(1)(jj), F.S.)		
(qq) Being terminated from the state Medicaid program, or any other state Medicaid program, or the federal Medicare program. (Section 456.072(1)(kk), F.S.)	(qq) From a letter of concern to suspension, and a fine of \$1,000 to \$5,000.	(qq) From a reprimand to revocation, and a fine of \$5,000 to \$10,000.
(rr) Being convicted of, or entering into a plea of guilty or nolo contendere to any misdemeanor or felony, regardless of adjudication, which relates to health care fraud. (Section 456.072(1)(ll), F.S.)	(rr) Revocation and a fine of \$10,000, or in the case of application for licensure, denial of license.	
(ss) Willfully failing to comply with section 627.64194 or 641.513, F.S., with such frequency as to indicate a general business practice. (Section 458.331(1)(tt), F.S.)	(ss) From a letter of concern to a reprimand and an administrative fine in the amount of \$1,000.00 to \$5,000.00.	(ss) From a reprimand to revocation and an administrative fine in the amount of \$5,000.00 to \$10,000.00.
(tt) Failure to consult the prescription drug monitoring system, as required by section 893.055(8), F.S. (Section 458.331(1)(g), F.S.)	(tt) From a letter of concern to a reprimand and an administrative fine of \$1,000.00 to \$2,500.00.	(tt) From a reprimand to revocation and an administrative fine of \$2,500.00 to \$10,000.00

(3) Aggravating and Mitigating Circumstances. Based upon consideration of aggravating and mitigating factors present in an individual case, the Board may deviate from the penalties recommended above. The Board shall consider as aggravating or mitigating factors the following:

- (a) Exposure of patients or public to injury or potential injury, physical or otherwise; none, slight, severe, or death;
- (b) Legal status at the time of the offense; no restraints, or legal constraints;
- (c) The number of counts or separate offenses established;
- (d) The number of times the same offense or offenses have previously been committed by the licensee or applicant;
- (e) The disciplinary history of the applicant or licensee in any jurisdiction and the length of practice;
- (f) Pecuniary benefit or self-gain inuring to the applicant or licensee;
- (g) Any other relevant mitigating factors.

(4) The certification of a Physician Assistant shall be disciplined by the Board when, after due notice and a hearing in accordance with the provisions of this rule, it shall find: that the Physician Assistant has held himself out or permitted another to represent him as a licensed physician. If any person addresses the Physician Assistant in a medical setting as "Doctor," the Physician Assistant must immediately inform that person that the Physician Assistant is not a doctor. Upon a finding by the Board of failure to immediately inform the person, the following penalty shall be imposed: a letter of concern, a reprimand, a 60-day suspension and/or a fine up to \$2,500.00; and for any subsequent offense, a fine up to \$5,000.00 and/or revocation of the certificate.

Rulemaking Authority 456.079, 458.309, 458.331(5) FS. Law Implemented 456.072, 456.079, 458.331(5), 458.347(4)(e)1., (7)(f) FS. History—New 3-13-89, Formerly 21M-17.015, 61F6-17.015, 59R-30.015, Amended 6-7-98, 4-9-01, 5-16-10, 3-26-12, 5-17-17, 11-15-18.

64B8-30.0151 Standard Terms Applicable to Orders.

Unless otherwise approved by the Board or its designee, or addressed by the Final Order, the following are the terms applicable to all Final Orders rendered by the Board in disciplinary proceedings.

(1) Payment of the fines and costs. All fines and costs shall be paid by check or money order made payable to the Board and sent to DOH/Client Services, P.O. Box 6320, Tallahassee, Florida 32314-6320, within 30 days of the filing of the Order.

(2) Addresses. Respondent must keep current residence and practice addresses on file with the Board. Respondent shall notify the Compliance Office, in writing, within 10 days of any changes of those addresses. Furthermore, if the Respondent's license is on probation, the Respondent shall notify the Compliance Office within 10 days in the event that Respondent leaves the active practice of medicine in Florida.

(3) Compliance Address. All reports, correspondence and inquiries shall be sent to: DOH, Client Services Unit, 4052 Bald Cypress Way, Bin #C01, Tallahassee, Florida 32399-3251, Attn: Medical Compliance Officer.

(4) Continuity of Practice.

(a) Tolling Provisions. In the event the Respondent leaves the State of Florida for a period of 30 days or more or otherwise does not or may not engage in the active practice of medicine in the State of Florida, then certain provisions of the requirements in the Board's Order shall be tolled and shall remain in a tolled status until Respondent returns to the active practice of medicine in the State of Florida. Respondent shall notify the Compliance Officer 10 days prior to his/her return to practice in the State of Florida. The following requirements shall be tolled until the Respondent returns to active practice:

1. The time period of probation shall be tolled.
2. The provisions regarding direct supervision and required reports from the supervisor shall be tolled.
3. The requirement for quality assurance review of Respondent's practice shall be tolled.
4. Any provisions regarding community service shall be tolled.
5. Any requirements regarding lectures shall be tolled.

(b) Active Practice. In the event that Respondent leaves the active practice of medicine for a period of one year or more, the Respondent may be required to appear before the Board and demonstrate the ability to practice medicine with reasonable skill and safety to patients prior to resuming the practice of medicine in the State of Florida.

(5) Community Service and Continuing Education Units. All community service requirements, continuing education units/courses must be completed, and documentation of such completion submitted to DOH/Client Services, at the address set forth in subsection (3), above.

(a) Definition of Community Service. "Community service" shall be defined as the delivery of volunteer services to an entity which is exempt from federal taxation under 26 U.S.C. s. 501(c)(3), without fee or cost to the patient or the entity, for the good of the people of the State of Florida. Community service shall be performed outside the physician assistant's regular practice setting. Community service plans must be pre-approved by the Board's Probationer's Committee.

(b) Continuing Education. Continuing education imposed by Board Order shall be in addition to those hours required for biennial renewal of licensure. Said continuing education courses must be pre-approved by the Board's Probationer's Committee and shall consist of a formal live lecture format.

(6) Probation Terms. If probation was imposed by Board Order, the following provisions are applicable:

(a) Definitions:

1. Direct Supervision. Is supervision by a supervising physician (supervisor), as set forth in the Order. Direct supervision requires that the supervisor and Respondent work on the same premises. The supervisor shall be board-certified in the Respondent's specialty area.

2. Probation Committee or "Committee" are members of the Board of Medicine designated by the Chair of the Board to serve as the Probation Committee.

(b) Required Supervision:

1. If the terms of the Order include direct supervision of the licensee's practice (supervision), the Respondent shall not practice medicine without an approved supervisor, as specified by the Final Order.

2. The supervisor must be licensed under chapter 458, F.S., in good standing, in active status, without restriction or limitation on his/her license, must be qualified by training and experience, and must not have any conflicts of interest that would prohibit him or her from impartially performing his or her duties as a monitor. Specific grounds for rejecting a proposed supervisor by the Board or its designee shall include but are not limited to the following:

a. The proposed supervisor has previously been subject to disciplinary action against his/her medical license in this or any other jurisdiction,

b. The proposed supervisor is currently under investigation, or is the subject of a pending disciplinary action,

c. The proposed supervisor is not actively engaged in the same or similar specialty area,

d. The proposed supervisor is not practicing on the same premises as the Respondent,

e. The proposed supervisor is a relative or employee of the Respondent.

(c) Temporary Approval. The Board confers authority on the Chair of the Probation Committee to temporarily approve Respondent's supervisor. To obtain this temporary approval, Respondent shall submit to the Compliance Officer the name and curriculum vitae of the proposed supervisor. This information shall be furnished to the Chair of the Probation Committee by way of the Compliance Officer. This information may be faxed to the Compliance Officer at (850)414-0864, or may be sent by overnight mail to the Compliance address as set forth in subsection (3), above. Should Respondent's supervising physician be temporarily approved, said approval shall only remain in effect until the next meeting of the Probation Committee. Absent said approval, Respondent shall not practice medicine until a supervising physician is approved. Temporary approval shall only remain in effect until the next meeting of the Probation Committee.

(d) Formal Approval. If Respondent is placed under the direct supervision of a physician, Respondent shall have the supervisor with him/her at the first probation appearance before the Probation Committee. Prior to consideration of the monitor/supervisor by the Committee, the Respondent shall provide the supervisor a copy of the Administrative Complaint and the Board's Order in this case. Respondent shall submit a current curriculum vitae, a description of current practice, and a letter agreeing to serve from the proposed supervisor to the Compliance Officer no later than 21 days before the Respondent's first scheduled probation appearance. Respondent's supervisor shall also appear before the Probation Committee at such times as directed by the Committee. It shall be the Respondent's responsibility to ensure the appearance of his/her supervisor as directed. Failure of the supervisor to appear as directed shall constitute a violation of the terms of the Board's Order and shall render the Respondent subject to additional disciplinary action.

(e) Change in Supervisor. In the event that Respondent's supervisor is unable or unwilling to fulfill his/her responsibilities as a supervisor as described above, the Respondent shall advise the Compliance Office of this fact within 24 hours of becoming aware of the situation. Respondent shall submit to the Compliance Office the name of a temporary supervisor for consideration. Respondent shall not practice pending approval of this temporary supervisor by the Chair of the Probation Committee. Furthermore, Respondent shall make arrangements with his/her temporary supervisor to appear before the Probation Committee at its next regularly scheduled meeting for consideration of the supervisor by the Committee. Respondent shall only practice under the supervision of the temporary supervisor (approved by the Chair) until the next regularly scheduled meeting of the Probation Committee whereat the issue of the Committee's approval of the Respondent's new supervisor shall be addressed.

(f) Reports. If directed by Board Order, probation reports, in affidavit form, shall be submitted by the Respondent and shall contain the following:

1. Brief statement of why physician assistant is on probation.
2. Practice location.
3. Describe current practice (type and composition).
4. Brief statement of compliance with probationary terms.
5. Describe relationship with supervising physician.
6. Advise Compliance Officer of any problems including office incident reports filed; loss or restriction of hospital staff privileges; or any Medicare/Medicaid program exclusions, restrictions or limitations.

(g) Supervisor Reports. If directed by Board Order, supervisor reports, in affidavit form shall include the following:

1. Brief statement of why physician assistant is on probation.
2. Description of probationer's practice.
3. Brief statement of probationer's compliance with terms of probation.
4. Brief description of probationer's relationship with supervising physician.
5. Detail any problems which may have arisen with probationer.

(h) Investigative Reports. Respondent understands that during the period of probation, at a minimum, semi-annual investigative reports will be compiled with the Department of Health concerning compliance with the terms and conditions of probation and the rules and statutes regulating the practice of medicine.

(7) Costs of Compliance. Respondent shall pay all costs necessary to comply with the terms of the Board's Order. Such costs include, but are not limited to, the costs of preparation of the investigative reports detailing compliance with the terms of the Order, the cost of analysis of any blood or urine specimens submitted pursuant to the Order, and administrative costs directly associated with Respondent's probation. See section 458.331(2), F.S.

(8) Suspension. In the event that a Respondent's license expires during the period that the license is suspended, this action shall

not relieve the Respondent of the responsibility to renew the license at the end of each licensure period. If the Respondent fails to renew the license at the end of any licensure period, all normal conditions and consequences imposed by statute or rule of the Board for failure to timely and properly renew a license shall apply. Renewal of a suspended license during the period of suspension shall not affect the suspension of the license and the suspension shall continue until all requirements for reinstatement have been met.

(9) Return of License. Any Order which suspends a license, revokes a license, or accepts a Respondent's offer to voluntarily relinquish his/her license shall require the Respondent to return the license to the Department within 30 days from the date the Final Order is filed. This shall not apply to instances where the Board or a court has granted the Respondent a stay of the suspension.

Rulemaking Authority 458.309(1), 458.331(5) FS. Law Implemented 458.331(5) FS. History—New 11-11-07.

64B8-30.0152 Probation Variables.

In instances where a Respondent is placed on probation by the Board, the Board shall determine the terms and conditions of Respondent's probation. The following terms of probation are utilized by the Board to ensure that Respondents are safely practicing medicine. Possible terms of probation and restrictions on practice include, but are not limited to:

(1) Appearances Required. Respondent shall appear before the Probationer's Committee at the first meeting after said probation commences, at the last meeting of the Probationer's Committee preceding termination of probation and either quarterly, semiannually, or annually as set forth in the final order. Respondent shall be noticed by Board staff of the date, time and place of the Board's Probationer's Committee whereat Respondent's appearance is required. Failure of the Respondent to appear as requested or directed shall be considered a violation of the terms of probation, and shall subject the Respondent to disciplinary action.

(2) Direct Supervision Required. If direct supervision is required by the Board, Respondent shall not practice except under the direct supervision of a board-certified physician fully licensed under Chapter 458, F.S., who has been approved by the Probationer's Committee.

(a) The supervising physician shall work on the same premises as the Respondent.

(b) Absent provision for and compliance with the terms regarding temporary approval of a supervising physician set forth in paragraph 64B8-30.0151(6)(c), F.A.C., Respondent shall cease practice and not practice until the Probationer's Committee approves a supervising physician.

(c) Respondent shall have the supervising physician appear at the first probation appearance before the Probationer's Committee.

1. Prior to approval of the supervising physician by the committee, the Respondent shall provide to the supervising physician a copy of the Administrative Complaint and the Board's Order filed in the case.

2. A failure of the Respondent or the supervising physician to appear at the scheduled probation meeting shall constitute a violation of the Board's Order.

3. Prior to the approval of the supervising physician by the committee, Respondent shall submit to the committee a current curriculum vitae and description of the current practice of the proposed supervising physician. Said materials shall be received in the Board office no later than 21 days before the Respondent's first scheduled probation appearance.

(d) The responsibilities of a supervising physician shall include:

1. Submit quarterly reports, in affidavit form, which shall include:

a. Brief statement of why physician assistant is on probation.

b. Description of probationer's practice.

c. Brief statement of probationer's compliance with terms of probation.

d. Brief description of probationer's relationship with supervising physician.

e. Detail any problems which may have arisen with probationer.

2. Should the Board determine that Respondent's medical records need to be reviewed, the Board shall set forth the percentage of the records and type of records to be reviewed by the supervising physician. The patient records shall be selected by the supervising physician on a random basis at least once every month.

3. Report to the Board any violation by the probationer of chapters 456 and 458, F.S., and the rules promulgated pursuant thereto.

(3) Alternate Supervisor. In view of the need for ongoing and continuous supervision, Respondent shall also be required to submit the curriculum vitae and name of an alternate supervising board-certified physician who shall be approved by Probationer's Committee. Such physician shall be licensed pursuant to chapter 458, F.S., and shall have the same duties and responsibilities as

specified for Respondent's supervising physician during those periods of time which Respondent's supervising physician is temporarily unable to provide supervision. Prior to practicing under the direct supervision of the alternate supervising physician, Respondent shall so advise the Board in writing. Respondent shall further advise the Board in writing of the period of time during which Respondent shall practice under the supervision of the alternate supervising physician. Respondent shall not practice unless Respondent is under the supervision of either the approved supervising physician or the approved alternate.

(4) Continuing Medical Education. Should the Board determine that continuing medical education (CME) is appropriate during the probationary period, the Board shall determine the number of hours and subject area of the required CME. The CME shall be Category I Continuing Medical Education. Respondent shall submit a written plan to the Chairperson of the Probationer's Committee for approval prior to the completion of said courses. The Board confers authority on the Chairperson of the Probationer's Committee to approve or disapprove said continuing education courses. In addition, Respondent shall submit documentation of completion of these continuing medical education courses in each report. These hours shall be in addition to those hours required for biennial renewal of licensure. Said continuing education courses shall consist of a formal live lecture format.

(5) PRN Required. Should the Board determine that a contract by the Professionals Resource Network (PRN) is appropriate, Respondent shall participate and comply with the PRN contract.

(a) Respondent shall enter into an after care contract with PRN, shall comply with all its terms, and shall be responsible for assuring that the medical director of PRN send the Board a copy of said contract.

(b) Respondent shall execute a release that authorizes PRN to release information and medical records (including psychiatric records and records relating to treatment for drug dependence and alcoholism) to the Board of Medicine as needed to monitor the progress of Respondent in the PRN program.

(c) Respondent shall authorize the director of PRN to report to the Board of Medicine any problems that may occur with Respondent and any violations of chapter 456 or 458, F.S. Such a report shall be made within 30 days of the occurrence of any problems, or violations of chapter 456 or 458, F.S.

(6) Prescribing Prohibition or Restriction. If Respondent is licensed as a prescribing physician assistant and should the Board determine that it is appropriate to require a restriction of Respondent's prescribing privileges, the Board shall set forth the length of said restriction and determine which substances shall be affected.

(7) Restriction on Treating Patients of the Opposite Gender. Should the Board determine there should be a restriction on treating patients of the opposite gender, Respondent shall not examine or treat any patients of the opposite gender without an employee who is of the same patient gender and who is a health care practitioner licensed by the Department of Health present in the room.

Rulemaking Authority 456.072(2), 458.309, 458.331(5) FS. Law Implemented 456.072(2), 458.331(5) FS. History—New 11-11-07.

64B8-30.016 Mediation.

(1) For purposes of section 456.078, F.S., the Board designates as being appropriate for mediation, violations of the following provisions:

(a) Failing to comply with the requirements of sections 381.026 and 381.0261, F.S., to provide patients with information about their patient rights and how to file a patient complaint;

(b) Negligently failing to file a report or record required by state or federal law;

(c) Failing to comply with the requirements for profiling and credentialing.

(2) The above-outlined provisions shall qualify for mediation only when the violation can be remedied by the licensee, there is no allegation of intentional misconduct, no patient injury, and allegations do not involve any "adverse incidents" as defined by section 456.078(2), F.S.

Rulemaking Authority 456.078 FS. Law Implemented 456.078 FS. History—New 11-30-05.

64B8-30.019 Fees Regarding Physician Assistants.

The following fees are prescribed by the Council and adopted by the Boards:

(1) The application fee for a person applying to be licensed as a physician assistant shall be \$100.00.

(2) The initial licensure fee for any person who is issued a physician assistant license as provided in section 458.347 or 459.022, F.S., shall be \$200.00.

(3) All persons obtaining licensure or re-licensure as a physician assistant shall pay an unlicensed activity fee of \$5.00 in addition to the fee in rule 64B8-3.009, F.A.C.

(4) The biennial renewal fee for an active or inactive physician assistant licensed pursuant to section 458.347 or 459.022(7), F.S., shall be \$275.00. Licenses not renewed at the end of a biennial period shall automatically become delinquent.

(5) Physician assistants with prescribing authority shall pay an additional biennial renewal fee of \$150.

(6) The reactivation fee for an inactive or retired status physician assistant license shall be \$100. Reactivation shall require payment of all the applicable renewal fees and the reactivation fee.

(7) The duplicate license fee shall be \$25.00.

(8) Any licensed physician assistant who fails to renew his/her licensure by the end of the biennium shall pay a delinquent fee of \$100.00 upon application for either active or inactive status.

(9) The fee for processing any changes in the licensure status at any time other than the biennial renewal period shall be \$100.00.

(10) The fee for a retired status license shall be \$50.00 for a physician assistant.

Rulemaking Authority 456.036, 458.309, 458.347 FS. Law Implemented 456.036(3), (5), (7), 458.347 FS. History—New 8-11-98, Amended 7-30-03, 7-27-04, 12-6-04, 11-11-07, 8-25-10, 1-27-13.

**CHAPTER 64B15-6
PHYSICIAN ASSISTANT**

64B15-6.001	Definitions
64B15-6.002	Application for Licensure (Repealed)
64B15-6.003	Physician Assistant Licensure
64B15-6.0031	Change in Employment Status
64B15-6.0035	Physician Assistant Licensure Renewal and Reactivation
64B15-6.00365	Dispensing Drugs
64B15-6.0037	Requirements and Limitations of Prescribing Privileges (Repealed)
64B15-6.0038	Formulary
64B15-6.004	Requirements for Approval of Training Programs
64B15-6.006	Advertising
64B15-6.010	Physician Assistant Performance
64B15-6.0105	Notice of Noncompliance
64B15-6.01051	Citation Authority
64B15-6.011	Disciplinary Guidelines
64B15-6.0112	Standard Terms Applicable to Orders
64B15-6.0113	Probation Variables
64B15-6.013	Physician Assistant Fees
64B15-6.014	Mediation
64B15-6.015	Disclosure of Licensure Status

64B15-6.001 Definitions.

(1) The term “Primary Supervising Physician” as herein used refers to a physician licensed pursuant to chapters 458 and 459, F.S., who assumes responsibility and legal liability for the services rendered by the physician assistant(s) at all times the physician assistant is not under the supervision and control of an alternate supervising physician.

(2) The term “Alternate Supervising Physician” as herein used refers to the physician licensed pursuant to chapter 458 or 459, F.S., who assumes responsibility and legal liability for the services rendered by the physician assistant while the physician assistant is under his or her supervision and control.

(3) The term “responsible supervision” as used herein refers to the ability of the supervising physician to responsibly exercise control and provide direction over the services of the physician assistant. In providing supervision, the supervising physician shall periodically review the physician assistant’s performance. It requires the easy availability or physical presence of the supervising physician to the physician assistant. In determining whether supervision is adequate, the following factors should be considered:

- (a) The complexity of the task;
- (b) The risk to the patient;
- (c) The background, training and skill of the physician assistant;
- (d) The adequacy of the direction in terms of its form;
- (e) The setting in which the tasks are performed;
- (f) The availability of the supervising physician;
- (g) The necessity for immediate attention; and,
- (h) The number of other persons that the supervising physician must supervise.

(4) The term “direct supervision” as used herein refers to the physical presence of the supervising physician on the premises so that the supervising physician is immediately available to the physician assistant when needed.

(5) The term “indirect supervision” as used herein refers to the easy availability of the supervising physician to the physician assistant, which includes the ability to communicate by telecommunications. The supervising physician must be within reasonable physical proximity.

(6) The term “recent graduate” as used herein refers to a person who completed the approved program no more than two years (24 months) prior to the date the application for licensure as a physician assistant was received.

(7) The term “fully licensed physician assistant” as used herein refers to those physician assistants who have successfully passed

the NCCPA examination or other examination approved by the Board and have been issued a license other than a temporary license authorized under sections 459.022(7), 458.347(7)(b)2. and 458.347(7)(f), F.S.

Rulemaking Authority 459.005 FS. Law Implemented 459.022 FS. History--New 10-18-77, Formerly 21R-6.01, Amended 10-28-87, 4-18-89, 9-26-90, 3-16-92, Formerly 21R-6.001, Amended 2-20-94, Formerly 61F9-6.001, 59W-6.001, Amended 6-7-98, 3-17-99, 7-13-03.

64B15-6.002 Application for Licensure.

Rulemaking Authority 459.005 FS. Law Implemented 459.022 FS. History--New 10-18-77, Formerly 21R-6.02, Amended 10-28-87, 4-21-88, 5-20-91, 3-16-92, Formerly 21R-6.002, 61F9-6.002, 59W-6.002, Amended 6-7-98, 3-10-02, 2-23-04, Repealed 10-21-15.

64B15-6.003 Physician Assistant Licensure.

(1) Requirements for Licensure.

(a) All applicants for licensure as physician assistants shall apply on Form DH-MQA 2000, entitled "Physician Assistant Application for Licensure," (revised 8/16), hereby adopted and incorporated by reference, and can be obtained from the website at <http://www.flrules.org/Gateway/reference.asp?No=Ref-07601>, or <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/>.

(b) In addition, upon employment, a licensed physician assistant must notify the Board of Medicine, in writing, utilizing Form DH-MQA 2004, entitled "Supervision Data Form," (revised 8/10), hereby adopted and incorporated by reference, which can be obtained from the Board of Medicine's website at <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/>, within 30 days of such employment. Any subsequent changes to the physician assistant's employment must also be made, in writing, within 30 days of such change, utilizing this same form.

(c) Applicants who have been granted a temporary license pursuant to section 458.347(7)(e) or 459.022(7)(e), F.S., are eligible to seek an extension of the temporary license by submitting Form DH-MQA 1076, entitled "Extension of Temporary Licensure Application" (Rev. 4/16), hereby adopted and incorporated by reference, and can be obtained from the website at <http://www.flrules.org/Gateway/reference.asp?No=Ref-07169>, or <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/>.

(2) Applicants for licensure who have not passed the National Commission on Certification of Physician Assistants Physician Assistant National Certifying Exam within five (5) attempts and have not practiced as a fully licensed physician assistant shall be required to successfully complete a minimum of three (3) months in a full-time review course at an accredited physician assistant program approved by the Chair of the Council on Physician Assistants. Said completion shall be documented by a letter signed by the head of the program stating that the applicant has satisfactorily completed the course.

(3) Restrictions. For purposes of carrying out the provisions of sections 458.347(7) and 459.022(7)(e), F.S., every physician assistant is prohibited from being supervised by any physician whose license to practice osteopathic medicine is on probation.

(4) Registration as a dispensing physician assistant shall be made on the form set forth in subsection 64B15-12.0031(4), F.A.C.

Rulemaking Authority 458.347(7), 459.005, 459.022 FS. Law Implemented 456.013, 456.0135, 456.031, 456.033, 456.0635, 459.022 FS. History--New 10-18-77, Formerly 21R-6.03, Amended 10-28-87, 4-21-88, 4-18-89, 9-26-90, 5-20-91, 10-28-91, 3-16-92, Formerly 21R-6.003, Amended 11-4-93, 3-29-94, Formerly 61F9-6.003, Amended 2-1-95, Formerly 59W-6.003, Amended 6-7-98, 3-10-02, 2-23-04, 10-30-06, 2-25-07, 5-20-09, 2-2-10, 12-6-10, 1-27-13, 2-22-15, 7-27-16, 9-26-16, 12-4-16.

64B15-6.0031 Change in Employment Status.

(1) The supervising physician of any physician assistant who is terminated from employment or otherwise ends employment as a physician assistant shall notify the Council in writing within 30 days of such occurrence.

(2) Each physician assistant shall submit changes to the Department on the form approved by the Council and Boards, and provided by the Department within 30 days of any change of employment status.

(3) Upon any change in employment status the licensed physician assistant's prescribing privileges shall immediately be stayed until such time as a new written agreement is entered into pursuant to rule 64B8-30.007 or 64B15-6.0037, F.A.C., and a new form is filed with the Department.

Rulemaking Authority 458.309, 458.347(13), 459.005, 459.022(13) FS. Law Implemented 458.347, 459.022(7)(d) FS. History--New 10-28-87, Amended 1-3-93, Formerly 21R-6.0031, 61F9-6.0031, 59W-6.0031, Amended 6-7-98, 7-13-03.

64B15-6.0035 Physician Assistant Licensure Renewal and Reactivation.

(1) A Physician Assistant must renew his licensure on a biennial basis. Upon request by the Board or Department, the licensee must submit satisfactory documentation of compliance with the requirements set forth below.

(2) Requirements for Renewal.

(a) Completion of the Physician Assistant licensure renewal application on the appropriate form provided by the Department.

(b) Completion of 100 hours of Continuing Medical Education in the previous two (2) years or documentation that the licensee is certified at the time of renewal by the National Commission on Certification of Physician Assistants. A minimum of 50 hours must be Category I Continuing Medical Education approved by the American Academy of Physician Assistants, the Accreditation Council for Continuing Medical Education, the American Medical Association, the American Osteopathic Association Council on Continuing Medical Education, or the American Academy of Family Physicians. The remaining 50 hours may be Category II Continuing Medical Education. If not NCCPA certified, the Physician Assistant must be able to produce evidence of the 100 hours of reported CME for the relevant biennium.

(c) As part of every third biennial renewal licensure period, all licensees shall complete two (2) hours of training in domestic violence which includes information on the number of patients in that professional's practice who are likely to be victims of domestic violence and the number who are likely to be perpetrators of domestic violence, screening procedures for determining whether a patient has any history of being either a victim or a perpetrator of domestic violence, and instruction on how to provide such patients with information on, or how to refer such patients to, resources in the local community, such as domestic violence centers and other advocacy groups, that provide legal aid, shelter, victim counseling, batterer counseling, or child protection services, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education. Home study courses approved by the above agencies will be acceptable.

(d) Upon a licensee's first renewal of licensure, the licensee must document the completion of one hour of Category I American Medical Association Continuing Medical Education which includes the topics of Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome; the modes of transmission, including transmission from healthcare worker to patient and patient to healthcare worker; infection control procedures, including universal precautions; epidemiology of the disease; related infections including TB; clinical management, prevention; and current Florida law on AIDS and its impact on testing, confidentiality of test results, and treatment of patients. Any hours of said CME may also be counted toward the CME license renewal requirements. In order for a course to count as meeting this requirement, licensees practicing in Florida must clearly demonstrate that the course includes Florida law in HIV/AIDS and its impact on testing, confidentiality of test results, and treatment of patients. Only Category I hours shall be accepted.

(e) Completion of two hours of continuing medical education relating to prevention of medical errors which includes a study of root cause analysis, error reduction and prevention, and patient safety, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education. One hour of a two hour course which is provided by a facility licensed pursuant to chapter 395, F.S., for its employees may be used to partially meet this requirement.

(3)(a) For purposes of this rule, risk management means the identification, investigation, analysis, and evaluation of risks and the selection of the most advantageous method of correcting, reducing or eliminating identifiable risks.

(b) Five hours of continuing medical education in the subject area of risk management or medical ethics as designated by the licensee at the time of attendance may be obtained by attending one full day or eight (8) hours, whichever is more, of disciplinary hearings at a regular meeting of the Board of Medicine or the Board of Osteopathic Medicine in compliance with the following:

1. The licensee must sign in with the Executive Director of the Board before the meeting day begins.

2. The licensee must remain in continuous attendance.

3. The licensee must sign out with the Executive Director of the Board at the end of the meeting day or at such other earlier time as affirmatively authorized by the Board. A licensee may receive CME credit in risk management for attending the disciplinary portion of a Board meeting only if he or she is attending on that date solely for that purpose; he or she may not receive such credit if appearing at the Board meeting for another purpose.

(4) Up to 5 hours, per biennium, of continuing education credit may be fulfilled by performing pro bono medical services, for an entity serving the indigent, underserved populations or in areas of critical need within the state where the licensee practices. The standard for determining indigency shall be low-income (no greater than 150% of the federal poverty level) or uninsured persons.

Credit shall be given on an hour per hour basis.

(a) The Board approves for credit under this rule, the following entities:

1. The Department of Health,
2. Community and Migrant Health Centers funded under section 330 of the United States Public Health Service Act; and,
3. Volunteer Health Care provider programs contracted to provide uncompensated care under the provisions of section 766.1115, F.S., with the Department of Health.

(b) For services provided to an entity not specified under this rule, a licensee must apply for prior approval in order to receive credit. In the application for approval, licensees shall disclose the type, nature and extent of services to be rendered, the facility where the services will be rendered, the number of patients expected to be served, and a statement indicating that the patients to be served are indigent. If the licensee intends to provide services in underserved or critical need areas, the application shall provide a brief explanation as to those facts.

(c) Unless otherwise provided through Board order, no licensee who is subject to a disciplinary action that requires additional continuing education as a penalty, shall be permitted to use pro-bono medical services as a method of meeting the additional continuing education requirements.

(5) Upon request by the Board or Department, the licensee must submit satisfactory documentation of compliance with the requirements set forth above.

(6) Renewal of Licensure as a Prescribing Physician Assistant. In addition to the requirements of subsection (2), above, a prescribing physician assistant shall complete a minimum of 10 hours of continuing education in the specialty area(s) of the supervising physician(s), during the previous 2 years. Three of the 10 hours must consist of a continuing education course on the safe and effective prescribing of controlled substance medications which is offered by a statewide professional association of physicians in this state accredited to provide educational activities for the American Medical Association Physician's Recognition Award Category 1 credit or designated by the American Academy of Physician Assistants as a Category 1 credit. These hours may be utilized to meet the general continuing education requirement.

(7) Reactivation of Inactive License. To reactivate a license that has been inactive for two (2) consecutive biennial cycles, the licensee must:

- (a) Submit to the Department the original inactive license;
- (b) Provide the Department with licensure verification from each state in which the licensee is licensed to practice as a physician assistant, or a statement that the licensee is licensed only in Florida;
- (c) Provide to the Department a statement of medical activities from the date the licensee became inactive to the present; or, if the licensee has not practiced as a physician assistant for at least 2 of the 4 years preceding application for reactivation, the licensee must:

1. Successfully complete the 16 credit hour Graduate Clerkship offered by Nova Southeastern University (Physician Assistant Department) or an equivalent program approved by the Council; and,
2. Practice under the direct supervision of a supervising physician approved by the Council for one (1) year.
3. In lieu of proof of completion of the Graduate Clerkship or the equivalent, the licensee may submit proof of recertification by NCCPA.

(d) Submit to the Department a statement of any criminal or disciplinary actions pending in any jurisdiction;

(e) Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B15-6.0035(2)(c), (d), (e) and (f), F.A.C., for each biennium in which the license was inactive;

(f) Pay the appropriate fees.

(8) The renewal and reactivation fees are found in rule 64B8-30.019 or 64B15-6.013, F.A.C.

(9) The failure of any license holder to renew the license on or before the license expires shall cause the license to become delinquent.

(a) The delinquent status licensee must apply for active or inactive license status during the licensure cycle in which the license becomes delinquent. The failure by the delinquent licensee to become active or inactive before the expiration of the licensure cycle in which the license became delinquent shall render the license null and void without further action by the Board or the Department.

(b) The delinquent status licensee who applies for active or inactive licensure shall:

1. File with the Department the completed application for either active or inactive license status,
2. Pay to the Board the applicable license renewal fee, the delinquency fee, and if applicable, the processing fee; and,

3. If active status is elected, demonstrate compliance with the continuing education requirements found in rule 64B15-6.0035, F.A.C.

(10) Licensees who are spouses of members of the Armed Forces of the United States shall be exempt from all licensure renewal provisions for any period of time which the licensee is absent from the State of Florida due to the spouse's duties with the Armed Forces. The licensee must document the absence and the spouse's military status to the Board in order to obtain the exemption. Upon the licensee's return to Florida, the licensee must inform the Department of his or her return within 30 days.

(11) Reactivation of a retired status license. To reactivate the license of a retired status licensee whose license has been on retired status for more than five (5) years or a licensee from another state who has not been in the active practice of osteopathic medicine within the past five (5) years shall be required to appear before the Council and establish the ability to practice with the care and skill sufficient to protect the health, safety, and welfare of the public. At the time of such appearance, the physician assistant must:

- (a) Surrender to the Department the original retired status license;
- (b) Provide the Department with licensure verification from each state in which the licensee is licensed to practice as a physician assistant, or a statement that the licensee is licensed only in Florida;
- (c) Provide to the Department a statement of medical activities from the date the licensee entered retired status to the present;
- (d) Provide documentation of successful completion of the 16 credit hour Graduate Clerkship offered by Nova Southeastern University (Physician Assistant Department) or an equivalent program approved by the Council;
- (e) Practice under the direct supervision of a supervising physician approved by the Council for one (1) year;
- (f) Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B15-6.0035(2)(c)-(f), F.A.C., for each biennium in which the license was inactive; and,
- (g) Pay the appropriate fees set forth in section 456.036(4)(b), F.S., and subsections 64B15-6.013(6) and (10), F.A.C.
- (h) In lieu of proof of completion of the Graduate Clerkship or the equivalent, the licensee may submit proof of recertification by NCCPA.

(12) The Department shall refuse to reactivate the license of a retired status physician assistant who is under investigation or prosecution in any jurisdiction for an action that would constitute a violation of this chapter or the professional practice acts administered by the department and the boards, until 15 days after the Department receives the final results of the investigation or prosecution.

Rulemaking Authority 456.013, 456.033(1), 459.005, 459.022 FS. Law Implemented 456.013, 456.031, 459.022(7)(b), (c) FS. History—New 10-28-87, Amended 4-21-88, 1-3-93, Formerly 21R-6.0035, Amended 11-4-93, 3-29-94, Formerly 61F9-6.0035, 59W-6.0035, Amended 6-7-98, 10-16-01, 3-10-02, 7-13-04, 7-27-04, 2-25-07, 11-11-07, 6-2-08, 11-3-09, 1-27-13, 11-13-16.

64B15-6.00365 Dispensing Drugs.

Only those physician assistants authorized by law and rule to prescribe shall be permitted to dispense sample drugs to patients. Dispensing of sample drugs to patients shall be permitted only when no charge is made to the patient or a third party for the service or the drugs and if the sample being dispensed could otherwise have been legally prescribed by the physician assistant. This rule shall not be construed to prohibit a physician assistant employed in a county health department from ordering and providing patients with prepackaged and prelabeled drugs in accordance with section 154.04(1)(c), F.S.

Rulemaking Authority 459.022 FS. Law Implemented 459.022 FS. History—New 5-12-98, Amended 3-26-06.

64B15-6.0037 Requirements and Limitations of Prescribing Privileges.

Rulemaking Authority 459.022 FS. Law Implemented 459.022 FS. History—New 2-20-94, Formerly 61F9-6.0037, Amended 2-1-95, Formerly 59W-6.0037, Amended 5-12-98, 2-23-04, Repealed 7-23-19.

64B15-6.0038 Formulary.

(1) Physician Assistants approved to prescribe medicinal drugs under the provisions of Section 458.347(4)(e) or 459.022(4)(e), F.S., are not authorized to prescribe the following medicinal drugs, in pure form or combination:

(a) Controlled substances, as defined in chapter 893, F.S. Effective January 1, 2017, Physician Assistants may prescribe controlled substances, as defined in chapter 893, F.S., with the following restrictions:

1. Physician Assistants may not prescribe psychiatric mental health controlled substances for children younger than 18 years of age.

2. Physician Assistants may only prescribe a 7-day supply of Schedule II controlled substances as listed in section 893.03, F.S.

(b) General, spinal or epidural anesthetics;

(c) Radiographic contrast materials.

(2) A supervising physician may delegate to a prescribing physician assistant only such authorized medicinal drugs as are used in the supervising physician's practice, not listed in subsection (1).

(3) Subject to the requirements of this subsection, sections 456.44, 458.347, 458.3265, 459.022 and 459.0137, F.S., and the rules enacted thereunder, drugs not appearing on this formulary may be delegated by a supervising physician to a prescribing physician assistant to prescribe.

(4) Nothing herein prohibits a supervising physician from delegating to a physician assistant the authority to order medicinal drugs for a hospitalized patient of the supervising physician, nor does anything herein prohibit a supervising physician from delegating to a physician assistant the administration of a medicinal drug under the direction and supervision of the physician.

Rulemaking Authority 458.347, 459.022(4) FS. Law Implemented 459.022(4)(e), 459.0137, 456.44 FS. History—New 3-12-94, Formerly 61F9-6.0038, Amended 11-30-94, 4-17-95, 8-27-95, 11-13-96, Formerly 59W-6.0038, Amended 5-12-98, 3-10-99, 3-9-00, 6-19-00, 11-23-00, 2-26-02, 2-23-04, 8-2-09, 10-26-16.

64B15-6.004 Requirements for Approval of Training Programs.

(1) Any Physician Assistant program wishing to be approved and recognized by the State of Florida must maintain accreditation with the Commission on Accreditation on Allied Health Education Programs or its successor, or have been accredited by the Committee on Allied Health, Education, and Accreditation. For those allopathic Physician Assistant training programs graduating Physician Assistants prior to February 1973, any graduate is deemed eligible to be licensed as a Physician Assistant in the State of Florida, provided the graduate has been recognized by the National Commission on Certification of Physician Assistants as a formally trained Physician Assistant. For those osteopathic Physician Assistant training programs graduating Physician Assistants prior to 1974, any graduate is deemed eligible to be licensed as a Physician Assistant in the State of Florida, provided the graduate has been recognized by the National Commission on Certification of Physician Assistants as a formally trained Physician Assistant.

(2) The Council shall maintain a list of all accredited programs published by the Commission on Accreditation on Allied Health Education Programs or its successor or Committee on Allied Health, Education, and Accreditation.

Rulemaking Authority 458.347, 459.022(6) FS. Law Implemented 458.347, 459.022(6) FS. History—New 10-18-77, Formerly 21R-6.04, Amended 10-28-87, 3-16-92, Formerly 21R-6.004, 61F9-6.004, Amended 2-1-95, Formerly 59W-6.004, Amended 6-7-98, 3-17-99.

64B15-6.006 Advertising.

(1) Advertising by physician assistants is permitted so long as such information is in no way false, deceptive, or misleading.

(2) Physician assistant advertisements shall disclose the name of the primary supervising physician of the physician assistant advertising his or her services.

(3) Physician assistants may not claim any type of specialty board certification.

(4) Only physician assistants certified by the National Commission on Certification of Physician Assistants (NCCPA) may claim certification and employ the abbreviation "PA-C" next to his or her name.

(5) Failure to abide by the provisions of this rule shall constitute a violation of sections 459.015(1)(d) and (pp) and 456.072(1)(cc), F.S.

Rulemaking Authority 459.022(13) FS. Law Implemented 459.015(1)(d), 459.022(7)(f) FS. History—New 4-26-04.

64B15-6.010 Physician Assistant Performance.

(1) A supervising physician shall delegate only tasks and procedures to the physician assistant which are within the supervising physician's scope of practice. The physician assistant may work in any setting that is within the scope of practice of the supervising physician's practice. The supervising physician's scope of practice shall be defined for the purpose of this section as "those tasks and procedures which the supervising physician is qualified by training or experience to perform."

(2) The decision to permit the physician assistant to perform a task or procedure under direct or indirect supervision is made by

the supervising physician based on reasonable medical judgment regarding the probability of morbidity and mortality to the patient. Furthermore, the supervising physician must be certain that the physician assistant is knowledgeable and skilled in performing the tasks and procedures assigned.

(3) All tasks and procedures performed by the physician assistant must be documented in the appropriate medical record.

(4) In a medical emergency the physician assistant will act in accordance with his or her training and knowledge to maintain life support until a licensed physician assumes responsibility for the patient.

Rulemaking Authority 459.005, 459.022(4)(a), (13) FS. Law Implemented 459.022(2), (3), (4), (13) FS. History—New 10-28-87, Amended 4-18-89, 9-26-90, Formerly 21R-6.010, 61F9-6.010, Amended 3-13-96, Formerly 59W-6.010, Amended 10-13-98, 3-17-99, 1-12-04, 2-2-10, 7-19-16.

64B15-6.0105 Notice of Noncompliance.

(1) Pursuant to section 456.073(3), F.S., the Department is authorized to provide a notice of noncompliance for an initial offense of a minor violation if the Board establishes by rule a list of minor violations. A minor violation is one which does not endanger the public health, safety, and welfare and which does not demonstrate a serious inability to practice the profession. A notice of noncompliance in lieu of other action is authorized only if the violation is not a repeat violation and only if there is only one violation. If there are multiple violations, then the Department may not issue a notice of noncompliance, but must prosecute the violations under the other provisions of section 456.073, F.S. A notice of noncompliance may be issued to a licensee for a first time violation of one or both of the violations listed in paragraph (3)(b). Failure of a licensee to take action in correcting the violation within 15 days after notice shall result in the institution of regular disciplinary proceedings.

(2) The Department shall submit to the Board a monthly report detailing the number of notices given, the number of cases completed through receipt of a notarized statement of compliance from the licensee, and the types of violations for which notices of noncompliance have been issued. Notices of noncompliance shall be considered by the probable cause panels when reviewing a licensee's subsequent violations of a same or similar offense.

(3) The following violations are those for which the board authorizes the Department to issue a notice of noncompliance:

(a) Failing to include the specific disclosure statement required by section 456.062, F.S., in any advertisement for a free, discounted fee, or reduced fee service, examination or treatment.

(b) Violating any of the following provisions of chapter 459, F.S., as prohibited by sections 459.022(7)(f) and 459.015(1)(bb), F.S.:

1. Section 459.022(1), F.S., which provides for criminal penalties for the practice as a physician assistant without an active license. A notice of noncompliance would be issued for this violation only if the subject of the investigation met the following criteria: the subject was the holder of a license to practice as a physician assistant at all time material to the matter; that license was otherwise in good standing; and that license was or will be renewed and placed in an active status within 90 days of the date it reverted to delinquent status based on failure to renew the license. If the license was in a delinquent status for more than 90 days and the individual continued to practice, then the matter would proceed under the other provisions of sections 456.073 and 456.035(1), F.S.

2. Failing to notify the Board of a change of practice location, contrary to sections 459.008(3) and 456.035(1), F.S.

3. Failure to timely notify the Department of a change of supervision (addition or deletion of a supervisor) (section 459.022(7)(d), (f), F.S.).

(c) Failure to complete the requirement for instruction on domestic violence in the appropriate biennium as required by section 456.031, F.S. A notice of noncompliance would be issued for this violation only if the licensee completed the domestic violence course, but completion of said course was not during the appropriate biennial renewal period.

Rulemaking Authority 456.073(3), 459.005, 459.022(7)(f), (12) FS. Law Implemented 456.073(3), 458.347(7)(f), (12), 459.015, 459.022(7)(f), (12) FS. History—New 3-10-02, Amended 8-2-06, 11-3-09.

64B15-6.01051 Citation Authority.

In lieu of the disciplinary procedures contained in section 456.073, F.S., the offenses enumerated in this rule may be disciplined by the issuance of a citation. The citation shall include a requirement that the licensee correct the offense, if possible, within a specified period of time, impose whatever obligations will correct the offense, and impose the prescribed penalty.

(1) Pursuant to section 456.077, F.S., the Board sets forth below those violations for which there is no substantial threat to the public health, safety, and welfare; or, if there is a substantial threat to the public health, safety, and welfare, such potential for harm

has been removed prior to the issuance of the citation. Next to each violation is the penalty to be imposed. In addition to any administrative fine imposed, the Respondent may be required by the Department to pay the costs of investigation.

(2) If the violation constituted a substantial threat to the public health, safety, and welfare, such potential for harm must have been removed prior to issuance of the citation.

(3) The following violations with accompanying penalty may be disposed of by citation with the specified penalty:

VIOLATIONS	PENALTY
(a) CME violations. (Sections 459.022(7)(b), 459.015(1)(g), (bb), 456.072(1)(e), (s), F.S.)	Within twelve months of the date the citation is issued, Respondent must submit certified documentation of completion of all CME requirements for the period for which the citation was issued; prior to renewing the license for the next biennium, Respondent must document compliance with the CME requirements for the relevant period; AND pay a \$250 fine. In addition, the Respondent will be subject to a CME audit for the next two biennial renewal periods.
1. Failure to document required HIV/AIDS CME. (Section 456.033, F.S.)	\$250 fine.
2. Failure to document required domestic violence, or end-of-life and palliative health care CME. (Section 456.031, F.S.)	\$250 fine.
3. Failure to document required prevention of medical errors CME.	\$250 fine.
4. Failure to document both the required HIV/AIDS and domestic violence, or end-of-life and palliative health care CME.	\$500 fine.
5. Failure to document required prevention of medical errors CME. (Section 456.013(7), F.S.)	\$250 fine.
6. Documentation of some, but not all, 100 hours of required CME for license renewal.	\$25 fine for each hour not documented.
(b) Obtaining license renewal by negligent misrepresentation. (Sections 459.022(7)(f) and 459.015(1)(a), F.S.)	\$2500 fine.
(c) Failure to document any of the 100 hours of required CME for license renewal. (Sections 459.022(7)(b) and 459.015(1)(bb), F.S.)	\$2500 fine.
(d) Practice on an inactive or delinquent license. (Sections 456.036(1), 459.013(1)(a), 459.022(7)(f), and 459.015(1)(bb), F.S.)	
1. For a period of up to nine months.	\$100 for each month or part thereof.
2. For a period of nine months to twelve months.	\$150 for each month or part thereof.
(e) Failure to notify Department of change of practice and/or mailing address. (Sections 456.035, 459.008(3), 459.015(1)(g), and 459.022(7)(f), F.S.)	\$125 fine.
(f) Failure of the physician assistant to clearly identify that he/she is a physician assistant. (Sections 459.022(4)(e)1., 459.022(7)(f), 459.015(1)(g), and F.S.)	\$250 fine.
(g) Second failure to report to the Department of addition/deletion/change of supervising physician(s) within 30 days after the change is made. (Sections 456.035, 459.015(1)(g), and 459.022(7)(d), (f), F.S.)	\$250 fine per supervising physician.
(h) Failure to notify the Board in writing within 30 days if an action as	\$500 fine.

defined in section 459.015(1)(b), F.S., has been taken against one's license to practice as a physician assistant in another state, territory, or country if that action was based on action taken by the Florida Board of Osteopathic Medicine. (Section 456.072(1)(w), F.S.)	
(i) First time failure to pay fine or costs imposed by Board Order within 30 days of the due date of the fine or costs. (Failure to pay more than 30 days after the due date will result in an administrative complaint.) (Section 456.072(1)(q), F.S.)	\$500 fine.
(j) Willfully failing to comply with section 627.64194 or 641.513, F.S., with such frequency as to indicate a general business practice. (Section 459.015(1)(vv), F.S.)	First-time Citation – \$250 fine. Second-time Citation – \$1,000 fine.
(k) Failure to consult the Prescription Drug Monitoring System as required by section 893.055(8), F.S. (Section 459.015(1)(g), F.S.)	First-time Citation – \$100 fine. Second-time Citation – \$150 fine. Third-time Citation – \$200 fine.

(4) Citations shall be issued to licensees by the Bureau of Investigative Services only after review by the legal staff of the Department.

(5) The Department of Health shall, at the end of each calendar quarter, submit a report to the Board of the citations issued, which report shall contain the name of the subject, the violation, fine imposed, and the number of subjects who dispute the citation and chose to follow the procedures of section 456.073, F.S.

Rulemaking Authority 456.077, 459.005, 459.022(7)(f), (12) FS. Law Implemented 456.077, 459.015, 459.022(7)(d), (f), (12) FS. History—New 3-10-02, Amended 1-12-04, 5-4-04, 12-12-05, 8-2-06, 8-18-09, 5-17-17, 11-15-18.

64B15-6.011 Disciplinary Guidelines.

(1) Purpose. Pursuant to section 456.072, F.S., the Boards provide within this rule disciplinary guidelines which shall be imposed upon physician assistant applicants or licensees whom it regulates under chapters 458 and 459, F.S. The purpose of this rule is to notify such applicants and licensees of the ranges of penalties which will routinely be imposed unless the Boards find it necessary to deviate from the guidelines for the stated reasons given within this rule. The ranges of penalties provided below are based upon a single count violation of each provision listed; for multiple counts of the violated provisions or a combination of the violations the Boards shall consider a higher penalty than that for a single, isolated violation. Each range includes the lowest and highest penalty and all penalties falling between, including continuing medical education (CME). The purposes of the imposition of discipline are to punish the applicants or licensees for violations and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants or licensees from violations.

(2) Violations and Range of Penalties. In imposing discipline upon physician assistant applicants and licensees, in proceedings pursuant to sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATIONS	RECOMMENDED PENALTIES	
	First Offense	Subsequent Offenses
(a) Attempting to obtain a license or certificate by bribery, fraud or through an error of the Department or the Board. (Section 459.015(1)(a), F.S.); (Section 456.072(1)(h), F.S.)		
1. Attempting to obtain an initial license by bribery or fraud.	1. Denial of application and a \$10,000.00 fine.	
2. Attempting to renew a license by	2. Revocation of the license and payment of	

bribery or fraud.	a \$10,000.00 fine.	
3. Obtaining or renewing a license by bribery or fraud.	3. Revocation of the license and payment of a \$10,000.00 fine.	
4. Obtaining or renewing a license through error of the Department or the Board.	4. Revocation.	
(b) Action taken against license by another jurisdiction. (Section 459.015(1)(b), F.S.); (Section 456.072(1)(f), F.S.)	(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to reprimand through suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to suspension and revocation or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
1. Action taken against license by another jurisdiction relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. Revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	
2. Action taken against license by another jurisdiction relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. From an administrative fine of \$10,000.00 and a reprimand through suspension of the license, or in the case of application for licensure, denial of licensure.	2. From an administrative fine of \$10,000.00 and suspension of the license, followed by a period of probation to revocation, or in the case of application for licensure, denial of licensure.
(c) Guilt of crime directly relating to practice or ability to practice. (Section 459.015(1)(c), F.S.); (Section 456.072(1)(c), F.S.)	(c) From reprimand to revocation or denial of license, and an administrative fine of \$1,000.00 to \$5,000.00.	(c) From probation to revocation or denial of the license, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
1. Involving a crime directly related to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. Revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	
2. Involving a crime directly related to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. From an administrative fine of \$10,000.00, and a reprimand through suspension of the license, or in case of application for licensure, denial of licensure.	2. From an administrative fine of \$10,000.00, and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.
(d) False, deceptive, or misleading advertising. (Section 459.015(1)(d), F.S.)	(d) From a letter of concern to reprimand, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(d) From a letter of concern to reprimand or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.
(e) Failure to report another licensee in violation. (Section 459.015(1)(e), F.S.); (Section 456.072(1)(i), F.S.)	(e) From a letter of concern to probation, an administrative fine ranging from \$1,000.00 to \$2,500.00, or denial of licensure.	(e) From reprimand to suspension or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.
(f) Aiding unlicensed practice. (Section 459.015(1)(f), F.S.);	(f) From reprimand to suspension, followed by probation, or denial of licensure, and an	(f) From probation to revocation or denial of licensure, and an administrative

(Section 456.072(1)(j), F.S.)	administrative fine ranging from \$1,000.00 to \$5,000.00.	fine ranging from \$2,500.00 to \$5,000.00.
(g) Failure to perform legal obligation. (Section 459.015(1)(g), F.S.); (Section 456.072(1)(k), F.S.)	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation or denial of licensure, and an administrative fine from \$1,000.00 to \$5,000.00.	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation or denial, and an administrative fine from \$2,500.00 to \$5,000.00.
1. Continuing medical education (CME) violations. (Section 456.072(1)(e), F.S.); (Section 456.072(1)(s), F.S.); (Section 456.033(9), F.S.)	1. Document compliance with the CME requirements for the relevant period; AND:	1. Document compliance with the CME requirements for the relevant period; AND:
a. Failure to document required HIV/AIDS.	a. An administrative fine ranging from \$250.00 to \$500.00.	a. An administrative fine ranging from \$500.00 to \$1,000.00.
b. Failure to document required domestic violence CME.	b. An administrative fine ranging from \$250.00 to \$500.00.	b. An administrative fine of \$500.00 to \$1,000.00.
c. Failure to document required HIV/AIDS, and failure to document domestic violence CME.	c. An administrative fine ranging from \$500.00 to \$1,000.00.	c. An administrative fine ranging from \$1,000.00 to \$2,000.00.
2. Failing to report to the Board within 30 days after the licensee has been convicted of a crime in any jurisdiction. (Section 456.072(1)(w), F.S.) Or failing to report to the Board convictions prior to the enactment of this section, in writing, on or before October 1, 1999. (Section 456.072(1)(w), F.S.)	2. From an administrative fine ranging from \$1,000.00 to \$5,000.00 and a reprimand or denial of licensure, with the ability to reapply.	2. From an administrative fine ranging from \$2,500.00 to \$5,000.00 and a reprimand or denial of licensure, without the ability to reapply.
3. Failing to disclose financial interest to patient. (Section 456.052, F.S.)	3. A refund of fees paid by or on behalf of the patient and from an administrative fine of \$1,000.00, to a reprimand, 100 hours of community service and an administrative fine of \$2,500.00.	3. A refund of fees paid by or on behalf of the patient and from a reprimand, and an administrative fine of \$2,500.00 to a reprimand, 200 hours of community service and an administrative fine of \$5,000.00.
(h) Filing a false report or failing to file a report as required. (Section 459.015(1)(i), F.S.); (Section 456.072(1)(l), F.S.)	(h) From a letter of concern to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(h) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
1. Relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. Revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	
2. Relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. An administrative fine of \$10,000.00, and a reprimand through suspension of the license, or in case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00 ranging from \$2,500 to \$5,000.00, and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.

(i) Kickbacks or split fee arrangements. (Section 459.015(1)(j), F.S.)	(i) A refund of fees paid by or on behalf of the patient from a reprimand and an administrative fine of \$1,000.00, to a reprimand and an administrative fine of \$5,000.00, or denial of licensure.	(i) A refund of fees paid by or on behalf of the patient, from suspension to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(j) Sexual Misconduct. (Section 459.015(1)(l), F.S.); (Section 456.072(1)(v), F.S.)	(j) From probation to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(j) From suspension, to be followed by a period of probation to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(k) Deceptive, untrue, or fraudulent representations in the practice of osteopathic medicine. (Section 459.015(1)(m), F.S.); (Sections 456.072(1)(a), (m), F.S.)	(k) From a letter of concern, to revocation, or denial of licensure, and an administrative fine of \$10,000.00.	(k) From probation or denial of licensure, and an administrative fine of \$10,000.00 to revocation.
1. Deceptive, untrue, or fraudulent representations in the practice of osteopathic medicine relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. From revocation with leave to reapply in three (3) years, and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	1. From permanent revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.
2. Deceptive, untrue, or fraudulent representations in the practice of osteopathic medicine relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. An administrative fine of \$10,000.00, and a reprimand through suspension of the license, or in case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00, and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.
(l) Improper solicitation of patients. (Section 459.015(1)(n), F.S.)	(l) From an administrative fine ranging from \$1,000.00 to \$5,000.00, and a reprimand to probation, or denial of licensure.	(l) From suspension, to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.
(m) Failure to keep legible written medical records. (Section 459.015(1)(o), F.S.)	(m) From letter of concern, to a reprimand, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(m) From a reprimand to suspension followed by probation, and an administrative fine ranging from \$2,500.00 to \$5,000.00, or denial of licensure.
1. Failure to keep legible written medical records relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. From revocation with leave to reapply in three (3) years, and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	1. From permanent revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.
2. Failure to keep legible written medical records relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. An administrative fine of \$10,000.00 to suspension of the license, or in case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00, and suspension of the license, followed by a period of probation, to revocation, or in case of application for licensure, denial of licensure.
(n) Exercising influence on patient for financial gain. (Section 459.015(1)(q), F.S.); (Section 456.072(1)(n), F.S.)	(n) Payment of fees paid by or on behalf of the patient and from a reprimand, to probation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	(n) Payment of fees paid by or on behalf of the patient and from probation, to suspension, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(o) Improper advertising of	(o) From a letter of concern to probation, or	(o) From a reprimand, and an

pharmacy. (Section 459.015(1)(r), F.S.)	a denial of licensure, and an administrative fine ranging from \$250.00 to \$2,500.00.	administrative fine of \$2,500.00 to probation, and an administrative fine from \$2,500.00 to \$5,000.00, or denial of licensure.
(p) Performing professional services not authorized by patient. (Section 459.015(1)(s), F.S.)	(p) From a letter of concern, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(p) From a reprimand, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(q) Inappropriate or excessive prescribing. (Section 459.015(1)(t), F.S.)	(q) From reprimand to probation, and an administrative fine ranging from \$1,000.00 to \$5,000.00, or denial of licensure.	(q) From probation, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(r) Prescribing, dispensing, administering of a scheduled drug by the physician assistant to himself or herself. (Section 459.015(1)(u), F.S.)	(r) From probation to suspension or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(r) From suspension, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(s) Use of amygdalin (laetrile). (Section 459.015(1)(v), F.S.)	(s) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(s) From suspension to be followed by a period of probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(t) Inability to practice osteopathic medicine with skill and safety. (Section 459.015(1)(w), F.S.)	(t) From reprimand to suspension, which may be stayed to allow a period of probation with supervision, and a demonstration by the licensee of the ability to practice with reasonable skill and safety, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(t) From probation to revocation, until the licensee is able to demonstrate ability to practice with reasonable skill and safety, followed by probation, or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.
(u)1. Malpractice: practicing below acceptable standard of care. (Section 459.015(1)(x), F.S.)	(u)1. From a letter of concern, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(u)1. From reprimand, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
2. Gross Malpractice	2. From a probation, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	2. From suspension followed by probation to revocation or denial, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
3. Repeated Malpractice	3. From a reprimand to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	3. From probation to revocation or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.
(v) Performing of experimental treatment without informed consent. (Section 459.015(1)(y), F.S.)	(v) From a letter of concern to suspension, to be followed by a period of probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(v) From suspension to be followed by a period of probation, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(w) Practicing beyond scope permitted. (Section 459.015(1)(z), F.S.)	(w) From a letter of concern to reprimand and probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(w) From probation to suspension or revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.

(x) Delegation of professional responsibilities to unqualified person. (Section 459.015(1)(aa), F.S.); (Section 456.072(1)(p), F.S.)	(x) From reprimand to suspension, followed by probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(x) From probation, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(y)1. Violation of law, rule, or failure to comply with subpoena. (Section 459.015(1)(bb), F.S.); (Sections 456.072(1)(b), (q), F.S.)	(y)1. For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(y)1. From probation, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
2. Violation of an order of the Board.	2. From a reprimand and suspension followed by a period of probation, and an administrative fine of \$1,000.00 to a reprimand and suspension followed by a period of probation and an administrative fine of \$5,000.00.	2. From a reprimand and suspension followed by a period of probation, and an administrative fine of \$2,500.00 to a reprimand and suspension followed by a period of probation and an administrative fine of \$5,000.00.
(z) Conspiring to restrict another from lawfully advertising services. (Section 459.015(1)(cc), F.S.)	(z) From a letter of concern to a reprimand, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(z) From a reprimand, and an administrative fine of \$2,500.00 to a reprimand and an administrative fine of \$5,000.00.
(aa) Aiding an unlawful abortion. (Section 459.015(1)(dd), F.S.)	(aa) From probation, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(aa) From suspension, to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(bb) Presigning prescription forms. (Section 459.015(1)(ee), F.S.)	(bb) From a letter of concern to a reprimand and an administrative fine of \$1,000.00 to a letter of concern and an administrative fine of \$2,500.00.	(bb) From a reprimand to probation, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(cc) Improperly interfering with an investigation or a disciplinary procedure. (Section 459.015(1)(kk), F.S.); (Section 456.072(1)(r), F.S.)	(cc) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(cc) From probation, to revocation, or denial of licensure without ability to re-apply, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(dd) Failing to report any M.D., D.O., or PA, who is in violation of law. (Section 459.015(1)(ll), F.S.); (Section 456.072(1)(i), F.S.)	(dd) From a letter of concern to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(dd) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(ee) Failure to adequately supervise assisting personnel. (Section 459.015(1)(hh), F.S.)	(ee) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(ee) From probation to suspension followed by probation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.
(ff) Improper use of substances for muscle building or enhancement of performance. (Section 459.015(1)(ii), F.S.)	(ff) From a reprimand to suspension, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(ff) From suspension to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.

<p>(gg) Misrepresenting or concealing a material fact during disciplinary or licensure procedure. (Section 459.015(1)(jj), F.S.)</p>	<p>(gg) From a reprimand to probation, and an administrative fine ranging from \$500.00 to \$2,500.00, or the denial of licensure with the ability to reapply, upon payment of a \$500.00 fine.</p>	<p>(gg) From probation, to revocation, or denial of licensure without the ability to reapply, and an administrative fine ranging from \$500.00 to \$5,000.00.</p>
<p>(hh) Providing medical opinion on claim without reasonable investigation. (Section 459.015(1)(mm), F.S.)</p>	<p>(hh) From a letter of concern to a reprimand, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.</p>	<p>(hh) From probation to revocation or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.</p>
<p>(ii) Violating chapters 459, 456, F.S., or any rules adopted pursuant thereto. (Section 459.015(1)(pp), F.S.)</p>	<p>(ii) From a reprimand, to revocation or denial and an administrative fine from \$1,000.00 to \$5,000.00.</p>	<p>(ii) From probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.</p>
<p>(jj) Theft or reproduction of an examination. (Section 456.018, F.S.)</p>	<p>(jj) Revocation or denial of licensure.</p>	
<p>(kk) Performing or attempting to perform health care services on the wrong patient, a wrong site procedure, a wrong procedure, or an unauthorized procedure or a procedure that is medically unnecessary or otherwise unrelated to the patient's diagnosis or medical condition. (Section 456.072(1)(bb), F.S.)</p>	<p>(kk) From a \$1,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, and one (1) hour lecture on wrong-site surgery in the State of Florida to a \$5,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, undergo a risk management assessment, a one (1) hour lecture on wrong-site surgery, and suspension to be followed by a term of probation.</p>	<p>(kk) From a \$7,500.00 fine, a reprimand, and probation or denial to a \$10,000.00 fine and revocation.</p>
<p>(ll) Leaving a foreign body in a patient, such as a sponge, clamp, forceps, surgical needle, or other paraphernalia commonly used in surgical, examination, or other diagnostic procedures. (Section 456.072(1)(cc), F.S.)</p>	<p>(ll) From a \$1,000.00 to a \$5,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, and a one hour lecture to the staff of a Florida licensed healthcare facility on retained foreign body objects to revocation.</p>	<p>(ll) From a \$7,500.00 fine, a reprimand and probation, or denial to revocation.</p>
<p>(mm) Engaging in a pattern of practice when prescribing medicinal drugs or controlled substances which demonstrates a lack of reasonable skill or safety to patients. (Section 456.072(1)(gg), F.S.)</p>	<p>(mm) From one year probation to revocation, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or denial of licensure.</p>	<p>(mm) From suspension to be followed by probation to revocation, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or denial of licensure.</p>
<p>(nn) Being terminated from a treatment program for impaired practitioners, for failure to comply with the terms of the monitoring or treatment contract or for not successfully completing any drug-treatment or alcohol-treatment program. (Section 456.072(1)(hh) , F.S.)</p>	<p>(nn) From suspension until licensee demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety to be followed by a term of probation; and a fine of \$1,000.00 to \$2,500.00, to revocation.</p>	<p>(nn) From suspension until licensee demonstrates compliance with all terms of the monitoring or treatment contract and is able to demonstrate to the Board the ability to practice with reasonable skill and safety to be followed by a term of probation; and a fine of \$2,500.00 to \$5,000.00, to revocation.</p>

(oo) Being convicted of, or entering a plea of guilty or nolo contendere to any misdemeanor or felony, regardless of adjudication, under 18 USC s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 USC ss. 1320a-7b, relating to the Medicaid program. (Section 456.072(1)(ii), F.S.)	(oo) Revocation and a fine of \$10,000.00, or in the case of application for licensure, denial of license.	
(pp) Failing to remit the sum owed to the state for overpayment from the Medicaid program pursuant to a final order, judgment, or settlement. (Section 456.072(1)(jj), F.S.)	(pp) From a letter of concern to probation, and a fine of \$500.00 to \$5,000.00.	(pp) From a reprimand to revocation, and a fine of \$2,500.00 to \$5,000.00.
(qq) Being terminated from the state Medicaid program, or any other state Medicaid program, or the federal Medicare program. (Section 456.072(1)(kk), F.S.)	(qq) From a letter of concern to suspension, and a fine of \$1,000.00 to \$5,000.00.	(qq) From a reprimand to revocation, and a fine of \$5,000.00 to \$10,000.00.
(rr) Being convicted of, or entering into a plea of guilty or nolo contendere to any misdemeanor or felony, regardless of adjudication, which relates to health care fraud. (Section 456.072(1)(ll), F.S.)	(rr) Revocation and a fine of \$10,000.00, or in the case of application for licensure, denial of license.	
(ss) Willfully failing to comply with Section 627.64194 or 641.513, F.S., with such frequency as to indicate a general business practice. (Section 459.015(1)(vv), F.S.)	(ss) From a letter of concern to a reprimand and an administrative fine in the amount of \$1,000.00 to \$5,000.00.	(ss) From a reprimand to revocation and an administrative fine in the amount of \$5,000.00 to \$10,000.00.
(tt) Failure to consult the prescription drug monitoring system, as required by section 893.055(8), F.S. (Section 459.015(1)(g), F.S.)	(tt) From a letter of concern to a reprimand and an administrative fine of \$1,000.00 to \$2,500.00.	(tt) From a reprimand to revocation and an administrative fine of \$2,500.00 to \$10,000.00

(3) Aggravating and Mitigating Circumstances. Based upon consideration of aggravating and mitigating factors present in an individual case, the Board may deviate from the penalties recommended above. The Board shall consider as aggravating or mitigating factors the following.

- (a) Exposure of patients or public to injury or potential injury, physical or otherwise; none, slight, severe, or death;
- (b) Legal status at the time of the offense; no restraints, or legal constraints;
- (c) The number of counts or separate offenses established;
- (d) The number of times the same offense or offenses have previously been committed by the licensee or applicant;
- (e) The disciplinary history of the applicant or licensee in any jurisdiction and the length of practice;
- (f) Pecuniary benefit or self-gain inuring to the applicant or licensee;
- (g) Any other relevant mitigating factors.

(4) The certification of a Physician Assistant shall be disciplined by the Board when, after due notice and a hearing in accordance with the provisions of this rule, it shall find: that the Physician Assistant has held himself out or permitted another to represent him as a licensed physician. If any person addresses the Physician Assistant in a medical setting as "Doctor," the Physician

Assistant must immediately inform that person that the Physician Assistant is not a doctor. Upon a finding by the Board of failure to immediately inform the person, the following penalty shall be imposed: a letter of concern, a reprimand, a 60-day suspension and/or a fine up to \$2,500.00; and for any subsequent offense, a fine up to \$5,000.00 and/or revocation of the certificate.

Rulemaking Authority 456.079, 459.015(5) FS. Law Implemented 456.072, 456.079, 459.015(5), 459.022(4)(e)1., (7)(f) FS. History—New 4-18-89, Formerly 21R-6.011, Amended 11-4-93, Formerly 61F9-6.011, 59W-6.011, Amended 6-7-98, 4-9-01, 7-13-03, 5-16-10, 3-26-12, 5-17-17, 11-15-18.

64B15-6.0112 Standard Terms Applicable to Orders.

Unless otherwise approved by the Board or its designee, or addressed by the Final Order, the following are the terms applicable to all Final Orders rendered by the Board in disciplinary proceedings.

(1) Payment of Fines and Costs. All fines and costs shall be paid by check or money order made payable to the Board and sent to DOH/Client Services, P.O. Box 6320, Tallahassee, Florida 32314-6320, within 30 days of the filing of the Order.

(2) Addresses. Respondent must keep current residence and practice addresses on file with the Board. Respondent shall notify the Compliance Office, in writing, within 10 days of any changes of those addresses. Furthermore, if the Respondent's license is on probation, the Respondent shall notify the Compliance Office within 10 days in the event that Respondent leaves the active practice of medicine in Florida.

(3) Compliance Address. All reports, correspondence and inquiries shall be sent to: DOH, Client Services Unit, 4052 Bald Cypress Way, Bin #C01, Tallahassee, Florida 32399-3251, Attn: Medical Compliance Officer.

(4) Continuity of Practice.

(a) Tolling Provisions. In the event the Respondent leaves the State of Florida for a period of 30 days or more or otherwise does not or may not engage in the active practice of medicine in the State of Florida, then certain provisions of the requirements in the Board's Order shall be tolled and shall remain in a tolled status until Respondent returns to the active practice of medicine in the State of Florida. Respondent shall notify the Compliance Officer 10 days prior to his/her return to practice in the State of Florida. The following requirements shall be tolled until the Respondent returns to active practice:

1. The time period of probation shall be tolled.
2. The provisions regarding direct supervision and required reports from the supervisor shall be tolled.
3. The requirement for quality assurance review of Respondent's practice shall be tolled.
4. Any provisions regarding community service shall be tolled.
5. Any requirements regarding lectures shall be tolled.

(b) Active Practice. In the event that Respondent leaves the active practice of medicine for a period of one year or more, the Respondent may be required to appear before the Board and demonstrate the ability to practice medicine with reasonable skill and safety to patients prior to resuming the practice of medicine in the State of Florida.

(5) Community Service and Continuing Education Units. All community service requirements, continuing education units/courses must be completed, and documentation of such completion submitted to DOH/Client Services, at the address set forth in subsection (3), above.

(a) Definition of Community Service. "Community service" shall be defined as the delivery of volunteer services to an entity which is exempt from federal taxation under 26 U.S.C. s. 501(c)(3), without fee or cost to the patient or the entity, for the good of the people of the State of Florida. Community service shall be performed outside the physician assistant's regular practice setting. Community service plans must be pre-approved by the Board.

(b) Continuing Education. Continuing education imposed by Board Order shall be in addition to those hours required for biennial renewal of licensure. Said continuing education courses must be pre-approved by the Board and shall consist of a formal live lecture format.

(6) Probation Terms. If probation was imposed by Board Order, the following provisions are applicable:

(a) Definitions: Direct Supervision – is supervision by a supervising physician (supervisor), as set forth in the Order. Direct supervision requires that the supervisor and Respondent work on the same premises. The supervisor shall be board-certified in the Respondent's specialty area.

(b) Required Supervision:

1. If the terms of the Order direct supervision of the licensee's practice (supervision), the Respondent shall not practice medicine without an approved supervisor, as specified by the Final Order.

2. The supervisor must be licensed under chapter 459, F.S., in good standing, in active status, without restriction or limitation on his/her license, must be qualified by training and experience, and must not have any conflicts of interest that would prohibit him or her from impartially performing his or her duties as a monitor. Specific grounds for rejecting a proposed supervisor by the Board or its designee shall include but are not limited to the following:

a. The proposed supervisor has previously been subject to disciplinary action against his/her medical license in this or any other jurisdiction,

b. The proposed supervisor is currently under investigation, or is the subject of a pending disciplinary action,

c. The proposed supervisor is not actively engaged in the same or similar specialty area,

d. The proposed supervisor is not practicing on the same premises as the Respondent,

e. The proposed supervisor is a relative or employee of the Respondent.

(c) Temporary Approval. The Board confers authority on the Chair of the Board to temporarily approve Respondent's supervisor. To obtain this temporary approval, Respondent shall submit to the Compliance Officer the name and curriculum vitae of the proposed supervisor. This information shall be furnished to the Chair of the Board by way of the Compliance Officer. This information may be faxed to the Compliance Officer at (850)414-0864, or may be sent by overnight mail to the Compliance address as set forth in subsection (3), above. Should Respondent's supervising physician be temporarily approved, said approval shall only remain in effect until the next meeting of the Board. Absent said approval, Respondent shall not practice medicine until a supervising physician is approved. Temporary approval shall only remain in effect until the next meeting of the Board.

(d) Formal Approval. If Respondent is placed under the direct supervision of a physician, Respondent shall have the supervisor with him/her at the first probation appearance before the Board. Prior to consideration of the monitor/supervisor by the Board, the Respondent shall provide the supervisor a copy of the Administrative Complaint and the Board's Order in this case. Respondent shall submit a current curriculum vitae, a description of current practice, and a letter agreeing to serve from the proposed supervisor to the Compliance Officer no later than 21 days before the Respondent's first scheduled probation appearance. Respondent's supervisor shall also appear before the Board at such times as directed by the Board. It shall be the Respondent's responsibility to ensure the appearance of his/her supervisor as directed. Failure of the supervisor to appear as directed shall constitute a violation of the terms of the Board's Order and shall render the Respondent subject to additional disciplinary action.

(e) Change in Supervisor. In the event that Respondent's supervisor is unable or unwilling to fulfill his/her responsibilities as a supervisor as described above, the Respondent shall advise the Compliance Office of this fact within 24 hours of becoming aware of the situation. Respondent shall submit to the Compliance Office the name of a temporary supervisor for consideration. Respondent shall not practice pending approval of this temporary supervisor by the Chair of the Board. Furthermore, Respondent shall make arrangements with his/her temporary supervisor to appear before the Board at its next regularly scheduled meeting for consideration of the supervisor by the Board. Respondent shall only practice under the supervision of the temporary supervisor (approved by the Chair) until the next regularly scheduled meeting of the Board whereat the issue of the Board Chair's approval of the Respondent's new supervisor shall be addressed.

(f) Reports. If directed by Board Order, probation reports, in affidavit form, shall be submitted by the Respondent and shall contain the following:

1. Brief statement of why physician assistant is on probation.

2. Practice location.

3. Describe current practice (type and composition).

4. Brief statement of compliance with probationary terms.

5. Describe relationship with supervising physician.

6. Advise Compliance Officer of any problems including office incident reports filed; loss or restriction of hospital staff privileges; or any Medicare/Medicaid program exclusions, restrictions or limitations.

(g) Supervisor Reports. If directed by Board Order, supervisor reports, in affidavit form shall include the following:

1. Brief statement of why physician assistant is on probation.

2. Description of probationer's practice.

3. Brief statement of probationer's compliance with terms of probation.

4. Brief description of probationer's relationship with supervising physician.

5. Detail any problems which may have arisen with probationer.

(h) Investigative Reports. Respondent understands that during the period of probation, at a minimum, semi-annual investigative

reports will be compiled with the Department of Health concerning compliance with the terms and conditions of probation and the rules and statutes regulating the practice of medicine.

(7) Costs of Compliance. Respondent shall pay all costs necessary to comply with the terms of the Board's Order. Such costs include, but are not limited to, the costs of preparation of the investigative reports detailing compliance with the terms of the Order, the cost of analysis of any blood or urine specimens submitted pursuant to the Order, and administrative costs directly associated with Respondent's probation. See section 459.015(2), F.S.

(8) Suspension. In the event that a Respondent's license expires during the period that the license is suspended, this action shall not relieve the Respondent of the responsibility to renew the license at the end of each licensure period. If the Respondent fails to renew the license at the end of any licensure period, all normal conditions and consequences imposed by statute or rule of the Board for failure to timely and properly renew a license shall apply. Renewal of a suspended license during the period of suspension shall not affect the suspension of the license and the suspension shall continue until all requirements for reinstatement have been met.

(9) Return of License. Any Order which suspends a license, revokes a license, or accepts a Respondent's offer to voluntarily relinquish his/her license shall require the Respondent to return the license to the Department within 30 days from the date the Final Order is filed. This shall not apply to instances where the Board or a court has granted the Respondent a stay of the suspension.

Rulemaking Authority 459.005(1), 459.015(5) FS. Law Implemented 456.072(2), 459.015(5) FS. History—New 11-11-07.

64B15-6.0113 Probation Variables.

In instances where a Respondent is placed on probation by the Board, the Board shall determine the terms and conditions of Respondent's probation. The following terms of probation are utilized by the Board to ensure that Respondents are safely practicing medicine. Possible terms of probation and restrictions on practice include, but are not limited to:

(1) Appearances Required. Respondent shall appear before the Board at the first meeting after said probation commences, at the last meeting of the Board preceding termination of probation and either quarterly, semiannually, or annually as set forth in the final order. Respondent shall be noticed by Board staff of the date, time and place of the Board meeting whereat Respondent's appearance is required. Failure of the Respondent to appear as requested or directed shall be considered a violation of the terms of probation, and shall subject the Respondent to disciplinary action.

(2) Direct Supervision Required. If direct supervision is required by the Board, Respondent shall not practice except under the direct supervision of a board-certified physician fully licensed under chapter 459, F.S., who has been approved by the Board.

(a) The supervising physician shall work on the same premises as the Respondent.

(b) Absent provision for and compliance with the terms regarding temporary approval of a supervising physician set forth in paragraph 64B15-6.0112(6)(c), F.A.C., Respondent shall cease practice and not practice until the Board approves a supervising physician.

(c) Respondent shall have the supervising physician appear at the first probation appearance before the Board.

1. Prior to approval of the supervising physician by the Board, the Respondent shall provide to the supervising physician a copy of the Administrative Complaint and the Board's Order filed in the case.

2. A failure of the Respondent or the supervising physician to appear at the scheduled meeting shall constitute a violation of the Board's Order.

3. Prior to the approval of the supervising physician by the Board, Respondent shall submit to the Board a current curriculum vitae and description of the current practice of the proposed supervising physician. Said materials shall be received in the Board office no later than 21 days before the Respondent's first scheduled probation appearance.

(d) The responsibilities of a supervising physician shall include:

1. Submit quarterly reports, in affidavit form, which shall include:

a. Brief statement of why physician assistant is on probation.

b. Description of probationer's practice.

c. Brief statement of probationer's compliance with terms of probation.

d. Brief description of probationer's relationship with supervising physician.

e. Detail any problems which may have arisen with probationer.

2. Should the Board determine that Respondent's medical records need to be reviewed, the Board shall set forth the percentage of the records and type of records to be reviewed by the supervising physician. The patient records shall be selected by the supervising physician on a random basis at least once every month.

3. Report to the Board any violation by the probationer of chapters 456 and 459, F.S., and the rules promulgated pursuant thereto.

(3) Alternate Supervisor. In view of the need for ongoing and continuous supervision, Respondent shall also be required to submit the curriculum vitae and name of an alternate supervising board-certified osteopathic physician who shall be approved by Board. Such physician shall be licensed pursuant to chapter 459, F.S., and shall have the same duties and responsibilities as specified for Respondent's supervising physician during those periods of time which Respondent's supervising physician is temporarily unable to provide supervision. Prior to practicing under the direct supervision of the alternate supervising physician, Respondent shall so advise the Board in writing. Respondent shall further advise the Board in writing of the period of time during which Respondent shall practice under the supervision of the alternate supervising physician. Respondent shall not practice unless Respondent is under the supervision of either the approved supervising physician or the approved alternate.

(4) Continuing Medical Education. Should the Board determine that continuing medical education (CME) is appropriate during the probationary period, the Board shall determine the number of hours and subject area of the required CME. The CME shall be Category I Continuing Medical Education. Respondent shall submit a written plan to the Chairperson of the Board for approval prior to the completion of said courses. The Board confers authority on the Chairperson of the Board to approve or disapprove said continuing education courses. In addition, Respondent shall submit documentation of completion of these continuing medical education courses in each report. These hours shall be in addition to those hours required for biennial renewal of licensure. Said continuing education courses shall consist of a formal live lecture format.

(5) PRN Required. Should the Board determine that a contract by the Professionals Resource Network (PRN) is appropriate, Respondent shall participate and comply with the PRN contract.

(a) Respondent shall enter into an after care contract with PRN, shall comply with all its terms, and shall be responsible for assuring that the medical director of PRN send the Board a copy of said contract.

(b) Respondent shall execute a release that authorizes PRN to release information and medical records (including psychiatric records and records relating to treatment for drug dependence and alcoholism) to the Board of Osteopathic Medicine as needed to monitor the progress of Respondent in the PRN program.

(c) Respondent shall authorize the director of PRN to report to the Board of Medicine any problems that may occur with Respondent and any violations of chapter 456 or 459, F.S. Such a report shall be made within 30 days of the occurrence of any problems, or violations of chapter 456 or 459, F.S.

(6) Prescribing Prohibition or Restriction. If Respondent is licensed as a prescribing physician assistant and should the Board determine that it is appropriate to require a restriction of Respondent's prescribing privileges, the Board shall set forth the length of said restriction and determine which substances shall be affected.

(7) Restriction on Treating Patients of the Opposite Gender. Should the Board determine there should be a restriction on treating patients of the opposite gender, Respondent shall not examine or treat any patients of the opposite gender without an employee who is of the same patient gender and who is a health care practitioner licensed by the Department of Health present in the room.

Rulemaking Authority 456.025(10), 456.072(2), 459.005(1), 459.015(5) FS. Law Implemented 456.025(10), 456.036(4), 456.072(2) FS. History—New 11-11-07.

64B15-6.013 Physician Assistant Fees.

The following fees are prescribed by the Council and adopted by the Boards:

(1) The application fee for a person applying to be certified as a physician assistant shall be \$100.

(2) The initial certification fee for any person who is issued a physician assistant certificate as provided in section 458.347 or 459.022, F.S., shall be \$200.00.

(3) All persons obtaining certification or re-certification as a physician assistant shall pay an unlicensed activity fee of \$5.00 in addition to the fee in rule 64B15-6.013, F.A.C.

(4) The biennial renewal fee for an active or inactive physician assistant certified pursuant to section 458.347 or 459.022(7), F.S., shall be \$275.00. Licenses not renewed at the end of a biennial period shall automatically become delinquent.

(5) Physician assistants with prescribing authority shall pay an additional biennial renewal fee of \$150.

(6) The reactivation fee for an inactive or retired status physician assistant license shall be \$100. Reactivation shall require payment of all the applicable renewal fees and the reactivation fee.

(7) The duplicate license fee shall be \$25.00.

(8) Any certified physician assistant who fails to renew his/her certification by the end of the biennium shall pay a delinquent fee of \$100.00 upon application for either active or inactive status.

(9) The fee for processing any changes in the certification status at any time other than the biennial renewal period shall be \$100.00.

(10) The fee for a retired status license shall be \$50.00 for a physician assistant.

Rulemaking Authority 456.025(10), 456.036(3), (4), (5), (7), 459.005, 459.009, 459.022(7) FS. Law Implemented 456.025(10), 456.036(3), (4), (5), (7), 456.065(3), 459.009, 459.022(7) FS. History—New 11-4-93, Amended 2-20-94, Formerly 61F9-6.013, 59W-6.013, Amended 8-11-98, 2-23-04, 7-27-04, 12-6-04, 11-11-07, 8-25-10, 1-27-13.

64B15-6.014 Mediation.

(1) For purposes of section 456.078, F.S., the Board designates as being appropriate for mediation, violations of the following provisions:

(a) Failing to comply with the requirements of sections 381.026 and 381.0261, F.S., to provide patients with information about their patient rights and how to file a patient complaint;

(b) Negligently failing to file a report or record required by state or federal law;

(c) Failing to comply with the requirements for profiling and credentialing.

(2) The above-outlined provisions shall qualify for mediation only when the violation can be remedied by the licensee, there is no allegation of intentional misconduct, no patient injury, and allegations do not involve any “adverse incidents” as defined by section 456.078(2), F.S.

Rulemaking Authority 456.078 FS. Law Implemented 456.078 FS. History—New 11-30-05.

64B15-6.015 Disclosure of Licensure Status.

All persons licensed pursuant to section 459.022, F.S., and not exempt pursuant to section 456.072(1)(t), F.S., shall identify the license under which he or she practices in one of the following manners:

(1) The wearing of a name tag which identifies the licensee as a physician assistant (P.A.);

(2) The wearing of an article of clothing on the upper body which identifies the licensee as a physician assistant (P.A.);

(3) By orally disclosing to the patient, upon the licensee’s initial in-person contact with the patient, that the licensee is a physician assistant;

(4) By providing, upon the licensee’s initial in-person contact with the patient, a business card or similar document which identifies the licensee as a physician assistant (P.A.);

(5) By placing notification in the lobby or waiting area of the location where the licensee practices, which contains a photo of the licensee and which identifies the licensee as a physician assistant (P.A.).

Rulemaking Authority 459.022, 456.072(1)(t) FS. Law Implemented 456.072(1)(t) FS. History—New 7-11-07.

MEETING MINUTES
COUNCIL ON PHYSICIAN ASSISTANTS TELECONFERENCE
FLORIDA BOARD OF MEDICINE
June 4, 2020

Teleconference Call In Number

Toll Free: 1-888-585-9008

Conference Room Number:

432 162 565 #

To accommodate individuals required to appear before the Council, the Chair may adjust the sequence of the agenda items. The minutes reflect the actual sequence of events rather than the original agenda order.

Ms. Alonso called the meeting to order at 2:02 p.m. Those present included the following:

Members Present:

Dayne Alonso, PA-C – Chair
David Diamond, MD – Vice-Chair
Joel Rose, DO
Luz Pages, MD
Jorge Lopez, MD

Staff Present:

Claudia Kemp, Executive Director
Wendy Alls, Program Operations Administrator

Court Reporter:

Lindsey Sampson, Court Reporter
kay@tallahasseecourtreporting.com
1500 Mahan Drive, Suite 140
Tallahassee, FL 32308
Phone: (850) 222-5491

Board Counsel:

Donna McNulty, Esquire
Nancy Murphy, Certified Paralegal

PERSONAL APPEARANCES

Tab 1 – Katie Riegle, PA-C

Issue(s):

Alabama Medical Board Action
Health History

The applicant was present. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Council voted to approve the application for licensure.

Tab 2 – Dominic Salvatore Ascioti, PA-C

Issue(s):

- New York Medical Board Action
- Health History
- Criminal History
- Pending Malpractice Case

The applicant was present. After discussion, a motion was made to table the application for up to six (6) months pending the evaluation and recommendation from PRN and require the applicant to reappear before the Council on Physician Assistants. The motion was seconded, which carried 5/0. The applicant waived the 90-day requirement.

Action Taken: The Council voted to table the application for up to six (6) months pending the evaluation and recommendation from PRN and require the applicant to reappear before the Council on Physician Assistants.

Tab 3 – Jennifer Lynn DeFilippo, PA-C

Issue(s):

- New York Medical Board Action
- Health History
- Criminal History

The applicant was present. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 4/1.

Action Taken: The Council voted to approve the application for licensure.

INDIVIDUAL CONSIDERATIONS

Tab 4 – Michelle Vorce Laguens, PA-C

Issue(s): Request to lift condition of direct supervision for six (6) months

The applicant was present. The Council made a motion to deny the request to lift the condition of direct supervision for six (6) months. The motion was seconded, which carried, 5/0.

Action Taken: The Council voted to deny the request to lift the condition of direct supervision for six (6) months.

Tab 5 - Approval of April 2, 2020 Meeting Minutes

The Council recommended approval of the minutes for the meeting held on April 2, 2020. The motion was seconded and carried unanimously.

Action Taken: The Council voted to approve the minutes for the meeting held on April 2, 2020.

Tab 6 - List of Full and Temporary Physician Assistants Licenses issued March 5, 2020 – May 13, 2020

A motion was made to ratify the licensure list from the agenda. The motion was seconded and carried unanimously.

Action Taken: The Council voted to ratify the list of licensees.

Tab 7 – Rules Discussion

Rule 64B8-30.005, F.A.C. – Physician Assistant Licensure Renewal and Reactivation – Board of Medicine
Rule 64B15-6.0035, F.A.C. – Physician Assistant Licensure Renewal and Reactivation – Board of Osteopathic Medicine

After discussion, a motion was made, seconded, and carried unanimously to approve the modifications to the rules, 64B8-30.005 and 64B15-6.0035, F.A.C. A motion was made and seconded that the proposed rules will not have an adverse impact on small business and will not likely to directly or indirectly increase regulatory costs to any entity in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule. The Council also voted “no” to minor violation and “no” to adding a sunset provision to this rule. The motion carried 5/0.

Tab 8 – Rules Discussion

Rule 64B8-30.003, F.A.C. – Physician Assistant Licensure- Board of Medicine
Rule 64B15-6.003, F.A.C. – Physician Assistant Licensure – Board of Osteopathic Medicine

After the discussion, a motion was made, seconded, and carried unanimously to open for rule development, 64B8-30.003 and 64B15-6.003, F.A.C. provided that HB 115 is signed into law. A motion was made and seconded that the proposed rules will not have an adverse impact on small business and will not likely to directly or indirectly increase regulatory costs to any entity in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule. The Council also voted “no” to minor violation and “no” to adding a sunset provision to this rule. The motion carried 5/0.

FYI - The Council briefly discussed HB 115 and HB 713 and the legislative summary.

COUNCIL BUSINESS

There was no council business for discussion.

NEW BUSINESS

There was no new business for discussion.

The meeting adjourned at 3:26 p.m.

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 1 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113231	05/14/2020	Edmiston	Michael			03/23/1966	Emory University		Adventhealth 601 Rollins Ave	Orlando, FL 32803
PA	9113232	05/14/2020	Richmond	Danielle			03/30/1989	Daeman College		450 Ne 5Th St Apt. 338	Fort Lauderdale, FL 33301
PAT	9113233	05/14/2020	Singleton	Robert	Drew		01/30/1992	Nova Southeastern University, Ft. Lauderdale		275 Kipling Ct	Heathrow, FL 32746
PA	9113234	05/15/2020	Partin	Anna			03/21/1993	South University		5290 Big Island Drive Unit 3312	Jacksonville, FL 32246
PA	9113235	05/15/2020	Gross	Jillian	Marie		04/07/1991	Duquesne University		1325 Deerfield Drive	Monroeville, PA 15146
PA	9113236	05/19/2020	Yang	Bao			05/02/1982	Wake Forest University		129 N 2Nd Ave	Wausau, WI 54401
PA	9113237	05/19/2020	Baker	Lauren			11/08/1990	Barry University		520 Fiedler St Ne	Palm Bay, FL 32907
PA	9113238	05/19/2020	Adusei	Ama			08/11/1990	Miami-Dade College		4825 Bryn Athyn Court	Charlotte, NC 28269
PA	9113239	05/19/2020	Hazzard	Sean			08/05/1984	Wagner College		300 Palm Beach Lakes Blvd	West Palm Beach, FL 33401
PA	9113240	05/19/2020	Cameron	Charle			07/02/1977	East Carolina University		10252 Waterside Oaks Dr	Tampa, FL 33647
PA	9113241	05/19/2020	Leon	Steven	Daniel		08/05/1974		Western University Of Health Sciences	6501 Truxton Ave	Bakersfield, CA 93309
PA	9113242	05/20/2020	Delgado-Lopez	Jonathan	Jose-Luis		01/14/1994			714 North Avalon Blvd	Wilmington, CA 90744
PA	9113243	05/26/2020	Mclaughlin	Matthew			07/24/1993	Nova Southeastern University, Southwest Florida		2700 Wayne Memorial Drive	Goldsboro, NC 27534
PA	9113244	05/26/2020	Yakubov	Isaak			07/15/1991	Long Island University		337 Peninsula Blvd.	Cedarhurst, NY 11516
PA	9113245	05/26/2020	Ali Mohammed	Suhad	Saleh		01/02/1996	University Of Florida		18111 Palm Beach Dr	Tampa, FL 33647
PA	9113246	05/27/2020	Pardo	Jessie			08/07/1987	Other	Nova Southeastern University	13492 Columbine Ave	Wellington, FL 33414
PA	9113247	05/28/2020	Walton	Taylor			03/29/1992	Midwestern University		7401 S. Main Street	Houston, TX 77030
PA	9113248	05/29/2020	Martinez	Trenise	Robinson		08/27/1984	Salus University;Other	University Of Richmond	400 Labarre Rd Ochsner Health System	New Orleans, LA 70121
PA	9113249	05/29/2020	Sundloff	Catherine	Alexandra		09/20/1991	South University		50 E. Middlefield Rd Apt 17	Mountain View, CA 94043

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 2 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113250	06/01/2020	Eickelman	Kelsey			10/27/1992	Other		12901 Bruce B. Downs Blvd Mdc	Tampa, FL 33612
PA	9113251	06/02/2020	Gutierrez	Ana			09/24/1978	Other	University Of South Florida	517 Rivera Street Metrolina Infectious Disease	Venice, FL 34285
PA	9113252	06/02/2020	Kurian	Anita	Elizabeth		05/19/1993	Philadelphia College Of Osteopathic Medicine		102 Union St.	Emerson, NJ 07630
PA	9113253	06/02/2020	Svedin	Sarah			05/11/1989	Nova Southeastern University, Jacksonville		207 13Th St. Ne Apt. 1806	Atlanta, GA 30309
PA	9113254	06/02/2020	Chriss	Graham	Pearson		03/21/1995	South University, Tampa		501 Fern Cliff Ave	Tampa, FL 33617
PA	9113255	06/03/2020	Billman	Tyann	Renee		02/16/1975	Western Michigan University		605 W Chicago St, Ste 2	Coldwater, MI 49036
PA	9113256	06/04/2020	Jones	Melanie	Denise		08/01/1986	Massachusetts College Of Pharmacy		250 N State Hwy 360 #1103	Mansfield, TX 76063
PA	9113257	06/04/2020	Mccarthy	Amanda	Rose		03/01/1994	University Of Florida		6912 N Willow Ave	Tampa, FL 33604
PA	9113258	06/04/2020	Hafner	Christopher	John		01/03/1984	University Of New England		Maine Medical Partners 22 Bramhall St.	Portland, ME 04102
PA	9113259	06/04/2020	Falkowski	Melissa	Erin		03/02/1987	Lock Haven University		2955 Brownwood Blvd	The Villages, FL 32163
PA	9113260	06/05/2020	Tuck	Jeffrey	Allen		09/19/1963	Other		1718 Reynold Street Southern Correctional Medicine	Waycross, GA 31501
PA	9113261	06/07/2020	Mason	Joseph	R		08/05/1966	D'Youville College		601 E Rollins Street	Orlando, FL 32803
PA	9113262	06/08/2020	Philius	Majerry	Marie Ellowing		10/28/1989	Florida International University		7400 North Augusta Drive Hialeah Fl	Hialeah, FL 33015
PA	9113263	06/08/2020	Miccoli	Joseph	Thomas		10/16/1967	St. Johns University		1 Mt Sinai Snch 1 Healthy Was	Oceanside, NY 11572
PA	9113264	06/08/2020	Wade	Michelle	Pinto		08/17/1979	Duquesne University		240 New York Drive Suite 4	Fort Washington, PA 19034
PA	9113265	06/09/2020	Ibanez	Natalia			03/29/1988	Touro College-Manhattan		2950 Cleveland Clinic Blvd	Weston, FL 33331
PA	9113266	06/09/2020	Wells	Elijah	Gordon		12/22/1977	University Of South Alabama		60 Memorial Medical Parkway Suite 2801	Palm Coast, FL 32164

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 3 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113267	06/09/2020	Riegle	Katie			09/18/1985	University Of Alabama At Birmingham		701 Tartan Way	Enterprise, AL 36330
PA	9113268	06/09/2020	Moreda	Jacqueline			04/11/1994	Other		4803 North Fremont Avenue	Tampa, FL 33603
PA	9113269	06/09/2020	Sayegh	Bianca	Jadotte		12/08/1990	Yale University School Of Medicine		9580 Weathervane Manor	Plantation, FL 33324
PA	9113270	06/09/2020	Defilippo	Jennifer	Lynn		03/31/1967	Albany Medical College		7100 W. Camino Real Ste 207	Boca Raton, FL 33433
PA	9113271	06/09/2020	Gomes	Aliena	Evelin		01/12/1993	Other	Gardner-Webb University	8260 Gladiolus Dr	Fort Myers, FL 33908
PA	9113272	06/09/2020	Perlberg	Melody			04/20/1985	Hofstra University		115 Broadway Room 1300	New York City, NY 10006
PA	9113273	06/10/2020	Mcpartland	Victoria	Anne		09/12/1988	Missouri State University		887 Yorktowne Dr	Rockledge, FL 32955
PA	9113274	06/11/2020	Aponte-Torres	Beatriz			02/17/1994	Other		17 Marshland Pointe	Pooler, GA 31322
PA	9113275	06/11/2020	Joseph	Joyiena	Rose		10/06/1993	Other		103 1530 Celebration Blvd Ste 103	Celebration, FL 34747
PA	9113276	06/11/2020	Auth	Ashleigh			06/28/1986	Anne Arundel Community College		8725 N Wickham Rd Ste 302	Melbourne, FL 32940
PA	9113277	06/11/2020	Gauger	Katelyn	Gisele		12/08/1993	Other		901 45Th St	West Palm Beach, FL 33407
PA	9113278	06/11/2020	Festa	John	Philip		05/15/1961	Other		53 Sleepy Hollow Road	Andoverbyram Twp, NJ 07821
PA	9113279	06/11/2020	Salinas	Brittany	Noelle		12/22/1986	University Of North Texas Hs Center Ft. Worth		22382 Shadowy Spruce Dr	Chugiak, AK 99567
PA	9113280	06/11/2020	Miller	Zemelia			01/23/1990	Other	University Of South Florida	12901 Bruce B. Downs Blvd Mdc	Univ Of So Florida, FL 33620
PA	9113281	06/11/2020	Damico	Michael			05/12/1985	South University		18 Jessica Ln	Ringgold, GA 30736
PA	9113282	06/16/2020	Mohiuddin	Affan	Mohammed		09/15/1991	University Of Bridgeport		1580 Santa Barbara Blvd	The Villages, FL 32159
PA	9113283	06/16/2020	Tansey	Sean			09/05/1983	University Of Florida		27540 Breakers Drive	Wesley Chapel, FL 33544
PA	9113284	06/16/2020	Feld	Tara	Ariel		01/16/1991	Hofstra University		550 First Ave	New York, NY 10016
PA	9113285	06/16/2020	Hunt	Kayleigh	Elise		07/21/1993	Other		27 Se 24Th Avenue Unit B	Cape Coral, FL 33990

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 4 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113286	06/16/2020	Lhommedieu	Nicole	Elizabeth		12/18/1995	Other	Slippery Rock University	3850 Marnie Pl	Jacksonville, FL 32223
PA	9113287	06/16/2020	Hook	Kathryn			07/28/1993	South College		6309 Kincaid 6309 Kincaid Rd	Cincinnati, OH 45213
PA	9113288	06/16/2020	Major	Katherine			06/27/1987	Arcadia University		604 Mission St Suite 800	San Francisco, CA 94105
PA	9113289	06/16/2020	Mecka	David	Michael		07/31/1992	Eastern Virginia Medical School		1300 Damyien Arch	Chesapeake, VA 23320
PA	9113290	06/17/2020	Dediego	Veronica	Adriana		10/27/1996	Wake Forest University		915 West Monroe Street Suite 300	Jacksonville, FL 32204
PA	9113291	06/17/2020	Oconnor	Jordan	Nicole		05/18/1993	Barry University		2565 9Th Ave N	Saint Petersburg, FL 33713
PA	9113292	06/18/2020	Keeler	Eric	Austen		04/10/1993	Other	University Of South Florida	2207 Eagle Bluff Drive	Valrico, FL 33596
PA	9113293	06/19/2020	Quneibi	Sarah	Samir		09/12/1995	University Of Florida		4725 Serena Dr.	Tampa, FL 33617
PA	9113294	06/22/2020	Guerrero De Poll	Zulay			09/28/1988	Other	The City University Of New York	235 E 95Th Apt 28C	New York City, NY 10128
PA	9113295	06/22/2020	Nesbit	Taylor			10/01/1993	South University		3350 W Hillsborough Ave Apt 625	Tampa, FL 33614
PA	9113296	06/22/2020	Kilpela	Bonnie	Lou		12/28/1968	Western Michigan University		2340 Se 2 St	Pompano Beach, FL 33062
PA	9113297	06/22/2020	Berger	Marisa	Ehrlich		08/14/1990	Bethel University		311 W Idlewild Ave	Tampa, FL 33604
PA	9113298	06/22/2020	Mcquade	Victoria			08/03/1995	Florida International University		7550 Shadow Glen Ln	Sarasota, FL 34241
PA	9113299	06/22/2020	Allen	Tami	Lynn		03/30/1993	Other	University Of South Florida	9000 93Rd St N	Largo, FL 33777
PA	9113300	06/23/2020	Albashir	Noor			11/16/1995		University Of South Florida	10359 Cross Creek Blvd., Suite Cd Night Owl Pediatrics Urgent Care	Tampa, FL 33647
PA	9113301	06/23/2020	Ramadan-Nasar	Samah	Nayif		12/06/1981	Other	Towson/Ccbc Essez	112A Argus Ln	Mooresville, NC 28117
PA	9113302	06/23/2020	Caudill	Dustin	Scott		05/15/1974			4610 Miralo Dr	El Dorado Hills, CA 95762
PA	9113303	06/23/2020	Rawlins	Victoria	Morgan		06/01/1994	Other	University Of The Cumberland	5127 Griffith Mill Road	Holt, FL 32564
PA	9113304	06/24/2020	Pruitt	Regina	Dawn		12/20/1974	University Of Alabama At Birmingham		3425 Colomade Parkway	Birmingham, AL 35243

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 5 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113305	06/24/2020	Day	Timothy	Z		06/12/1972	Drexel University		915 Main St Apt 602	Hartford, CT 06103
PA	9113306	06/24/2020	Henderson	Michael	John		05/26/1972	Western University Of Health Sciences		4303 Borden Drive	Arlington, TX 76017
PA	9113307	06/24/2020	Wong	Alexander			06/02/1989	Other	Rugters	8625 Collier Boulevard	Naples, FL 34114
PA	9113308	06/24/2020	Bielinski	John		Jr	12/13/1968	King College		7571 Ny-54	Bath, NY 14810
PA	9113309	06/24/2020	Spangler	Justin	Peter		08/10/1983	Touro University- Las Vegas		2114 Rhonda Terrace	Henderson, NV 89074
PA	9113310	06/24/2020	Bray	Jeffrey	Keith		11/06/1961	Wake Forest University		5021 Martin Farm Rd	Raleigh, NC 27613
PA	9113311	06/24/2020	Cole	Janet			02/13/1979	Stony Brook University		14749 2Nd Ave Cir Ne	Bradenton, FL 34212
PA	9113312	06/25/2020	Lyman	Sandra	Christine-Bozik		04/23/1983	Yale University School Of Medicine		1349 Cambridge Drive	Venice, FL 34293
PA	9113313	06/25/2020	Clayton	Alexandra	Christina		02/11/1995	University Of Florida		4925 Lake Gatlin Woods Ct	Orlando, FL 32806
PA	9113314	06/25/2020	Garmon	Erin			05/30/1990	Wake Forest University		2888 Mahan Oaks Dr, Ste 6	Tallahassee, FL 32308
PA	9113315	06/25/2020	Delage	Patrick	Lee		03/04/1986	University Of Florida		2115 Ne 12Th Ave	Gainesville, FL 32641
PA	9113316	06/25/2020	Pinheiro	Renee	Morales		02/14/1986	Other		12901 Bruce B. Downs Blvd Mdc 5	Tampa, FL 33612
PA	9113317	06/29/2020	Ahmed	Naghma			03/04/1994	University Of Florida		3227 Nw 105Th Ave	Sunrise, FL 33351
PA	9113318	06/29/2020	Smith	Elizabeth	Chandler		03/25/1994	University Of Florida		1600 Sw Archer Road	Gainesville, FL 32610
PA	9113319	06/29/2020	Win	Brian			10/18/1994	University Of Florida		1426 Long St	Lakeland, FL 33801
PA	9113320	06/29/2020	Taylor	Ashley			10/12/1987	University Of South Dakota		Sanford Acute Care 4405 E 26Th St.	Sioux Falls, SD 57103
PA	9113321	06/29/2020	Rousseau	Kelly			10/01/1980	Quinnipiac University		6101 Pine Ridge Rd	Naples, FL 34110
PA	9113322	06/30/2020	Vu	Tung	Thanh		12/21/1993	University Of Bridgeport		24 Mountain Lane	Egg Harbor Township, NJ 08234
PA	9113323	06/30/2020	Lake	Celeste	Breanne		11/06/1993	Mercer University		11945 Hudson Ridge Drive Apartment 202	Port Richey, FL 34668
PA	9113324	07/01/2020	Dono	Christoph er	J		01/17/1991	Eastern Virginia Medical School		3378 Mariner Blvd	Spring Hill, FL 34609

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 6 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113325	07/01/2020	Gonzales	Dayhanna			12/15/1981	University Of Florida		Mdc 5 12901 Bruce B. Downs Blvd	Tampa, FL 33612
PA	9113326	07/01/2020	Hodulik	Alexander	W		10/02/1994	Drexel University		17226 Ashcomb Way	Estero, FL 33928
PA	9113327	07/01/2020	Sangiovanni	Julia			09/07/1994	Other		4003 S Westshore Blvd Apt. 4604	Tampa, FL 33611
PA	9113328	07/01/2020	Diehl	Nathan	Jerold		11/06/1991	University Of Florida		3035 Pine St 3035 Pine Street	Gainesville, FL 33763
PA	9113329	07/01/2020	Shamsi	Saman			09/05/1993	Massachusetts College Of Pharmacy		1250 S Harbor City Blvd Melbourne Vascular & Endovascular Ctr	Melbourne, FL 32901
PA	9113330	07/01/2020	Moon	Summer	Marie		06/01/1996	University Of Florida		1600 Sw Archer Road	Gainesville, FL 32603
PA	9113331	07/01/2020	Kearney	Jarrod	Daniel		07/09/1986	University Of Iowa		580 N Wickham Rd Suite C	Melbourne, FL 32935
PA	9113332	07/01/2020	Taylor	Alexandra			03/06/1994		South University	311 W Hanlon St.	Tampa, FL 33604
PA	9113333	07/01/2020	Martin	Samantha	Leigh		02/04/1994	University Of Florida		Lakeland Regional Health 1324 Lakeland Hills Blvd	Lakeland, FL 33805
PA	9113334	07/01/2020	Stokes	Mia	Marie		08/17/1992	University Of Florida		1343 Banbridge Dr.	Kissimmee, FL 34758
PA	9113335	07/01/2020	Lydon	Kelsea	Rose		04/02/1991	University Of Florida		7575 Dr. Phillips Blvd #10	Orlando, FL 32819
PA	9113336	07/01/2020	Brown	Hannah	Marjory Ponek		07/14/1991	Harding University		43 Cassine Way Suite #102	Santa Rosa Beach, FL 32459
PA	9113337	07/01/2020	Allen	Shannon	Michaela		10/05/1994	University Of Florida		2930 Sw 23Rd Terrace Apt 801	Gainesville, FL 32608
PA	9113338	07/01/2020	O'Neill	Erin			05/05/1971	University Of Florida		217 Hillcrest Street	Orlando, FL 32801
PA	9113339	07/01/2020	Ordway	Nathan			03/27/1995	University Of Florida		1505 Sw Archer Rd	Gainesville, FL 32608
PA	9113340	07/01/2020	Rackleff	Colette	Renee		03/18/1995	University Of Florida		4240 Nw 129Th Street	Gainesville, FL 32606
PA	9113341	07/01/2020	Schramm	Jessica			05/25/1985	University Of Florida		1149 Newell Dr	Gainesville, FL 32611
PA	9113342	07/01/2020	Piotrowski	Diana			10/02/1994	University Of Florida		500 Knight'S Run Ave #905	Tampa, FL 33602
PA	9113343	07/01/2020	Owens	Jeffrey			11/06/1986	Other		8014 Conroy Windermere Rd	Orlando, FL 32819

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 7 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113344	07/02/2020	Camerino	Margie	Gabriel		07/20/1981	University Of Southern California		5717 Pacific Center Blvd Ste 200	San Diego, CA 92121
PA	9113345	07/02/2020	Youngberg	Kate			05/31/1989	Emory University		6119 Timberknoll Dr	Macungie, PA 18062
PA	9113346	07/02/2020	Perez	Yilian			08/23/1994	Cornell University Medical College		835 W 69Th Pl	Hialeah, FL 33014
PA	9113347	07/02/2020	Thompson	Erin	Lyn		05/18/1985	Other		11000 University Pkwy,	Pensacola, FL 32514
PA	9113348	07/02/2020	Webber	Andrea	K		10/26/1992	Other		8119 Sw State Rd 200	Ocala, FL 34481
PA	9113349	07/02/2020	Belsky	Ariana			06/11/1991	Indiana State University		9951 Sw 195 Street	Cutler Bay, FL 33157
PA	9113350	07/02/2020	Cahoon	Logan	Ashley		04/20/1993	Bethel University		2325 Honeybrook Creek Drive	Melbourne, FL 32935
PA	9113351	07/02/2020	Black	Chelsea	Gebbs		04/26/1993	Other	University Of South Florida	2064 Bella Breeze Ct	Navarre, FL 32566
PA	9113352	07/02/2020	Chemmanoor	Ann	Elizabeth		07/24/1976	Other	Mercy College Graduate Program	1050 Caribbean Way Rm. 137	Miami, FL 33132
PAT	9113353	07/06/2020	Scott	Dana	Julianne		01/25/1994	University Of Florida		9826 18Th Dr. Nw	Bradenton, FL 34209
PA	9113354	07/06/2020	Walker	Matthew			08/07/1990	University Of Florida		1404 Pelican Bay Trail	Winter Park, FL 32792
PA	9113355	07/06/2020	Ngo	Kathy			06/14/1995	Other	Univeristy Of South Florida	4581 35Th Avenue North	Saint Petersburg, FL 33713
PA	9113356	07/06/2020	Chu	Stephanie	Melissa		05/13/1994	Other	Univeristy Of South Florida	3190 N McMullen Booth Suite 202	Clearwater, FL 33761
PA	9113357	07/06/2020	Williams	Kathleen	Ann		09/30/1993	University Of Florida		2155 W Mustang Blvd Nature Coast Ortho. & Sports Med. Clinic	Beverly Hills, FL 34465
PA	9113358	07/06/2020	Melvin	David	Edward		07/27/1967	University Of Florida		1431 Sw 1St Ave	Ocala, FL 34471
PA	9113359	07/06/2020	Stewart	Rebecca	Briley		12/28/1990	Bethel University		2147 Wilma Rudolph Blvd	Clarksville, TN 37040
PA	9113360	07/07/2020	Toppins	Justin			09/25/1981	South College		1041 Gannet Road	Hendersonville, TN 37075
PA	9113361	07/07/2020	Patel	Avani			04/20/1991	Other	Southern California	1230 Sw 11Th Ave Apt C 102	Gainesville, FL 32601

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Page 8 of 19

Processed: 9/16/2020 10:48:12PM

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113362	07/07/2020	Giese	Megan	Ann		01/12/1995	Other	University Of South Florida	16506 Pointe Village Drive Suite 107	Lutz, FL 33558
PA	9113363	07/07/2020	Jonuzaj	Elton			11/02/1994	Other		10475 Centurion Pkwy N Ste 220	Jax, FL 32256
PA	9113364	07/07/2020	Kissoon	Shyla	Imani		08/02/1996	King College		4830 Nw 7Th Street	Plantation, FL 33317
PA	9113365	07/07/2020	Treasure	Victoria	Christene		03/02/1993	Mercer University		20192 Lagente Circle	Venice, FL 34293
PA	9113366	07/07/2020	Ortiz	Danny		Pa-C	04/14/1975	Other		131 South Pebble Beach Blvd	Sun City Center, FL 33573
PA	9113367	07/08/2020	Augustin	Laurent	Robert		01/02/1991	Florida International University		4020 24 Street Apt 3	San Francisco, CA 94114
PA	9113368	07/08/2020	Niklaus	Samantha	Marie		04/28/1993	Other	University Of Pa	430 Fairmont Dr	Wexford, PA 15090
PA	9113369	07/08/2020	Felix	Matthew	Daniel		10/16/1969	University Of St. Francis, Fort Wayne		970 W El Camino Real	Sunnyvale, CA 94087
PA	9113370	07/08/2020	Huang	Susan			11/04/1993	University Of Florida		1515 Sw Archer Rd	Gainesville, FL 32608
PA	9113371	07/08/2020	Letizia	Laurie	Dianne		04/20/1988	Mercer University		1800 Howell Mill Road Suite 600	Atlanta, GA 30318
PA	9113372	07/08/2020	Bonenfant	Brian			05/28/1967	Northeastern University		12 Boylston Street	Taunton, MA 02780
PA	9113373	07/09/2020	Harty	Nicole	Gina		01/21/1990	Other	Mercy College In Bronx Ny	Cepero Pediatrics 3488 Depew Ave	Port Charlotte, FL 33952
PA	9113374	07/09/2020	Carlsson	Michi	Cristina		06/28/1990	Florida International University		260 Cranwood Dr	Key Biscayne, FL 33149
PA	9113375	07/09/2020	Gandhi	Almira	Jayne		06/16/1991	Mississippi College		701 Grove Road	Greenville, SC 29605
PA	9113376	07/10/2020	Sardelli	James	C.		09/28/1980	Touro College- Bay Shore		535 S. Wellwood Avenue	Lindenhurst, NY 11757
PA	9113377	07/10/2020	Gonzalez	Anelle	Sofia		09/29/1994	University Of Florida		1505 Sw Archer Rd	Gainesville, FL 32608
PA	9113378	07/10/2020	Grchan	Michael	Angelus		03/12/1992	Other		951 Riviere Rd.	Palm Harbor, FL 34683
PA	9113379	07/11/2020	Jean	Williamson			04/16/1993	Other		7408 Hunters 7408 Hunters Greene Circle	Lakeland, FL 33810
PA	9113380	07/13/2020	Wood	Michael	Dale		10/03/1986	University Of Florida		2721 Del Prado Blvd. S	Cape Coral, FL 33904

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 9 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113381	07/13/2020	Armstrong	Logan			08/04/1991	University Of Florida		1234 Se Magnolia Ext Unit 1	Ocala, FL 34471
PAT	9113382	07/13/2020	Aysheh	Bassam	Ghassan		03/26/1991	University Of Florida		10350 Rosemount Drive	Tampa, FL 33624
PA	9113383	07/13/2020	Luo	Tian			02/09/1994			5401 Mahogany Ridge Dr	Naples, FL 34119
PA	9113384	07/13/2020	Morgan	Joseph	Michael		06/06/1991	Other		1846 Paradise Moorings Blvd	Middleburg, FL 32068
PA	9113385	07/13/2020	Ruane	Mikayla	Alexis		10/13/1995	Other		386 N. Glenwood Ave	Orlando, FL 32803
PA	9113386	07/13/2020	Hector	Erin			05/23/1994	University Of Florida		410 South Armenia Ave. Unit 916	Tampa, FL 33609
PA	9113387	07/14/2020	Le	Minh-Tam	Thi		10/20/1989	Wake Forest University		54 Woodlawn Drive	Palm Coast, FL 32164
PA	9113388	07/14/2020	Wilkins	Julianne	Grace		03/02/1993	Other		1110 Nikki View Drive	Brandon, FL 33511
PA	9113389	07/14/2020	Moyer	Ashley			07/26/1993	Duquesne University		12894 Kelsey Island Dr	Jacksonville, FL 32224
PA	9113390	07/14/2020	Patel	Niraj	Baldev		10/11/1991	Other		1110 Nikki View Dr	Brandon, FL 33511
PA	9113391	07/14/2020	Runde	Rosalyn	Marie		03/23/1996	University Of Wisconsin-Madison		1010 Sw 2Nd Ave. Apt 1510	Miami, FL 33130
PAT	9113392	07/14/2020	Crosby	Nicolette			01/26/1994	University Of Florida		303 S Bungalow Park Ave Unit B	Tampa, FL 33609
PA	9113393	07/14/2020	Ramos	Stephanie			11/02/1989	Other		10521 Sw 93 Terr	Miami, FL 33176
PA	9113394	07/15/2020	Salo	Congwei	Li		08/04/1990	Other		5717 Pacific Center B;Vd Ste 200	San Diego, CA 92121
PA	9113395	07/15/2020	Hart	Bailey	Christine		07/05/1995	Other		3450 Hull Road	Gainesville, FL 32607
PA	9113396	07/15/2020	Augustine	Julie	Anne		02/01/1982	Wake Forest University		718 S Green Street	Winston Salem, NC 27101
PA	9113397	07/15/2020	Ellison	Clayton			10/06/1969	Albany Medical College		320 Luzerne St	Mount Ida, AR 71957
PA	9113398	07/15/2020	Sclafani	Ashley	Nicole		07/02/1993		Rutgers University	3078 Matilda Street	Miami, FL 33133
PA	9113399	07/16/2020	Prentice	Kenan			05/21/1991	Other	University Of Tennessee Hsc	1717 N E Street Ste 534	Pensacola, FL 32501
PA	9113400	07/17/2020	Lalime	Christine			08/25/1991	University Of Florida		1349 Sw 151 Ave	Sunrise, FL 33326
PA	9113401	07/17/2020	Carter	Grady	Gerald		04/20/1981	George Washington University		4211 Pearl Street	Jacksonville, FL 32206

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 10 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113402	07/20/2020	Perez	Melissa	Andrea		03/10/1991	Other	Marist College	Suite 203 330 Billingsley Rd	Charlotte, NC 28211
PA	9113403	07/20/2020	Bevis	Adam			04/08/1973		University Of South Alabama	5551 Hwy 98W	Santa Rosa Beach, FL 32459
PA	9113404	07/21/2020	Joseph	Christy			12/25/1983	Touro College- Bay Shore		370 Summit Ave	Hackensack, NJ 07601
PA	9113405	07/22/2020	Mock	Valerie	Nicole		07/08/1984	Duke University		2306 Elevate Cir	Cary, NC 27513
PA	9113406	07/22/2020	Sabogal	Diana	Sofia		03/05/1985	Other	University Of South Florida	555 Ne 34Th Street Apt 1201	Miami, FL 33137
PA	9113407	07/22/2020	Navarre	Ryan	D'Armond		10/29/1992	University Of Florida		6213 100 Magnolia St	Jacksonville, FL 32204
PA	9113408	07/22/2020	Lueders	Shelby	Lyn		11/20/1989	University Of Iowa		1226 Windsor Dr	Clinton, IA 52732
PA	9113409	07/22/2020	Kelly	Devin	Walter		04/11/1994	University Of Florida		4472 Sunnycrest Dr.	Jacksonville, FL 32257
PA	9113410	07/23/2020	Grebe	Morgan			09/14/1990	University Of Texas-Medical Branch At Galveston		16310 Willowpark Dr	Tomball, TX 77377
PA	9113411	07/23/2020	Porubcan	Lindsey			09/18/1982	Albany Medical College		398 Varella Ave	Saint Augustine, FL 32084
PA	9113412	07/23/2020	Bhogaita	Priya			09/25/1995	University Of Florida		6701 Yellowstone Lane	Parkand, FL 33067
PA	9113413	07/23/2020	Herrera Alzate	German	Santiago		05/08/1992	Other	Usf Morsani Com	Fcc Coleman 846 Ne 54Th Terrace, Wildwood	Wildwood, FL 34785
PA	9113414	07/24/2020	Phillips	Ean			09/09/1992	University Of Florida		6213 100 Magnolia St	Jacksonville, FL 32204
PA	9113415	07/24/2020	Lucas	Caleb			07/13/1989	Mountain State University		804 Gordon Dr	Charleston, WV 25303
PA	9113416	07/24/2020	Chen	Leon	Jin		05/19/1992	University Of Florida		4747 Sw 183Rd Ave	Miramar, FL 33029
PA	9113417	07/24/2020	Thoroyan	Valerie	Jean		01/26/1995	New York Institute Of Technology		3400 Codfish Ct	Spring Hill, FL 34609
PA	9113418	07/27/2020	Smith	Maris	Ann		05/18/1986	Other;Other;Other	Virginia Commonwealth University;University Of Maryland Eastern Shore;University Of South Florida	200 Medical Park Blvd	Petersburg, VA 23805

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Page 11 of 19

Processed: 9/16/2020 10:48:12PM

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113419	07/27/2020	Adamczyk	Anna	Karina		12/28/1977	Wayne State University		1381 Essex Dr	Rochester Hills, MI 48307
PA	9113420	07/27/2020	Thomas	Christina			06/25/1995	University Of Florida		4649 Aylesford Drive	Palm Harbor, FL 34685
PA	9113421	07/28/2020	Kwaczala	Christopher			05/27/1982	D'Youville College		2950 Elmwood Ave	Buffalo, NY 14217
PA	9113422	07/28/2020	Ellis	Lisa			10/28/1958	Suny Downstate Medical Center		155 E92Nd Street Apt A	New York City, NY 10128
PA	9113423	07/28/2020	Pilz	Dana			04/03/1982	Merietta College		5783 Wooster Pike Rd	Medina, OH 44256
PA	9113424	07/28/2020	Rincon	Melanie	A		04/21/1986	Hofstra University		360 3Rd Street Suite 425	San Francisco, CA 94107
PA	9113425	07/29/2020	Randolph-Moss	Leslie			05/09/1965	Other	Nebraska Medical Center	2480 Llewellyn Ave Suite 5800	Ft Meade, MD 20755
PA	9113426	07/29/2020	Blanco	Alexis	Julia		04/27/1995	Massachusetts College Of Pharmacy		13317 Majestic Way	Cooper City, FL 33330
PA	9113427	07/29/2020	Lovallo	Sean	J		09/16/1982	Drexel University		5824 Widewaters Parkway	East Syracuse, NY 13057
PA	9113428	07/29/2020	Gruner	Simone			06/10/1988	Touro College- Bay Shore		5246 Sw 8Th Street Suite 204B	Coral Gables, FL 33134
PA	9113429	07/30/2020	Zopf	Clinton	Thomas		04/14/1976	University Of Florida		Apt E40 4229 Nw 43Rd St	Gainesville, FL 32606
PA	9113430	07/30/2020	Hedges	Jeffrey	Todd		09/18/1985	Campbell University		1200 North Elm Street	Greensboro, NC 27404
PA	9113431	07/30/2020	Yeh	Anderson			01/15/1992	University Of Florida		357 357 Castlewood Lane	Rockledge, FL 32955
PA	9113432	07/30/2020	Graves	Kensley	Harmon Mckercher		05/02/1981	University Of Florida		1600 Sw Archer Road Uf Health Shands	Gainesville, FL 32610
PA	9113433	07/30/2020	Baumgartner	Brittany			07/20/1995	Lincoln Memorial		Treasure Coast Urgent Care 1050 Se Monterey Rd Ste 101	Stuart, FL 34994
PA	9113434	07/31/2020	Scanlan	Annaelle			01/19/1994	Other		5153 Roma Street	Ave Maria, FL 34142
PA	9113435	08/03/2020	Porter	Melissa	Hope		06/15/1969	University Of Alabama At Birmingham		181 Water Oaks Lane	Thomasville, GA 31757
PA	9113436	08/03/2020	Swanson	Jake	Cameron		08/10/1977	Stanford University		5717 Pacific Center Blvd Ste 200	San Diego, CA 92121

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Page 12 of 19

Processed: 9/16/2020 10:48:12PM

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113437	08/04/2020	Shannahan	Kate	M		04/08/1988	University Of Florida		4551 Nw 1St Avenue	Gainesville, FL 32607
PA	9113438	08/04/2020	Behrens	Eric	Eugene		08/25/1966	St. Johns University		1056 Fifth Ave	New York, NY 10028
PA	9113439	08/04/2020	Mayle	Ryan	Wayne		03/14/1987	Desales University		5001 Sunrise Drive	Ashville, NY 14710
PA	9113440	08/04/2020	Jett	Jay	Robert		11/30/1990	University Of Florida		25807 Nw 122Nd Ave	High Springs, FL 32643
PA	9113441	08/04/2020	Thomsen	Michelle	Nancy		05/30/1984	Stony Brook University		19608 Whispering Fern Place	Lutz, FL 33558
PA	9113442	08/04/2020	Evan	Jeremiah	M		05/30/1989	Red Rocks Community College		975 Baptist Way	Homestead, FL 33033
PA	9113443	08/05/2020	Duffy	Elizabeth	M		01/15/1986	Le Moyne College		309 Splendor Cir	Murrells Inlet, SC 29576
PA	9113444	08/07/2020	Bishop	Laura	Rachel		12/17/1983	Medical College Of Georgia		10475 Centurion Parkway North	Jacksonville, FL 32256
PA	9113445	08/07/2020	Finsness	Elizabeth	Helen		08/26/1994	University Of Kentucky		4450 Palm Beach Point Blvd	Wellington, FL 33414
PA	9113446	08/07/2020	Wharton	Mckenzie	Jean		08/07/1992		St.George University	1601 Washington Ave Unit 112	Miami Beach, FL 33139
PA	9113447	08/07/2020	Bozarth	Michelle	Kathleen		06/21/1982	Eastern Virginia Medical School		6109 Church Side Drive	Lithia, FL 33547
PA	9113448	08/07/2020	Arango Rojas	Maria	Alejandra		07/08/1993	Other		1421 Malabar Rd. Ne Ste 200	Palm Bay, FL 32907
PA	9113449	08/10/2020	Tsirlin	Sergey			05/14/1972	Touro College-Manhattan		26 Dockside Lane	Staten Island, NY 10308
PA	9113450	08/10/2020	Daniels	Rhonda	Charlene		09/26/1971	Touro College- Bay Shore		F101 2100 Benjamin Franklin Drive	Sarasota, FL 34236
PA	9113451	08/11/2020	Ashley	Robin			06/29/1968		Alderson Broaddus College	15 Greenfield Ct	New Milford, CT 06776
PA	9113452	08/11/2020	Gannutz	Sean			09/01/1965	Missouri State University		1375 E Dunkirk St	Springfield, MO 65804
PA	9113453	08/11/2020	Akers	Jeremy			11/29/1978	George Washington University		1921 Wescott Dr	Raleigh, NC 27614
PA	9113454	08/11/2020	Hickman	Joshua	Robert		05/18/1991	University Of Nebraska Medical Center		304 Pebble Creek Lane	Enterprise, AL 36330
PA	9113455	08/12/2020	Nicolau Raducu	Stephanie			11/29/1994	Rochester Institute Of Technology		300 White Spruce Blvd Suite 200	Rochester, NY 14623
PA	9113456	08/13/2020	Moeller	Kristen	N		12/14/1993	Other		6119 D And J Dr	Tampa, FL 33625

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Page 13 of 19

Processed: 9/16/2020 10:48:12PM

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113457	08/13/2020	Fritz	Adam	Joseph		05/20/1976	Interservice;Interservice;Other	University Of Nebraksa	47 Hillsboro Dr	Orchard Park, NY 14127
PA	9113458	08/14/2020	Tran	Thanh	Dac		08/30/1975	University Of South Dakota		6110 S Minnesota Ave	Sioux Falls, SD 57108
PA	9113459	08/14/2020	Spearman	Leah	Michelle		04/28/1994	University Of South Alabama		5845 Winter Garden Vineland Road	Windermere, FL 34786
PA	9113460	08/14/2020	Caro	Odalys	Marie		06/23/1993	New York Institute Of Technology		6500 6500 20Th St N	Saint Petersburg, FL 33702
PA	9113461	08/14/2020	Ciciarelli	Alicia	Marie		09/10/1993	University Of New England		64 Tufts Road	New Gloucester, ME 04260
PA	9113462	08/18/2020	Battistoni	Jared			12/09/1985	Gannon University		7028 Witmer Road	N Tonawanda, NY 14120
PA	9113463	08/18/2020	Featherstone	Mary	Emily Mae		11/19/1991	Harding University		93 Dune Lakes Circle Unit F107	Santa Rosa Beach, FL 32459
PA	9113464	08/19/2020	Smith	Karin	Lynn		04/03/1962	Hahnemann University		57 Beechwood Lane	South Windsor, CT 06074
PA	9113465	08/19/2020	Adams	Nicole	Elizabeth		07/12/1985	Pace University		500 Seventh Ave South	Saint Petersburg, FL 33701
PA	9113466	08/19/2020	Scherer	Katherine	Marie		09/29/1992	South University, Tampa		5610 Samter Court	Tampa, FL 33611
PA	9113467	08/19/2020	Ewing	Regina	Annette		07/07/1968	South University		300 Jubilee Drive	Peabody, MA 01960
PA	9113468	08/19/2020	Minor	Jessica			08/08/1990	Other	University Of Sciences Philadelphia	1275 York Ave	New York, NY 10065
PA	9113469	08/20/2020	Bouchard	Lindsay			04/14/1991	University Of Florida		6012 Sw 75Th 6012 Sw 75Th Terrace Apt 308	Gainesville, FL 32608
PA	9113470	08/20/2020	Edwards	Amy	Leigh		01/28/1993	Barry University		845 20Th Ave N	Saint Petersburg, FL 33704
PA	9113471	08/20/2020	Edds	Farah			03/11/1990	Other	Northern Arizona University	1058 Ledgestone Dr.	Wadsworth, OH 44281
PA	9113472	08/20/2020	Sperduto	Kellie			11/27/1994	University Of Florida		7111 9Th Ave Dr. Nw	Bradenton, FL 34209
PA	9113473	08/21/2020	Jacob	Christina			12/03/1992	Barry University		269 Van Gogh 269 Van Gogh Cir	Brandon, FL 33511
PA	9113474	08/21/2020	Shetka	Andrew			07/24/1986	Barry University		4820 Marblehead Dr	Austin, TX 78727

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 14 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113475	08/21/2020	Al-Rashid	Noor	Fayez		08/17/1981	Other		Mayo Clinic 4500 San Pablo Rd S	Jacksonville, FL 32224
PA	9113476	08/24/2020	Semelsberger	Kaitlyn	Marie		10/25/1995	Other		9803 Creekfront Road Apt 102	Jacksonville, FL 32256
PA	9113477	08/24/2020	Granvall	Brian	Edward		09/09/1970	University Of Washington-Seattle		8201 W. Broward Blvd	Plantation, FL 33324
PA	9113478	08/25/2020	Nguyen	Catherine			02/26/1990	Massachusetts College Of Pharmacy		7405 Bergenline Ave.	North Bergen, NJ 07047
PA	9113479	08/25/2020	Aronov	Ekaterina			10/05/1983	Touro College- Bay Shore		2626 E. 22Nd St	Brooklyn, NY 11235
PA	9113480	08/25/2020	Pettit	Jerome	Lyle		03/07/1969	Kettering College Medical Arts		105 E. Dakin Ave	Kissimmee, FL 34741
PA	9113481	08/25/2020	Herrington	Andrew	James		11/14/1991	University Of Florida		2510 Ne 9Th Street, Apt 501	Gainesville, FL 32609
PA	9113482	08/25/2020	Feil	Thomas	Norman		10/11/1967	King College		3079 Glendon Rd	Bethlehem, PA 18017
PA	9113483	08/25/2020	Varela	Xavier	Fernando		07/04/1988	Miami-Dade College		2063 Element Way	Chula Vista, CA 91915
PA	9113484	08/26/2020	Rice	Danielle	Elizabeth		04/28/1988	D'Youville College		92 Castlewood Drive	Cheektowaga, NY 14227
PA	9113485	08/26/2020	Guha	Showrab			03/12/1989	Other		10843 Royal 10843 Royal Palm Blvd	Coral Springs, FL 33065
PA	9113486	08/31/2020	Machia	Selena			10/18/1977	Massachusetts College Of Pharmacy		4211 W Boy Scout Blvd, Ste 400	Tampa, FL 33607
PA	9113487	08/31/2020	Ryall	Alyson			07/30/1990	The University Of Alabama		720 Canoe Trail	Vero Beach, FL 32963
PA	9113488	09/01/2020	Sanz	Geisy	Del Carmen		07/20/1993	Rosalind Franklin Univ Of Medicine		2625 N Clark Street Apt 1003	Chicago, IL 60614
PA	9113489	09/01/2020	Mckoy	Craig	Dillard		12/31/1959	Touro College- Manhattan		N/A N/A	N/A, FL 99999
PA	9113490	09/01/2020	Delp	Priscilla	Gail		07/02/1980	University Of Nebraska Medical Center		1001 Consol Energy Drive	Canonsburg, PA 15317
PA	9113491	09/01/2020	Williamson	Keith	Van Rycken		10/22/1971	Umdnj		535 East 70Th St	New York, NY 10021
PA	9113492	09/01/2020	Grisham	Seth			12/23/1984	Touro College- Manhattan		2345 Sw 320Th St	Federal Way, WA 98003
PA	9113493	09/02/2020	Snover	Charles	Michael	Jr	06/04/1987	Salus University		175 High St	Newton, NJ 07860

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Processed: 9/16/2020 10:48:12PM

Page 15 of 19

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PAT	9113494	09/02/2020	Crawford	Perry	William		06/04/1987	Other	Nova Southeastern University - Ft. Myers	13525 Eagle Ridge Dr. Apartment 625	Ft Myers, FL 33912
PA	9113495	09/02/2020	Kitterman	Andrew	Clay		12/11/1992	South University		6704 N Suffolk Dr	Peoria, IL 61615
PA	9113496	09/02/2020	Griffiths	Kelli	Ann		01/03/1994	Barry University		12380 Sw 109 Terrace	Miami, FL 33186
PAT	9113497	09/02/2020	Nusbaum	Jonathan	Thomas		10/22/1990	Nova Southeastern University, Southwest Florida		26160 Angelica Rd	Punta Gorda, FL 33955
PAT	9113498	09/02/2020	Ginocchio	Monica	Nancy		02/23/1991	Nova Southeastern University, Southwest Florida		5614 Six Mile Commercial Ct Bldg 13, Apt 206	Ft Myers, FL 33912
PAT	9113499	09/02/2020	Gramer	Kelly	Rose		02/14/1996	Nova Southeastern University, Southwest Florida		2229 Campestre Terrace	Naples, FL 34119
PAT	9113500	09/02/2020	Thielen	Michael			12/31/1993	Nova Southeastern University, Southwest Florida		Suite C 1600 Town Center Blvd	Weston, FL 33326
PA	9113501	09/02/2020	Watson	Natalie	Lynn		08/20/1995	Other		20127 Sorano Hill Place	Tampa, FL 33647
PA	9113502	09/03/2020	Martin	Robert			02/10/1981	Touro College- Bay Shore		259 First St	Mineola, NY 11501
PA	9113503	09/03/2020	Lane	Sharon	Lee		08/14/1958	University Of Florida		880 Catfish Ave	New Smyrna Beach, FL 32169
PAT	9113504	09/03/2020	Stegawski	Nicole			02/18/1994	Nova Southeastern University, Southwest Florida		1310 Sweetwater Cv, Unit 7203	Naples, FL 34110
PAT	9113505	09/03/2020	Herper	Delaney	Ann		04/23/1996	Nova Southeastern University, Southwest Florida		11049 116Th St N	Largo, FL 33778
PA	9113506	09/03/2020	Cooper	Leslie			07/17/1995	Nova Southeastern University, Ft. Lauderdale		3697 Winkler Ave Unit 515	Fort Myers, FL 33916
PAT	9113507	09/04/2020	Palmer	Alison			10/07/1993	Other	Nova Southeastern University - Ft. Myers	409 Aberdeen Ct N	Lakeland, FL 33813
PA	9113508	09/04/2020	Wordes	Stephanie	Michelle		06/18/1988	University Of Florida		675 N Highland Ave Ne Apt 232	Atlanta, GA 30306
PAT	9113509	09/04/2020	Harden	Kyle			10/29/1993	Nova Southeastern University, Orlando		300 Pinellas St	Clearwater, FL 33756

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Page 16 of 19

Processed: 9/16/2020 10:48:12PM

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PAT	9113510	09/04/2020	Ciampa	Kelsey			07/24/1994	Nova Southeastern University, Ft. Lauderdale		4103 Regata Way Apt. 205	Fort Myers, FL 33916
PAT	9113511	09/04/2020	Diskin	Erin	Dominique		10/15/1995	Other	Nova Southeastern University	7244 Bucks Ford Dr	Riverview, FL 33578
PAT	9113512	09/04/2020	Warth	Abigail	Marie		05/04/1994	Nova Southeastern University, Ft. Lauderdale		3325 Cypress Legends Cir Apt 1622	Fort Myers, FL 33905
PAT	9113513	09/04/2020	Schubert	Melissa			07/17/1995	Nova Southeastern University, Ft. Lauderdale		1722 Ne 37Th St	Oakland Park, FL 33334
PA	9113514	09/04/2020	Wentz	Kyla			04/03/1992	Chatham University		218 Miracle Strip Pkwy Sw Apt. A	Fort Walton Beach, FL 32548
PAT	9113515	09/04/2020	Amortegui	Stephanie			01/24/1995	Other	Nova Southeastern University - Ft. Myers	18256 Nw 6Th St	Pembroke Pines, FL 33029
PA	9113516	09/04/2020	Mclaughlin	Heather	Kristen		04/23/1993	Seton Hill University		6015 Spirit Street Apt 216	Pittsburgh, PA 15206
PA	9113517	09/08/2020	Acosta	Diana	Maria		12/03/1978	Nova Southeastern University, Ft. Lauderdale		3347 State Road 7 Suite 203	Wellington, FL 33414
PAT	9113518	09/08/2020	Torres	Kassandra	Angel		12/31/1991	Nova Southeastern University, Ft. Lauderdale	Nova South Eastern University	19570 Highland Oaks Drive Apt 206	Estero, FL 33928
PAT	9113519	09/08/2020	Banica	Ana	Andreea		10/09/1989	Nova Southeastern University, Southwest Florida		3800 S Ocean Dr, Apt. 1107	Hollywood, FL 33019
PAT	9113520	09/08/2020	Tevel	Roxanne			06/26/1992	Nova Southeastern University, Orlando		21000 Ne 28Th Ave #205	Aventura, FL 33180
PAT	9113521	09/08/2020	Cruz	Christopher	John		08/25/1993	Nova Southeastern University, Ft. Lauderdale		1043 Ventnor O	Deerfield Beach, FL 33442
PAT	9113522	09/08/2020	Eichenlaub	Brooke	D		10/15/1993	Nova Southeastern University, Ft. Lauderdale		3345 Cypress Legends Circle Apt 1104	Fort Myers, FL 33905
PA	9113523	09/08/2020	Andrade	Denisse	Ivette		06/07/1990	Cuny Medical School At Harlem Hospital		68-43 Burns St Apt E2	Forest Hills, NY 11375
PAT	9113524	09/08/2020	Graen	Kate	Elizabeth		10/14/1986	Nova Southeastern University, Orlando		4895 Shalimar Lane Apartment 11207	Davie, FL 33328

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Page 17 of 19

Processed: 9/16/2020 10:48:12PM

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113525	09/09/2020	Kelly	Ashlyn			08/16/1992	Other	Augusta	2575 Myra Street Apt 4	Jacksonville, FL 32204
PA	9113526	09/09/2020	Levy	David	S		05/29/1990	Nova Southeastern University, Orlando		Not Practicing	
PA	9113527	09/09/2020	Burdette	Samantha			12/27/1988	Salus University		1315 S 8Th Street	Philadelphia, PA 19147
PA	9113528	09/09/2020	Lohser	Kristen	Colello		02/17/1983	Touro College- Manhattan		1203 Par View Drive	Sanibel, FL 33957
PA	9113529	09/09/2020	Tolosa Tourem	Mariana			01/20/1991	Philadelphia College Of Osteopathic Medicine;Miami-Dade College;University Of Florida;Other	University Of South Florida	1464 Urbino Ave	Coral Gables, FL 33146
PA	9113530	09/09/2020	Smith	Taylor	D		03/25/1994	South University, Tampa		80 Raintree Dr.	Port Orange, FL 32127
PA	9113531	09/10/2020	Belaya	Maria	A.		06/19/1992	Other		10475 Centurion Parkway North	Jacksonville, FL 32256
PA	9113532	09/10/2020	Clement	Karen	Rebecca		06/12/1994	University Of Florida		958 S Roskelley Cir	Palmer, AK 99645
PA	9113533	09/10/2020	Tipton	Rachel			01/21/1985	Nova Southeastern University, Ft. Lauderdale		7171 N Dale Mabry Hwy	Tampa, FL 33614
PA	9113534	09/10/2020	Stanley	Keela	Ramsey		01/08/1981	East Carolina University		2 Suntree Place Ste 300	Melbourne, FL 32940
PA	9113535	09/11/2020	Cooper	Anna			01/25/1993	University Of South Dakota		3119 Woodman Ave	Altoona, WI 54720
PA	9113536	09/11/2020	Masar	Tiffani	E.		01/07/1973	Alderson-Broaddus College		204 Deuel St 204 Deuel St	Fort Morgan, CO 80701
PA	9113537	09/11/2020	Vancuren	Samantha	Leigh		01/18/1984			Usar- Ft Dix, Nj	Fort Dix, NJ 08640
PA	9113538	09/11/2020	Everts	Thomas	Franklin		03/14/1987	Nova Southeastern University, Southwest Florida		4930 Buckingham Rd	Fort Myers, FL 33905
PA	9113539	09/14/2020	Deuter	Kyle	Steven		03/28/1962	Hahnemann University		475 S. Main Street Suite A	Hinesville, GA 31313
PAT	9113540	09/14/2020	Capobianco	Angelo	Joseph		04/10/1992	Nova Southeastern University, Jacksonville		8823 San Jose Blvd., Suite 209	Jacksonville, FL 32217
PA	9113541	09/14/2020	Warner	Tammy	Jean		12/08/1983	Massachusetts College Of Pharmacy		71 Cox St	Nashua, NH 03064
PA	9113542	09/14/2020	Austin	Jill	Suzanne		09/05/1961	Other	Chicago City Wide College	1 Tampa General Circle	Tampa, FL 33606

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Page 18 of 19

Processed: 9/16/2020 10:48:12PM

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113543	09/14/2020	Visoiu	Vincent	Marino		09/13/1962	Nova Southeastern University, Ft. Lauderdale		1710 N. 41St Ave.	Hollywood, FL 33021
PA	9113544	09/14/2020	Brown	Nickisha	Kristina		05/22/1994	Nova Southeastern University, Orlando		2605 Eagle Bay Blvd	Kissimmee, FL 34743
PAT	9113545	09/14/2020	Stuart	Alan	Eduard		05/31/1996	Nova Southeastern University, Ft. Lauderdale		17103 N Bay Rd A406	Sunny Isles, FL 33160
PA	9113546	09/14/2020	Decoo	Jeannie			03/19/1977	Other	Sohie Davis School	424 Nyu Langone Health 424 East 34 Th St	New York, NY 10016
PA	9113547	09/14/2020	Graham	Stephanie	Lee		08/18/1993	Nova Southeastern University, Jacksonville		1053 Bernice Rd	Rockledge, FL 32955
PA	9113548	09/14/2020	Santamaria	Ashley			07/09/1989	Lincoln Memorial		21944 Town Place Drive	Boca Raton, FL 33433
PAT	9113549	09/14/2020	Piza Cueva	Arianna			11/07/1993	Nova Southeastern University, Orlando		1617 Lake Baldwin Ln	Orlando, FL 32814
PAT	9113550	09/14/2020	Sultan Benarroch	Nicole			11/15/1995	Nova Southeastern University, Ft. Lauderdale		20281 E Country Club Dr Apt 1903	Aventura, FL 33180
PA	9113551	09/14/2020	Chappell	Bonnie	Rae		11/02/1992	Nova Southeastern University, Ft. Lauderdale		4596 Se Beckett Ave	Stuart, FL 34997
PAT	9113552	09/14/2020	Weot	Alexandra	Louise		04/21/1996	Nova Southeastern University, Orlando		5810 Bikini Way South	St Pete Beach, FL 33706
PAT	9113553	09/14/2020	Luks	Kevin	Marcus		01/18/1995	Nova Southeastern University, Ft. Lauderdale		10701 Santa Fe Drive	Cooper City, FL 33026
PAT	9113554	09/15/2020	Park	Tomoyo			02/21/1985	Nova Southeastern University, Southwest Florida		2820 Drifting Lilly Loop	Kissimmee, FL 34747
PA	9113555	09/15/2020	Satterfield	Daniel	Drake		08/21/1986	Harding University		2010 Active Way	Benton, AR 72019
PA	9113556	09/15/2020	Okolichany	Randall	Edward		02/28/1992	Nova Southeastern University, Orlando		6221 Nw 17Th St	Sunrise, FL 33313
PA	9113557	09/15/2020	Noriega	Andrea	Marie		01/09/1992	Nova Southeastern University, Orlando		719 North Valrico Rd	Valrico, FL 33594
PA	9113558	09/15/2020	Dasilva	Jose			02/24/1984	Nova Southeastern University, Ft. Lauderdale		88 Sw 10Th Ave	Boca Raton, FL 33486

MQA Reports
New License Report for 1512 : Physician Assistant
5/14/2020 - 9/15/2020

Sort Order: Original License Date

Page 19 of 19

Processed: 9/16/2020 10:48:12PM

Rank	Lic Nbr	Issue Dte	Org / Last	Frst Nme	Mid Nme	Sfx	Birth Date	EDU Provider	EDU Institution	PL Address	PL Location
PA	9113559	09/15/2020	Huminski	Elizabeth			10/15/1993	Nova Southeastern University, Ft. Lauderdale		2402 Frist Blvd, Suite 201	Fort Pierce, FL 34950
PA	9113560	09/15/2020	Allie	Aneesa			05/31/1994	Nova Southeastern University, Orlando		6832 Dogwood Lane	Margate, FL 33063
PA	9113561	09/15/2020	Layne	Austin			10/12/1994	Nova Southeastern University, Ft. Lauderdale		117 Hollie C 117 Hollie Ct	Maitland, FL 32751
PAT	9113562	09/15/2020	Harrington	Kyle			11/27/1992	Nova Southeastern University, Southwest Florida		3848 Tilbor Circle	Fort Myers, FL 33916
PA	9113563	09/15/2020	Worsham	Angelica			02/13/1980	Other		Unit 5269	Apo, AP 96368
PA	9113564	09/15/2020	Woeste	Gabriella	Marie		05/04/1994	Nova Southeastern University, Orlando		111 Island Grove Drive	Merritt Island, FL 32952

Total Records: **334**

PROPOSED MODIFICATIONS FOR THE OCTOBER 2020 PA COUNCIL MEETING

64B8-30.015 Disciplinary Guidelines.

(1) Purpose. Pursuant to section 456.079, 456.072, F.S., the Boards provide within this rule disciplinary guidelines which shall be imposed upon physician assistant applicants or licensees whom it regulates under chapters 458 and 459, F.S., or telehealth providers registered under section 456.47(4), F.S. The purpose of this rule is to notify such applicants and licensees of the ranges of penalties which will routinely be imposed unless the Boards find it necessary to deviate from the guidelines for the stated reasons given within this rule. The ranges of penalties provided below are based upon a single count violation of each provision listed; for multiple counts of the violated provisions or a combination of the violations the Boards shall consider a higher penalty than that for a single, isolated violation. Each range includes the lowest and highest penalty and all penalties falling between, including continuing medical education (CME). For telehealth registrants, a suspension may be accompanied by a corrective action plan that addresses the conduct which resulted in the underlying disciplinary violations. The Board may require a corrective action plan to be completed prior to reinstatement of the suspended registration or the corrective action plan may follow a suspension for a definite term. The purposes of the imposition of discipline are to punish the applicants or licensees for violations and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants or licensees from violations.

(2) Violations and Range of Penalties. In imposing discipline upon physician assistant applicants and licensees, in proceedings pursuant to sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATIONS	RECOMMENDED PENALTIES			
			FOR TELEHEALTH REGISTRANTS	
	First Offense	Subsequent Offenses	First Offense	Subsequent Offenses
(a) Attempting to obtain a license or certificate by bribery, fraud or through an error of the Department or the Board. (Section 458.331(1)(a), F.S.) (Section 456.072(1)(h), F.S.)				
1. Attempting to obtain an initial license by bribery or fraud.	1. Denial of application and a \$10,000.00 fine.		<u>1. Denial of application.</u>	
2. Attempting to renew a license by bribery or fraud.	2. Revocation of the license and payment of a \$10,000 fine.		<u>2. Revocation</u>	
3. Obtaining or renewing a license by	3. Revocation of the license and payment of a \$10,000 fine.		<u>3. Revocation</u>	

bribery or fraud.				
4. Obtaining or renewing a license through error of the Department or the Board.	4. Revocation.		<u>4. Revocation</u>	
(b) Action taken against license by another jurisdiction. (Sections 458.331(1)(b), F.S.; (Section 456.072(1)(f), F.S.; 456.47(4)(d), F.S.)	(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to reprimand through suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to suspension and revocation or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken.</u>	<u>(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to revocation or denial of the license.</u>
1. Action taken against license by another jurisdiction relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. Revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.		<u>1. Revocation or in the case of application for licensure, denial of licensure.</u>	
2. Action taken against license by another jurisdiction relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. From an administrative fine of \$10,000.00 and a reprimand through suspension of the license, or in case of application for licensure, denial of licensure.	2. From an administrative fine of \$10,000.00 and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.	<u>2. A suspension of license with a corrective action plan to revocation.</u>	<u>2. Revocation or denial.</u>
(c) Guilty of crime directly relating to practice or ability to	(c) From reprimand to revocation or denial of license, and an administrative fine of \$1,000.00 to \$5,000.00.	(c) From probation to revocation or denial of the license, and an administrative fine ranging from \$2,500.00	<u>(c) From a reprimand to revocation or denial.</u>	<u>(c) From suspension to revocation or denial.</u>

practice. (Section 458.331(1)(c), F.S.) (Section 456.072(1)(c), F.S.)		to \$5,000.00.		
1. Involving a crime directly related to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. Revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.		<u>1. Revocation or denial.</u>	
2. Involving a crime directly related to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. An administrative fine of \$10,000.00 and a reprimand through suspension to <u>revocation</u> of the license, or in case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00 and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.	<u>2. Suspension of license with a corrective action plan to revocation.</u>	<u>2. Revocation.</u>
(d) False, deceptive, or misleading advertising. (Section 458.331(1)(d), F.S.)	(d) From a letter of concern to <u>one (1) year suspension to be followed by a period of probation-reprimand</u> , or denial of licensure, and an administrative fine ranging from <u>\$2,500.00 to \$10,000</u> \$1,000.00 to \$2,500.00 .	(d) From a letter of concern to reprimand to <u>up to one (1) year suspension to be followed by a period of probation</u> , or denial of licensure, and an administrative fine ranging from <u>\$5,000.00 to \$10,000.00</u> \$1,000.00 to \$2,500.00 .	(d) From a letter of concern to <u>one (1) year suspension with a corrective action plan or denial.</u>	(d) From a reprimand to <u>up to one (1) year suspension with a corrective action plan or denial.</u>
(e) Failure to report another licensee in violation. (Section 458.331(1)(e), F.S.) (Section 456.072(1)(i), F.S.)	(e) From a letter of concern to <u>probation and</u> an administrative fine ranging from \$1,000.00 to \$2,500.00, or denial of licensure.	(e) From reprimand to suspension or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.	(e) From letter of concern to <u>suspension with a corrective action plan or denial.</u>	(e) From a <u>suspension with a corrective action plan to revocation.</u>
(f) Aiding unlicensed practice. (Section 458.331(1)(f),	(f) From reprimand to suspension, followed by probation, or denial of licensure, and an administrative fine	(f) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00	(f) From reprimand to <u>suspension with corrective action plan or denial.</u>	(f) From <u>suspension to revocation or denial.</u>

F.S.) (Section 456.072(1)(j), F.S.)	ranging from \$1,000.00 to \$5,000.00.	to \$5,000.00.		
(g) Failure to perform legal obligation. (Section 458.331(1)(g), F.S.) (Section 456.072(1)(k), F.S.)	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a <u>letter of concern reprimand</u> to revocation or denial of licensure, and an administrative fine from \$1,000.00 to \$5,000.00.	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation or denial, and an administrative fine from \$2,500.00 to \$5,000.00.	<u>(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a letter of concern to revocation or denial, unless otherwise provided by law.</u>	<u>(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation or denial, unless otherwise provided by law.</u>
1. Continuing medical education (CME) violations. (Section 456.072(1)(e), F.S.) (Section 456.072(1)(s), F.S.) (Section 456.033(9), F.S.)	1. Document compliance with the CME requirements for the relevant period; AND:	1. Document compliance with the CME requirements for the relevant period; AND:	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
a. Failure to document required HIV/AIDS.	a. An administrative fine ranging from \$250.00 to \$500.00.	a. An administrative fine ranging from \$500.00 to \$1,000.00.	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
b. Failure to document required domestic violence CME.	b. An administrative fine ranging from \$250.00 to \$500.00.	b. An administrative fine of \$500.00 to \$1,000.00.	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
c. Failure to document required HIV/AIDS and failure to document domestic violence CME.	c. An administrative fine ranging from \$500.00 to \$1,000.00.	c. An administrative fine ranging from \$1,000.00 to \$2,000.00.	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
2. Failing to report to the Board within 30	2. From an administrative fine ranging from \$1,000.00	2. From an administrative fine ranging from \$2,500.00	<u>2. From a letter of concern to a reprimand or denial.</u>	<u>2. From suspension to revocation.</u>

<p>days after the licensee has been convicted of a crime in any jurisdiction. (Section 456.072(1)(x), F.S.)</p> <p>Or failing to report to the Board convictions prior to the enactment of this section, in writing, on or before October 1, 1999. (Section 456.072(1)(x), F.S.)</p>	<p>to \$5,000.00 and a reprimand or denial of licensure, with the ability to reapply.</p>	<p>to \$5,000.00 and a reprimand or denial of licensure, without the ability to reapply.</p>		
<p>3. Failing to disclose financial interest to patient. (Section 456.052, F.S.)</p>	<p>3. A refund of fees paid by or on behalf of the patient and from an administrative fine of \$1,000.00, to a reprimand, and an administrative fine of \$2,500.00.</p>	<p>3. A refund of fees paid by or on behalf of the patient and from a reprimand, and an administrative fine of \$2,500.00 to a reprimand and an administrative fine of \$5,000.00.</p>	<p><u>3. A refund of fees paid by or on behalf of the patient and a letter of concern to a reprimand.</u></p>	<p><u>3. A refund of fees paid by or on behalf of the patient and reprimand to a suspension.</u></p>
<p>(h) Filing a false report or failing to file a report as required. (Section 458.331(1)(h), F.S.) (Section 456.072(1)(l), F.S.)</p>	<p>(h) From a letter of concern to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.</p>	<p>(h) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.</p>		
<p><u>1. Negligently filing a false report or failing to file a report as required.</u></p> <p>1. Involving healthcare fraud in dollar</p>	<p><u>1. From a letter of concern or denial to one (1) year probation, and an administrative fine from \$1,000.00 to \$5,000.00.</u></p> <p>1. Revocation and an administrative fine of</p>	<p><u>1. From one (1) year probation to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.</u></p>	<p><u>1. From a letter of concern to a reprimand or denial.</u></p>	<p><u>1. From a reprimand to revocation.</u></p>

amounts in excess of \$5,000.00.	\$10,000.00, or in the case of application for licensure, denial of licensure.			
<u>2. Fraudulently filing a false report or failing to file a report as required.</u> 2. Involving healthcare fraud in dollar amounts of \$5,000.00 or less.	<u>2. From one (1) year probation to revocation or denial and a \$10,000.00 fine.</u> 2. An administrative fine of \$10,000.00 and a reprimand through suspension of the license followed by a period of probation, or in case of application for licensure, denial of licensure.	<u>2. From suspension, to be followed by a period of probation, to revocation and a \$10,000.00 fine.</u> 2. An administrative fine of \$10,000.00 and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.	<u>2. From a reprimand to revocation or denial.</u>	<u>2. From suspension to revocation.</u>
(i) Kickbacks or split fee arrangements. (Section 458.331(1)(i), F.S.)	(i) A refund of fees paid by or on behalf of the patient, and from a reprimand and an administrative fine of \$1,000.00 to a reprimand and an administrative fine of \$5,000.00, or denial of licensure.	(i) A refund of fees paid by or on behalf of the patient, and from suspension to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(i) A refund of fees paid by or on behalf of the patient, and from a reprimand to six (6) months suspension with a corrective action plan, or denial.</u>	<u>(i) A refund of fees paid by or on behalf of the patient, and from a one (1) year suspension with a corrective action plan, to revocation.</u>
(j) Sexual Misconduct. (Section 458.331(1)(j), F.S.) (Section 458.329, F.S.) (Section 456.072(1)(v) (u), F.S.)	<u>(j) From one (1) year suspension to be followed by a period of probation and a reprimand probation to revocation, or denial of licensure, and an administrative fine ranging from \$5,000.00 to \$10,000.00</u> \$1,000.00 to \$5,000.00, or denial of licensure.	(j) Revocation. From suspension, to be followed by a period of probation to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(j) From one (1) year suspension with a corrective action plan, and a reprimand, to revocation or denial.</u>	<u>(j) Revocation.</u>
(k) Deceptive, untrue, or fraudulent representations in the practice of medicine. (Section 458.331(1)(k), F.S.) (Section	(k) From a reprimand letter of concern , to revocation, or denial of licensure, and an administrative fine <u>from \$1,000.00 to of \$10,000.00.</u>	(k) From suspension, to be followed by a period of probation, to revocation or denial, and <u>an administrative fine from \$5,000.00 to \$10,000.00.</u> From probation or denial of licensure, and an administrative fine of	<u>(k) From a reprimand to revocation or denial.</u>	<u>(k) From suspension with a corrective action plan, to revocation.</u>

456.072(1)(a), (m), F.S.)		\$10,000.00 to revocation.		
1. Deceptive, untrue, or fraudulent representations in the practice of medicine relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. From revocation with leave to reapply in three (3) years, and an administrative fine ranging of \$10,000.00; or in the case of application for licensure, denial of licensure.	1. From permanent revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.		
2. Deceptive, untrue, or fraudulent representations in the practice of medicine relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. From an administrative fine of \$10,000.00 and a reprimand through suspension of the license, or in the case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00, and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.		
(l) Improper solicitation of patients. (Section 458.331(1)(l), F.S.)	(l) From an administrative fine ranging from \$1,000.00 to \$5,000.00, and a reprimand to probation, or denial of licensure.	(l) From suspension, to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.	<u>(l) From a reprimand to one (1) year suspension with a corrective action plan, to revocation or denial.</u>	<u>(l) From suspension with a corrective action plan, to revocation.</u>
(m) Failure to keep legible written medical records. (Section 458.331(1)(m), F.S.; 456.47(3), F.S.)	(m) From letter of concern, to a reprimand, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.000.	(m) From a reprimand to suspension followed by probation, and an administrative fine ranging from \$2,500.00 to \$5,000.00, or denial of licensure.	<u>(m) From a letter of concern to a suspension with a corrective action plan or denial.</u>	<u>(m) From a reprimand to two (2) years suspension with a corrective action plan.</u>
1. Failure to keep legible written medical records relating to healthcare fraud in dollar amounts in excess of	1. From revocation with leave to reapply in three (3) years, and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	1. From permanent revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.		

\$5,000.00.				
2. Failure to keep legible written medical records relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. An administrative fine of \$10,000.00, and a reprimand, to suspension of the license, or in the case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00, and suspension of the license, followed by a period of probation, to revocation, or in case of application for licensure, denial of licensure.		
(n) Exercising influence on patient for financial gain. (Section 458.331(1)(n), F.S.) (Section 456.072(1)(n), F.S.)	(n) Payment of fees paid by or on behalf of the patient and from a reprimand to <u>two (2) years suspension, to be followed by a period of probation</u> , or denial of licensure, and an administrative fine ranging from <u>\$2,500.00 to \$5,000.00 to \$7,500.00.</u>	(n) Payment of fees paid by or on behalf of the patient and from probation, to revocation, or denial of licensure, and an administrative fine ranging from <u>\$2,500.00 to \$5,000.00 to \$10,000.</u>	(n) <u>Payment of fees paid by or on behalf of the patient and from a reprimand to two (2) years suspension with a corrective action plan or denial.</u>	(n) <u>Payment of fees paid by or on behalf of the patient and from two (2) year suspension to revocation or denial.</u>
(o) Improper advertising of pharmacy. (Section 458.331(1)(o), F.S.)	(o) From a letter of concern to probation, or a denial of licensure, and an administrative fine ranging from \$250.00 to \$2,500.00.	(o) From a reprimand, and an administrative fine of \$2,500.00 to probation, and an administrative fine from \$2,500.00 to \$5,000.00, or denial of licensure.	(o) <u>From a letter of concern to suspension to with a corrective action plan or denial.</u>	(o) <u>From a reprimand to six (6) month suspension to be followed by a corrective action plan.</u>
(p) Performing professional services not authorized by patient. (Section 458.331(1)(p), F.S.)	(p) From a letter of concern, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(p) From a reprimand, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	(p) <u>From a reprimand or denial to revocation or denial.</u>	(p) <u>From suspension with a corrective action plan to revocation or denial.</u>
(q) Inappropriate or excessive prescribing. (Section 458.331(1)(q), F.S.)	(q) From <u>one (1) year probation to revocation, reprimand to probation,</u> and an administrative fine ranging from \$1,000.00 to \$5,000.00, or denial of licensure.	(q) From probation, to revocation or denial of licensure, and an administrative fine ranging from <u>\$2,500.00 to \$5,000.00 to \$10,000.00.</u>	(q) <u>From a three (3) month suspension with a corrective action plan to revocation or denial.</u>	(q) <u>From one (1) year suspension with a corrective action plan, revocation or denial.</u>
(r) Prescribing or dispensing of a scheduled drug by the	(r) From probation to suspension or denial of licensure, and an administrative fine	(r) From suspension to revocation or denial of licensure, and an administrative fine	(r) <u>From a 14 day suspension with a corrective action plan to revocation and a mental</u>	(r) <u>From a 3 month suspension with a corrective action plan, to revocation or denial,</u>

physician assistant to himself or herself. (Section 458.331(1)(r), F.S.)	ranging from \$1,000.00 to \$2,500.00, and a <u>mental and physical examination.</u>	ranging from \$2,500.00 to \$5,000.00, and a <u>mental and physical examination..</u>	<u>and physical examination.</u>	<u>and a mental and physical examination.</u>
(s) Inability to practice medicine with skill and safety. (Section 458.331(1)(s), F.S.)	(s) From probation to indefinite reprimand to suspension until licensee <u>is able to demonstrate ability to practice with reasonable skill and safety followed by probation, which may be stayed to allow a period of probation with supervision, and a demonstration by the licensee of the ability to practice with reasonable skill and safety, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.</u>	(s) From indefinite suspension, followed by probation, to suspension for a minimum of five (5) years or probation to revocation, until the licensee is able to demonstrate ability to practice with reasonable skill and safety, followed by probation, or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00 or denial of licensure.	(s) From indefinite suspension with <u>corrective action plan and until licensee is able to demonstrate ability to practice with reasonable skill and safety to suspension for a minimum of one (1) year and until licensee is able to demonstrate ability to practice with reasonable skill and safety or denial.</u>	(s) From indefinite suspension with a <u>corrective action plan, to suspension for a minimum of five (5) years and until licensee is able to demonstrate ability to practice with reasonable skill and safety.</u>
(t)1. Malpractice: practicing below acceptable standard of care. (Section 458.331(1)(t), F.S.)	(t)1. From a letter of concern, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(t)1. From reprimand, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	(t)1. From letter of <u>concern to revocation or denial.</u>	(t)1. From reprimand to <u>revocation or denial.</u>
2. Gross Malpractice.	2. From probation, to revocation or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	2. From suspension followed by probation to revocation or denial, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	2. From one (1) year <u>suspension with a corrective action plan, to revocation or denial.</u>	2. From two (2) year <u>suspension with a corrective action plan to revocation.</u>
3. Repeated Malpractice.	3. From a reprimand to <u>Revocation</u> revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$10,000.00,\$5,000.000.	3. From probation to <u>revocation or denial of</u> licensure, and an <u>administrative fine</u> ranging from \$2,500.00 to \$5,000.00.	3. <u>Revocation or denial.</u>	

<p>(u) Performing of experimental treatment without informed consent. (Section 458.331(1)(u), F.S.)</p>	<p>(u) From a letter of concern to suspension, to be followed by a period of probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.</p>	<p>(u) From suspension to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.</p>	<p>(u) From a letter of concern to one (1) year suspension with a corrective action or denial.</p>	<p>(u) From one (1) year suspension with a corrective action plan to revocation or denial.</p>
<p>(v) Practicing beyond scope permitted. (Section 458.331(1)(v), F.S.) (Section 456.072(1)(o), F.S.)</p>	<p>(v) From a letter of concern to <u>two (2) years suspension followed by probation, reprimand and probation</u>, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.</p>	<p>(v) From <u>two (2) years probation to suspension followed by probation to</u> or revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00, <u>or denial of licensure.</u></p>	<p>(v) From reprimand to <u>two (2) years suspension or denial.</u></p>	<p>(v) From <u>two (2) years suspension to revocation or denial.</u></p>
<p>(w) Delegation of professional responsibilities to unqualified person. (Section 458.331(1)(w), F.S.) (Section 456.072(1)(p), F.S.)</p>	<p>(w) From reprimand to suspension, followed by probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.</p>	<p>(w) From probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.</p>	<p>(w) From reprimand to <u>suspension with corrective action plan or denial.</u></p>	<p>(w) From <u>six (6) month suspension with a corrective action plan to revocation or denial.</u></p>
<p>(x)1. Violation of <u>a lawful order of the board or department previously entered in a disciplinary hearing law, rule, or failure to comply with a lawfully issued subpoena of the department.</u> (Section 458.331(1)(x), F.S.) (Section 456.072(1)(b),</p>	<p>(x)1. For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.</p>	<p>(x)1. From probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 <u>\$5,000.00 to \$10,000.00.</u></p>	<p>(x)1. For any offense <u>not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand, to revocation or denial.</u></p>	<p>(x)1. From <u>suspension to revocation, or denial.</u></p>

(q), F.S.)				
2. Violation of an order of the Board. (Section 456.072(1)(q), F.S.)	2. From a reprimand and suspension followed by a period of probation, and an administrative fine of \$1,000.00 to <u>revocation a reprimand and suspension followed by a period of probation</u> , and an administrative fine of \$5,000.00.	2. From a reprimand and suspension followed by a period of probation, and an administrative fine of \$2,500.00 to <u>revocation, a reprimand and suspension followed by a period of probation</u> , and an administrative fine of \$10,000.00.	<u>2. From a reprimand to revocation or denial.</u>	<u>2. From suspension with a corrective action plan, to revocation, or denial.</u>
(y) Conspiring to restrict another from lawfully advertising services. (Section 458.331(1)(y), F.S.)	(y) From a letter of concern to a reprimand, or denial, and an administrative fine ranging from \$1,000.00 to \$2,500.00	(y) From a reprimand, and an administrative fine of \$2,500.00 to a reprimand, and an administrative fine of \$5,000.00.	(y) <u>A reprimand or denial.</u>	(y) <u>Suspension with a corrective action plan, or denial.</u>
(z) Aiding an unlawful abortion. (Section 458.331(1)(z), F.S.)	(z) From probation, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(z) From suspension, to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00 to <u>\$10,000.00.</u>	(z) <u>From one (1) year suspension with a corrective action plan, to revocation or denial.</u>	(z) <u>From eighteen (18) month suspension with a corrective action plan, to revocation or denial.</u>
(aa) Presigning prescription forms. (Section 458.331(1)(aa), F.S.)	(aa) From a letter of concern to <u>two (2) years probation, or denial, a reprimand</u> and an administrative fine from of \$1,000.00 to a letter of concern, and an administrative fine of \$2,500.00.	(aa) From <u>suspension, to be followed by a period of probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.</u> a reprimand to probation, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	(aa) <u>From a letter of concern to two (2) years suspension with a corrective action plan or denial.</u>	(aa) <u>From suspension with a corrective action plan to revocation or denial.</u>
(bb) Failure to adequately supervise assisting personnel. (Section 458.331(1)(dd), F.S.)	(bb) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(bb) From probation to suspension followed by probation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	(bb) <u>From a reprimand to a suspension with a corrective action plan or denial.</u>	(bb) <u>From a suspension with a corrective action plan, to revocation or denial.</u>

(cc) Improper use of substances for muscle building or enhancement of athletic performance. (Section 458.331(1)(ee), F.S.)	(cc) From a reprimand to suspension, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(cc) From suspension to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(cc) From a reprimand to suspension with a corrective action plan or denial.</u>	<u>(cc) From suspension with a corrective action plan to revocation or denial.</u>
(dd) Use of amygdaline (laetrile). (Section 458.331(1)(ff), F.S.)	(dd) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(dd) From suspension to be followed by a period of probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(dd) From a reprimand to suspension with a corrective action plan or denial.</u>	<u>(dd) From suspension with a corrective action plan to revocation or denial.</u>
(ee) Misrepresenting or concealing a material fact. (Section 458.331(1)(gg), F.S.)	(ee) From a reprimand to revocation probation , and an administrative fine ranging from \$500.00 to \$2,500.00 to <u>\$5,000.00</u> , or the denial of licensure. with the ability to reapply, upon payment of a \$500.00 fine.	(ee) From probation, to revocation or denial of licensure without the ability to reapply , and an administrative fine ranging from \$500.00 to \$5,000.00.	<u>(ee) From reprimand to revocation or denial.</u>	<u>(ee) From a minimum of thirty (30) day suspension with a corrective action plan to revocation, or denial.</u>
(ff) Improperly interfering with an investigation or a disciplinary proceeding. (Section 458.331(1)(hh), F.S.) (Section 456.072(1)(r), F.S.)	(ff) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(ff) From probation, to revocation or denial of licensure without ability to re-apply , and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(ff) From a reprimand to a suspension with a corrective action plan, or denial.</u>	<u>(ff) From a ninety (90) day suspension with a corrective action plan to revocation or denial.</u>
(gg) Failing to report any M.D., D.O. or PA, who is in violation of law. (Section 458.331(1)(ii), F.S.) (Section 456.072(1)(i),	(gg) From a letter of concern to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00	(gg) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(gg) From a letter of concern to suspension with a corrective action plan, or denial.</u>	<u>(gg) Suspension with a corrective action plan or denial.</u>

F.S.)				
(hh) Providing medical opinion without reasonable investigation. (Section 458.331(1)(jj), F.S.)	(hh) From a letter of concern to probation, a reprimand, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00. \$2,500.00.	(hh) From probation to revocation or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00 to \$7,500.00.	<u>(hh) From a letter of concern to a suspension with a corrective action plan or denial.</u>	<u>(hh) From a suspension with a corrective action plan to revocation or denial.</u>
(ii) Failing to provide patients with information about patient rights and how to file a patient complaint. (Section 458.331(1)(mm), F.S.); (Section 456.072(1)(u), F.S.)	<u>(ii) Corrective action for nonwillful violations.</u> Letter of concern to reprimand and corrective action for willfull violations and an <u>administrative fine from \$100.00 to \$200.00.</u>	<u>(ii) Administrative fine of up to \$100.00 for t nonwillful violations; and an administrative fine from \$250.00 to \$500.00 for willful violations.</u>	<u>(ii) From a letter of concern to seven (7) day suspension with corrective action plan.</u>	<u>(ii) From a reprimand to a ten (10) day suspension with corrective action plan.</u>
(jj) (#) 1. Violating any provision of Chapters 458, 456, F.S., or any rules adopted pursuant thereto. (458.331(1)(nn), F.S.)	<u>(jj) (#) From a reprimand, to revocation or denial and an administrative fine from \$1,000.00 to \$5,000.00.</u>	<u>(jj) (#) From probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.</u>	<u>(jj) From a reprimand to revocation or denial.</u>	<u>(jj) From suspension with a corrective action plan to revocation or denial.</u>
2. Performing a pelvic examination on a patient without the written consent of the patient or the patient's legal representative executed specific to, and expressly identifying, the pelvic	<u>2. From a letter of concern to a reprimand and an administrative fine from \$1,000.00 to \$2,500.00, or denial.</u>	<u>2. From a reprimand to revocation, and an administrative fine from \$5,000.00 to \$7,500.00 or denial.</u>	<u>2. From a letter of concern to suspension with a corrective action plan or denial.</u>	<u>2. From a minimum of six months suspension with a corrective action plan to revocation or denial.</u>

examination. (Sections 458.331(1)(nn), 456.51, F.S.)				
(kk) (jj) Theft or reproduction of an examination. (Section 456.018, F.S.)	(kk) (jj) Revocation or denial of licensure.		(kk) <u>Revocation or denial.</u>	
(ll) Prescribing controlled substances in violation of Section 456.47(2)(c), F.S. (Section 456.47(2)(c), F.S.)	(ll) From a reprimand and a \$5,000.00 fine to <u>revocation or denial.</u> (rr) From a reprimand and a \$5,000.00 fine to <u>revocation or denial.</u>	(ll) From suspension and a \$10,000.00 fine to <u>revocation or denial.</u>	(ll) From a reprimand to <u>revocation or denial.</u>	(ll) From suspension with a corrective action plan to <u>revocation or denial.</u>
(mm) (kk) Performing or attempting to perform health care services on the wrong patient, a wrong site procedure, a wrong procedure, or an unauthorized procedure or a procedure that is medically unnecessary or otherwise unrelated to the patient's diagnosis or medical condition. (Section 456.072(1)(bb), F.S.)	(mm) (kk) From a \$1,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, and one (1) hour lecture on wrong-site surgery in the State of Florida to a \$5,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, undergo a risk management assessment, a one (1) hour lecture on wrong-site surgery, and suspension to be followed by a term of <u>probation, or denia</u>	(mm) (kk) From a \$7,500.00 fine, a reprimand, and probation or denial to a \$10,000.00 fine and revocation.	(mm) From a letter of <u>concern to suspension with a corrective action plan or denial.</u>	(mm) From a reprimand <u>to revocation or denial.</u>
(nn) (H) Leaving a foreign body in a patient, such as a sponge,	(nn) (H) From a \$1,000.00 to a \$5,000.00 fine, a letter of concern, a minimum of five (5) hours of risk	(nn) (H) From a \$7,500.00 fine, a reprimand and probation, or denial to revocation.	(nn) From a letter of <u>concern to suspension with a corrective action plan.</u>	(nn) From a suspension with a corrective action plan to <u>revocation or denial.</u>

<p>clamp, forceps, surgical needle, or other paraphernalia commonly used in surgical, examination, or other diagnostic procedures. (Section 456.072(1)(cc), F.S.)</p>	<p>management education, and a one hour lecture to the staff of a Florida licensed healthcare facility on retained foreign body objects to <u>suspension followed by a term of probation</u> revocation.</p>			
<p>(oo) (mm) Engaging in a pattern of practice when prescribing medicinal drugs or controlled substances which demonstrates a lack of reasonable skill or safety to patients. (Section 456.072(1)(gg), F.S.)</p>	<p>(oo) (mm) From one year probation to revocation, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or denial of licensure.</p>	<p>(oo) (mm) From suspension to be followed by probation to revocation, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or denial of licensure.</p>	<p>(oo) From one (1) month suspension with <u>a corrective action plan, to revocation or denial.</u></p>	<p>(oo) From ninety (90) day suspension with a <u>corrective action plan, to revocation or denial.</u></p>
<p>(pp) (mm) Being terminated from a treatment program for impaired practitioners, for failure to comply with the terms of the monitoring or treatment contract or for not successfully completing any drug-treatment or alcohol-treatment program. (Section 456.072(1)(hh) ,</p>	<p>(pp) (mm) From suspension until licensee demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety to be followed by a term of probation; and a fine of \$1,000 to \$2,500, to <u>revocation or denial.</u></p>	<p>(pp) (mm) From a <u>minimum of six (6) motnhs</u> suspension until licensee demonstrates compliance with all terms of the monitoring or treatment contract and is able to demonstrate to the Board the ability to practice with reasonable skill and safety to be followed by a term of probation; and a fine of \$2,500 to \$5,000, to <u>revocation or denial.</u></p>	<p>(pp) From suspension with a corrective action plan until licensee <u>demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety, to revocation or denial.</u></p>	<p>(pp) From a minimum of six (6) months suspension with a <u>corrective action plan and until licensee demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety, to revocation or denial.</u></p>

F.S.)				
(qq) (oo) Being convicted of, or entering a plea of guilty or nolo contendere to any misdemeanor or felony, regardless of adjudication, under 18 USC s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 USC ss. 1320a-7b, relating to the Medicaid program. (Section 456.072(1)(ii), F.S.)	(qq) (oo) Revocation and a fine of \$10,000, or in the case of application for licensure, denial of license.		<u>(qq) Revocation or denial.</u>	
(rr) (pp) Failing to remit the sum owed to the state for overpayment from the Medicaid program pursuant to a final order, judgment, or settlement. (Section 456.072(1)(jj), F.S.)	(rr) (pp) From a letter of concern to probation, and a fine of \$500 to \$5,000.	(rr) (pp) From a reprimand to revocation, and a fine of \$2,500 to \$5,000.	<u>(rr) From a letter of concern to suspension with a corrective action plan.</u>	<u>(rr) From a reprimand to revocation.</u>
(ss) (qq) Being terminated from the state Medicaid program, or any other state Medicaid program, or the federal	(ss) (qq) From a letter of concern to suspension, and a fine of \$1,000 to \$(bbb) Not applicable to physician assistants licensed under Chapters 458 or 459, F.S.5,000, <u>or denial.</u>	(ss) (qq) From a reprimand to revocation, and a fine of \$5,000 to \$10,000 <u>or denial.</u>	<u>(ss) From a letter of concern to suspension with a corrective action plan, or denial.</u>	<u>(ss) From a reprimand to revocation or denial.</u>

Medicare program. (Section 456.072(1)(kk), F.S.)				
(tt) (#) Being convicted of, or entering into a plea of guilty or nolo contendere to any misdemeanor or felony, regardless of adjudication, which relates to health care fraud. (Section 456.072(1)(ll), F.S.)	(tt) (#) Revocation and a fine of \$10,000, or in the ease of application for licensure, denial of license.		<u>(tt) Revocation or denial.</u>	
<u>(uu) Failure to comply with the controlled substance prescribing requirements of Section 456.44, F.S.</u> (Section 456.072)(1)(m), F.S.)	<u>(uu) From a minimum of suspension of license for a period of six (6) months followed by a period of probation and an administrative fine in the amount of \$10,000.00 to revocation and an administrative fine in the amount of \$10,000.00.</u>	<u>(uu) From a minimum of suspension of license for a period of one (1) year followed by a period of probation and an administrative fine in the amount of \$10,000.00 to revocation and an administrative fine in the amount of \$10,000.00.</u>	<u>(uu) From a minimum of suspension for a period of six (6) months with a corrective action plan, to revocation.</u>	<u>(uu) From a minimum of suspension for a period of one (1) year with a corrective action plan, to revocation.</u>
(vv) (ss) Willfully failing to comply with section 627.64194 or 641.513, F.S., with such frequency as to indicate a general business practice. (Section 458.331(1)(tt), F.S.)	(vv) (ss) From a letter of concern to a reprimand and an administrative fine in the amount of \$1,000.00 to \$5,000.00.	(vv) (ss) From a reprimand to revocation and an administrative fine in the amount of \$5,000.00 to \$10,000.00.	<u>(vv) From a letter of concern to a reprimand.</u>	<u>(vv) From a reprimand to revocation.</u>
(ww) (#) Failure to consult the	(ww) (#) From a letter of concern to a reprimand and an administrative	(ww) (#) From a reprimand to revocation and an administrative	<u>(ww) From a letter of concern to a reprimand.</u>	<u>(ww) From a reprimand to revocation.</u>

<p>prescription drug monitoring system, as required by section 893.055(8), F.S. (Section 458.331(1)(g), F.S.)</p>	<p>fine of \$1,000.00 to \$2,500.00.</p>	<p>fine of \$2,500.00 to \$10,000.00</p>		
<p><u>(xx) Intentionally implanting a patient or causing a patient to be implanted with a human embryo without the recipient's consent to the use of that human embryo, or inseminating a patient or causing a patient to be inseminated with the human reproductive material, as defined in s. 784.086, of a donor without the recipient's consent to the use of human reproductive material from that donor. (Section 456.072(1)(pp), F.S.</u></p>	<p><u>(xx) From six (6) months probation to one (1) year suspension, and an administrative fine of \$5,000.00 to \$10,000.00, or denial.</u></p>	<p><u>(xx) From one (1) year suspension to revocation and an administrative fine of \$7,500.00 to \$10,000.00, or denial.</u></p>	<p><u>(xx) From six (6) months suspension with a corrective action plan to one (1) year suspension with a corrective action plan or denial.</u></p>	<p><u>(xx) From one (1) year suspension with a corrective action plan to revocation or denial.</u></p>

<p><u>(yy) Implanting a patient or causing a patient to be implanted with a human embryo created with the human reproductive material, as defined in s. 784.086, of the licensee, or inseminating a patient or causing a patient to be inseminated with the human reproductive material of the licensee. (Section 458.331(1)(ww), F.S.)</u></p>	<p><u>(yy) Revocation and a \$10,000.00 fine or denial.</u></p>		<p><u>(yy) Revocation or denial.</u></p>	
<p><u>(zz) Providing information indicating that a person has a disability or supporting a person's need for an emotional support animal under s. 760.27, F.S. without personal knowledge of the person's disability or disability-related need for the specific emotional support animal. (Section 456.072(1)(pp))</u></p>	<p><u>(zz) From a letter of concern to probation and an administrative fine from \$500.00 to \$1,000.00</u></p>	<p><u>(zz) From a reprimand to revocation and a fine from \$500 to \$1,000.00.</u></p>	<p><u>(zz) From a letter of concern to a suspension with a corrective action plan.</u></p>	<p><u>(zz) From a reprimand to revocation.</u></p>
<p><u>(aaa) Failure to report</u></p>	<p><u>(aaa) Not applicable to physician assistants</u></p>		<p><u>(aaa) From a reprimand to revocation or denial.</u></p>	<p><u>(aaa) From a suspension with a corrective action</u></p>

<u>disciplinary action by another jurisdiction including pending disciplinary action. (Section 456.47(4)(d), F.S.</u>	<u>licensed under Chapters 458 or 459, F.S.</u>			<u>plan to revocation or denial.</u>
<u>(bbb) Failure to display hyperlink on telehealth registrant's website. (Section 456.47(4)(c), F.S.</u>	<u>(bbb) Not applicable to physician assistants licensed under Chapters 458 or 459, F.S.</u>		<u>(bbb) From a letter of concern to suspension with a corrective action plan.</u>	<u>(bbb) From a reprimand to revocation.</u>
<u>(ccc) Opening an office in Florida or providing in-person healthcare services to patients in Florida. (Section 456.47(4)(f), F.S.)</u>	<u>(ccc) Not applicable to physician assistants licensed under Chapters 458 or 459, F.S.</u>		<u>(ccc) From six (6) month suspension with a corrective action plan to revocation or denial.</u>	<u>(ccc) From one (1) year suspension with a corrective action plan to revocation.</u>

(3) Aggravating and Mitigating Circumstances. Based upon consideration of aggravating and mitigating factors present in an individual case, the Board may deviate from the penalties recommended above. The Board shall consider as aggravating or mitigating factors the following:

- (a) Exposure of patients or public to injury or potential injury, physical or otherwise; none, slight, severe, or death;
- (b) Legal status at the time of the offense; no restraints, or legal constraints;
- (c) The number of counts or separate offenses established;
- (d) The number of times the same offense or offenses have previously been committed by the licensee or applicant;
- (e) The disciplinary history of the applicant or licensee in any jurisdiction and the length of practice;
- (f) Pecuniary benefit or self-gain inuring to the applicant or licensee;
- (g) Any other relevant mitigating factors.

(4) The certification of a Physician Assistant shall be disciplined by the Board when, after due notice and a hearing in accordance with the provisions of this rule, it shall find: that the Physician Assistant has held himself or herself out or permitted another to represent the Physician Assistant ~~him~~ as a licensed physician. If any person addresses the Physician Assistant in a medical setting as "Doctor," the Physician Assistant must immediately inform that person that the Physician Assistant is not a doctor. Upon a finding by the Board of failure to immediately inform the person, the following penalty shall be imposed: a letter of concern, a reprimand, a 60-day suspension and/or a fine up to \$2,500.00; and for any subsequent offense, a fine up to \$5,000.00 and/or revocation of the certificate.

Rulemaking Authority 456.079, 456.47(7), 458.309, 458.331(5) FS. Law Implemented 456.072, 456.079, 456.47(7), 458.331(5), 458.347(4)(e)1., (7)(f) FS. History—New 3-13-89, Formerly 21M-17.015, 61F6-17.015, 59R-30.015, Amended 6-7-98, 4-9-01, 5-16-10, 3-26-12, 5-17-17, 11-15-18.

64B15-6.011 Disciplinary Guidelines.

(1) Purpose. Pursuant to section 456.079, 456.072, F.S., the Boards provide within this rule disciplinary guidelines which shall be imposed upon physician assistant applicants or licensees whom it regulates under chapters 458 and 459, F.S., or telehealth providers registered under section 456.47(4), F.S. The purpose of this rule is to notify such applicants and licensees of the ranges of penalties which will routinely be imposed unless the Boards find it necessary to deviate from the guidelines for the stated reasons given within this rule. The ranges of penalties provided below are based upon a single count violation of each provision listed; for multiple counts of the violated provisions or a combination of the violations the Boards shall consider a higher penalty than that for a single, isolated violation. Each range includes the lowest and highest penalty and all penalties falling between, including continuing medical education (CME). For telehealth registrants, a suspension may be accompanied by a corrective action plan that addresses the conduct which resulted in the underlying disciplinary violations. The Board may require a corrective action plan to be completed prior to reinstatement of the suspended registration or the corrective action plan may follow a suspension for a definite term. The purposes of the imposition of discipline are to punish the applicants or licensees for violations and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants or licensees from violations.

(2) Violations and Range of Penalties. In imposing discipline upon physician assistant applicants and licensees, in proceedings pursuant to sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATIONS	RECOMMENDED PENALTIES			
			FOR TELEHEALTH REGISTRANTS	
	First Offense	Subsequent Offenses	First Offense	Subsequent Offenses
(a) Attempting to obtain a license or certificate by bribery, fraud or through an error of the Department or the Board. (Section 459.015(1)(a), F.S.); (Section 456.072(1)(h), F.S.)				
1. Attempting to obtain an initial license by bribery or fraud.	1. Denial of application and a \$10,000.00 fine.		<u>1. Denial of application.</u>	
2. Attempting to renew a license by bribery or fraud.	2. Revocation of the license and payment of a \$10,000.00 fine.		<u>2. Revocation</u>	
3. Obtaining or renewing a license by bribery or fraud.	3. Revocation of the license and payment of a \$10,000.00 fine.		<u>3. Revocation</u>	
4. Obtaining or renewing a license through error of the Department or the Board.	4. Revocation.		<u>4. Revocation</u>	
(b) Action taken	(b) From imposition	(b) From imposition of	(b) From imposition of	(b) From imposition of

<p>against license by another jurisdiction. (Section 459.015(1)(b), F.S.;) (Section 456.072(1)(f), F.S., 456.47(4)(d), F.S.)</p>	<p>of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to reprimand through suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken and an administrative fine ranging from \$1,000.00 to \$2,500.00.</p>	<p>discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to suspension and revocation or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken, and an administrative fine ranging from \$2,500.00 to \$5,000.00.</p>	<p><u>discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken.</u></p>	<p><u>discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to revocation or denial of the license.</u></p>
<p>1. Action taken against license by another jurisdiction relating to healthcare fraud in dollar amounts in excess of \$5,000.00.</p>	<p>1. Revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.</p>		<p><u>1. Revocation or in the case of application for licensure, denial of licensure.</u></p>	
<p>2. Action taken against license by another jurisdiction relating to healthcare fraud in dollar amounts of \$5,000.00 or less.</p>	<p>2. From an administrative fine of \$10,000.00 and a reprimand through suspension of the license, or in the case of application for licensure, denial of licensure.</p>	<p>2. From an administrative fine of \$10,000.00 and suspension of the license, followed by a period of probation to revocation, or in the case of application for licensure, denial of licensure.</p>	<p><u>2. A suspension of license with a corrective action plan to revocation. 2. A suspension of license with a corrective action plan to revocation.</u></p>	<p><u>2. Revocation or denial.</u></p>
<p>(c) Guilt of crime directly relating to practice or ability to practice. (Section 459.015(1)(c), F.S.); (Section 456.072(1)(c), F.S.)</p>	<p>(c) From reprimand to revocation or denial of license, and an administrative fine of \$1,000.00 to \$5,000.00.</p>	<p>(c) From probation to revocation or denial of the license, and an administrative fine ranging from \$2,500.00 to \$5,000.00.</p>	<p><u>(c) From a reprimand to revocation or denial.</u></p>	<p><u>(c) From suspension to revocation or denial.</u></p>
<p>1. Involving a crime directly related to healthcare fraud in dollar amounts in excess of \$5,000.00.</p>	<p>1. Revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial</p>		<p><u>1. Revocation or denial.</u></p>	

	of licensure.			
2. Involving a crime directly related to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. From an administrative fine of \$10,000.00, and a reprimand through suspension <u>to revocation</u> of the license, or in case of application for licensure, denial of licensure.	2. From an administrative fine of \$10,000.00, and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.	<u>2. Suspension of license with a corrective action plan to revocation.</u>	<u>2. Revocation.</u>
(d) False, deceptive, or misleading advertising. (Section 459.015(1)(d), F.S.)	(d) From a letter of concern to <u>one (1) year suspension to be followed by a period of probation</u> reprimand , or denial of licensure, and an administrative fine ranging from <u>\$2,500.00 to \$10,000</u> \$1,000.00 to \$2,500.00.	(d) From a letter of concern to reprimand to <u>up to one (1) year suspension to be followed by a period of probation</u> , or denial of licensure, and an administrative fine ranging from <u>\$5,000.00 to \$10,000.00</u> \$1,000.00 to \$2,500.00.	(d) From a letter of concern to <u>one (1) year suspension with a corrective action plan or denial.</u>	(d) From a reprimand to <u>up to one (1) year suspension with a corrective action plan or denial.</u>
(e) Failure to report another licensee in violation. (Section 459.015(1)(e), F.S.); (Section 456.072(1)(i), F.S.)	(e) From a letter of concern to probation <u>and</u> , an administrative fine ranging from \$1,000.00 to \$2,500.00, or denial of licensure.	(e) From reprimand to suspension or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.	(e) From letter of concern to <u>suspension with a corrective action plan or denial.</u>	(e) From a suspension with a corrective action plan to <u>revocation.</u>
(f) Aiding unlicensed practice. (Section 459.015(1)(f), F.S.); (Section 456.072(1)(j), F.S.)	(f) From reprimand to suspension, followed by probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(f) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	(f) From reprimand to <u>suspension with corrective action plan or denial.</u>	(f) From suspension to <u>revocation or denial.</u>
(g) Failure to perform legal obligation. (Section 459.015(1)(g), F.S.); (Section 456.072(1)(k), F.S.)	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a <u>letter of concern</u> reprimand to revocation or denial of licensure, and an administrative fine	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation or denial, and an administrative fine from \$2,500.00 to \$5,000.00.	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a <u>letter of concern to revocation or denial, unless otherwise provided by law.</u>	(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a <u>reprimand to revocation or denial, unless otherwise provided by law.</u>

	from \$1,000.00 to \$5,000.00.			
1. Continuing medical education (CME) violations. (Section 456.072(1)(e), F.S.); (Section 456.072(1)(s), F.S.); (Section 456.033(9), F.S.)	1. Document compliance with the CME requirements for the relevant period; AND:	1. Document compliance with the CME requirements for the relevant period; AND:	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
a. Failure to document required HIV/AIDS.	a. An administrative fine ranging from \$250.00 to \$500.00.	a. An administrative fine ranging from \$500.00 to \$1,000.00.	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
b. Failure to document required domestic violence CME.	b. An administrative fine ranging from \$250.00 to \$500.00.	b. An administrative fine of \$500.00 to \$1,000.00.	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
c. Failure to document required HIV/AIDS, and failure to document domestic violence CME.	c. An administrative fine ranging from \$500.00 to \$1,000.00.	c. An administrative fine ranging from \$1,000.00 to \$2,000.00.	<u>Not applicable to telehealth registrants.</u>	<u>Not applicable to telehealth registrants.</u>
2. Failing to report to the Board within 30 days after the licensee has been convicted of a crime in any jurisdiction. (Section 456.072(1)(w), F.S.) Or failing to report to the Board convictions prior to the enactment of this section, in writing, on or before October 1, 1999. (Section 456.072(1)(w), F.S.)	2. From an administrative fine ranging from \$1,000.00 to \$5,000.00 and a reprimand or denial of licensure, with the ability to reapply.	2. From an administrative fine ranging from \$2,500.00 to \$5,000.00 and a reprimand or denial of licensure, without the ability to reapply.	<u>2. From a letter of concern to a reprimand or denial.</u>	<u>2. From suspension to revocation.</u>
3. Failing to disclose financial interest to patient. (Section 456.052, F.S.)	3. A refund of fees paid by or on behalf of the patient and from an administrative fine of \$1,000.00, to a reprimand, 100 hours of community service	3. A refund of fees paid by or on behalf of the patient and from a reprimand, and an administrative fine of \$2,500.00 to a reprimand, 200 hours of community service and	<u>3. A refund of fees paid by or on behalf of the patient and a letter of concern to a reprimand.</u>	<u>3. A refund of fees paid by or on behalf of the patient and reprimand to a suspension.</u>

	and an administrative fine of \$2,500.00.	an administrative fine of \$5,000.00.		
(h) Filing a false report or failing to file a report as required. (Section 459.015(1)(i), F.S.); (Section 456.072(1)(l), F.S.)	(h) From a letter of concern to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(h) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.		
<u>1. Negligently filing a false report or failing to file a report as required.</u> 1. Relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	<u>1. From a letter of concern or denial to one (1) year probation, and an administrative fine from \$1,000.00 to \$5,000.00.</u> 1. Revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	<u>1. From one (1) year probation to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.</u>	<u>1. From a letter of concern to a reprimand or denial.</u>	<u>1. From a reprimand to revocation.</u>
<u>2. Fraudulently filing a false report or failing to file a report as required.</u> 2. Relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	<u>2. From one (1) year probation to revocation or denial and a \$10,000.00 fine.</u> 2. An administrative fine of \$10,000.00, and a reprimand through suspension of the license, or in case of application for licensure, denial of licensure.	<u>2. From suspension, to be followed by a period of probation, to revocation and a \$10,000.00 fine.</u> 2. An administrative fine of \$10,000.00 ranging from \$2,500 to \$5,000.00, and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.	<u>2. From a reprimand to revocation or denial.</u>	<u>2. From suspension to revocation.</u>
(i) Kickbacks or split fee arrangements. (Section 459.015(1)(j), F.S.)	(i) A refund of fees paid by or on behalf of the patient from a reprimand and an administrative fine of \$1,000.00, to a reprimand and an administrative fine of	(i) A refund of fees paid by or on behalf of the patient, from suspension to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00	<u>(i) A refund of fees paid by or on behalf of the patient, and from a reprimand to six (6) months suspension with a corrective action plan, or denial.</u>	<u>(i) A refund of fees paid by or on behalf of the patient, and from a one (1) year suspension with a corrective action plan, to revocation.</u>

	\$5,000.00, or denial of licensure.	to \$5,000.00.		
(j) Sexual Misconduct. (Section 459.015(1)(l), F.S.); (Section 456.072(1)(v), F.S.)	(j) From <u>one (1) year suspension to be followed by a period of probation and a reprimand</u> probation to revocation, or denial of licensure, and an administrative fine ranging from <u>\$5,000.00 to \$10,000.00</u> \$1,000.00 to \$5,000.00 , or denial of licensure.	(j) <u>Revocation. From suspension, to be followed by a period of probation to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.</u>	(j) From one (1) year suspension with a <u>corrective action plan, and a reprimand, to revocation or denial.</u>	(j) <u>Revocation.</u>
(k) Deceptive, untrue, or fraudulent representations in the practice of osteopathic medicine. (Section 459.015(1)(m), F.S.); (Sections 456.072(1)(a), (m), F.S.)	(k) From a <u>reprimand letter of concern</u> , to revocation, or denial of licensure, and an administrative fine <u>from \$1,000.00 to of \$10,000.00.</u>	(k) <u>From suspension, to be followed by a period of probation, to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u> From probation or denial of licensure, and an administrative fine of \$10,000.00 to revocation.	(k) <u>From a reprimand to revocation or denial.</u>	(k) <u>From suspension with a corrective action plan, to revocation.</u>
1. Deceptive, untrue, or fraudulent representations in the practice of osteopathic medicine relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. From revocation with leave to reapply in three (3) years, and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	1. From permanent revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.		
2. Deceptive, untrue, or fraudulent representations in the practice of osteopathic medicine relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. An administrative fine of \$10,000.00, and a reprimand through suspension of the license, or in case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00, and suspension of the license, followed by a period of probation to revocation, or in case of application for licensure, denial of licensure.		
(l) Improper solicitation of patients. (Section	(l) From an administrative fine ranging from \$1,000.00 to	(l) From suspension, to be followed by a period of probation, to revocation or denial of	(l) From a reprimand to <u>one (1) year suspension with a corrective action plan, to revocation or</u>	(l) <u>From suspension with a corrective action plan, to revocation.</u>

459.015(1)(n), F.S.)	\$5,000.00, and a reprimand to probation, or denial of licensure.	licensure, and an administrative fine from \$2,500.00 to \$5,000.00.	<u>denial.</u>	
(m) Failure to keep legible written medical records. (Section 459.015(1)(o), F.S.; 456.47(3), F.S.)	(m) From letter of concern, to a reprimand, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(m) From a reprimand to suspension followed by probation, and an administrative fine ranging from \$2,500.00 to \$5,000.00, or denial of licensure.	<u>(m) From a letter of concern to a suspension with a corrective action plan or denial.</u>	<u>(m) From a reprimand to two (2) years suspension with a corrective action plan.</u>
1. Failure to keep legible written medical records relating to healthcare fraud in dollar amounts in excess of \$5,000.00.	1. From revocation with leave to reapply in three (3) years, and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.	1. From permanent revocation and an administrative fine of \$10,000.00, or in the case of application for licensure, denial of licensure.		
2. Failure to keep legible written medical records relating to healthcare fraud in dollar amounts of \$5,000.00 or less.	2. An administrative fine of \$10,000.00 to suspension of the license, or in case of application for licensure, denial of licensure.	2. An administrative fine of \$10,000.00, and suspension of the license, followed by a period of probation, to revocation, or in case of application for licensure, denial of licensure.		
(n) Exercising influence on patient for financial gain. (Section 459.015(1)(q), F.S.); (Section 456.072(1)(n), F.S.)	(n) Payment of fees paid by or on behalf of the patient and from a reprimand, to <u>two years suspension, to be followed by a period of probation,</u> or denial of licensure, and an administrative fine ranging from <u>\$2,500.00 to \$5,000.00 to \$7,500.00.</u>	(n) Payment of fees paid by or on behalf of the patient and from probation, to <u>revocation suspension,</u> or denial of licensure, and an administrative fine ranging from <u>\$2,500.00 to \$5,000.00 to \$10,000.00.</u>	<u>(n) Payment of fees paid by or on behalf of the patient and from a reprimand to two (2) years suspension with a corrective action plan or denial.</u>	<u>(n) Payment of fees paid by or on behalf of the patient and from two (2) year suspension to revocation or denial.</u>
(o) Improper advertising of pharmacy. (Section 459.015(1)(r), F.S.)	(o) From a letter of concern to probation, or a denial of licensure, and an administrative fine	(o) From a reprimand, and an administrative fine of \$2,500.00 to probation, and an administrative fine from	<u>(o) From a letter of concern to suspension to with a corrective action plan or denial.</u>	<u>(o) From a reprimand to six (6) month suspension to be followed by a corrective action plan.</u>

	ranging from \$250.00 to \$2,500.00.	\$2,500.00 to \$5,000.00, or denial of licensure.		
(p) Performing professional services not authorized by patient. (Section 459.015(1)(s), F.S.)	(p) From a letter of concern, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(p) From a reprimand, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(p) From a reprimand or denial to revocation or denial.</u>	<u>(p) From suspension with a corrective action plan to revocation or denial.</u>
(q) Inappropriate or excessive prescribing. (Section 459.015(1)(t), F.S.)	(q) From <u>one (1) year probation to revocation, reprimand to probation</u> , and an administrative fine ranging from \$1,000.00 to \$5,000.00, or denial of licensure.	(q) From probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 <u>\$5,000.00 to \$10,000.00.</u>	<u>(q) From a three (3) month suspension with a corrective action plan to revocation or denial.</u>	<u>(q) From one (1) year suspension with a corrective action plan, revocation or denial.</u>
(r) Prescribing, dispensing, administering of a scheduled drug by the physician assistant to himself or herself. (Section 459.015(1)(u), F.S.)	(r) From probation to suspension or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00, and a <u>mental and physical examination.</u>	(r) From suspension, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00, and a <u>mental and physical examination.</u>	<u>(r) From a 14 day suspension with a corrective action plan to revocation and a mental and physical examination.</u>	<u>(r) From a 3 month suspension with a corrective action plan, to revocation or denial, and a mental and physical examination.</u>
(s) Use of amygdalin (laetrile). (Section 459.015(1)(v), F.S.)	(s) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(s) From suspension to be followed by a period of probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(s) From a reprimand to suspension with a corrective action plan or denial.</u>	<u>(s) From suspension with a corrective action plan to revocation or denial.</u>
(t) Inability to practice osteopathic medicine with skill and safety. (Section 459.015(1)(w), F.S.)	(t) From <u>probation to indefinite reprimand to suspension until licensee is able to demonstrate ability to practice with reasonable skill and safety followed by probation, which may be stayed to allow a period of probation with supervision, and a demonstration by</u>	(t) From <u>indefinite suspension, followed by probation, to suspension for a minimum of five (5) years or probation to revocation</u> , until the licensee is able to demonstrate ability to practice with reasonable skill and safety, followed by probation, or denial of licensure, and an administrative	<u>(t) From indefinite suspension with corrective action plan and until licensee is able to demonstrate ability to practice with reasonable skill and safety to suspension for a minimum of one (1) year and until licensee is able to demonstrate ability to practice with reasonable skill and</u>	<u>(t) From indefinite suspension with a corrective action plan, to suspension for a minimum of five (5) years and until licensee is able to demonstrate ability to practice with reasonable skill and safety.</u>

	the licensee of the ability to practice with reasonable skill and safety, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	fine from \$2,500.00 to \$5,000.00 or denial of licensure.	<u>safety or denial.</u>	
(u)1. Malpractice: practicing below acceptable standard of care. (Section 459.015(1)(x), F.S.)	(u)1. From a letter of concern, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(u)1. From reprimand, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(u)1. From letter of concern to revocation or denial.</u>	<u>(u)1. From reprimand to revocation or denial.</u>
2. Gross Malpractice	2. From a probation, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	2. From suspension followed by probation to revocation or denial, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>2. From one (1) year suspension with a corrective action plan, to revocation or denial.</u>	<u>2. From two (2) year suspension with a corrective action plan to revocation.</u>
3. Repeated Malpractice	3. From a reprimand to <u>Revocation</u> revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$10,000.00. <u>\$5,000.00</u> 0.	3. From probation to revocation or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00.	<u>3. Revocation or denial.</u>	
(v) Performing of experimental treatment without informed consent. (Section 459.015(1)(y), F.S.)	(v) From a letter of concern to suspension, to be followed by a period of probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(v) From suspension to be followed by a period of probation, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(v) From a letter of concern to one (1) year suspension with a corrective action or denial.</u>	<u>(v) From one (1) year suspension with a corrective action plan to revocation or denial.</u>
(w) Practicing beyond scope permitted. (Section 459.015(1)(z), F.S.) (Section	(w) From a letter of concern to <u>two (2) years suspension followed by probation,</u> reprimand and probation, or	(w) From <u>two (2) years probation to suspension followed by probation</u> to or revocation, or denial of licensure, and an administrative fine	<u>(w) From reprimand to two (2) years suspension or denial.</u>	<u>(w) From two (2) years suspension to revocation or denial.</u>

456.072(1)(o), F.S.)	denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	ranging from \$2,500.00 to \$5,000.00, or <u>denial of licensure.</u>		
(x) Delegation of professional responsibilities to unqualified person. (Section 459.015(1)(aa), F.S.); (Section 456.072(1)(p), F.S.)	(x) From reprimand to suspension, followed by probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(x) From probation, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(x) From reprimand to suspension with corrective action plan or denial.</u>	<u>(x) From six (6) month suspension with a corrective action plan to revocation or denial.</u>
(y)1. Violation of a <u>lawful order of the board or department previously entered in a disciplinary hearing law, rule, or failure to comply with a lawfully issued subpoena of the department.</u> (Section 459.015(1)(bb), F.S.); (Sections 456.072(1)(b), (q), F.S.)	(y)1. For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(y)1. From probation, to revocation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00 <u>\$10,000.00.</u>	<u>(y)1. For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand, to revocation or denial.</u>	<u>(y)1. From suspension to revocation, or denial.</u>
2. Violation of an order of the Board. <u>(Section 456.072(1)(q), F.S.)</u>	2. From a reprimand and suspension followed by a period of probation, and an administrative fine of \$1,000.00 to <u>revocation a reprimand and suspension followed by a period of probation,</u> and an administrative fine of \$5,000.00.	2. From a reprimand and suspension followed by a period of probation, and an administrative fine of \$2,500.00 to <u>revocation, a reprimand and suspension followed by a period of probation,</u> and an administrative fine of \$10,000.00.	<u>2. From a reprimand to revocation or denial.</u>	<u>2. From suspension with a corrective action plan, to revocation, or denial.</u>
(z) Conspiring to restrict another from lawfully advertising services. (Section 459.015(1)(cc), F.S.)	(z) From a letter of concern to a reprimand, and an administrative fine ranging from \$1,000.00 to	(z) From a reprimand, and an administrative fine of \$2,500.00 to a reprimand and an administrative fine of \$5,000.00.	<u>(z) A reprimand or denial.</u>	<u>(z) Suspension with a corrective action plan, or denial.</u>

	\$2,500.00.			
(aa) Aiding an unlawful abortion. (Section 459.015(1)(dd), F.S.)	(aa) From probation, to revocation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(aa) From suspension, to be followed by a period of probation, to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00 to <u>\$10,000.00</u> .	<u>(aa) From one (1) year suspension with a corrective action plan, to revocation or denial.</u>	<u>(aa) From eighteen (18) month suspension with a corrective action plan, to revocation or denial.</u>
(bb) Presigning prescription forms. (Section 459.015(1)(ee), F.S.)	(bb) From a letter of concern to <u>two (2) years probation, or denial, a reprimand</u> and an administrative fine <u>from of</u> \$1,000.00 to a letter of concern, and an administrative fine of \$2,500.00.	(bb) From <u>suspension</u> , to be followed by a period of probation, to revocation or denial and <u>an administrative fine from \$5,000.00 to \$10,000.00.</u> a reprimand to probation, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(bb) From a letter of concern to two (2) years suspension with a corrective action plan or denial.</u>	<u>(bb) From suspension with a corrective action plan to revocation or denial.</u>
(cc) Improperly interfering with an investigation or a disciplinary procedure. (Section 459.015(1)(kk), F.S.); (Section 456.072(1)(r), F.S.)	(cc) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(cc) From probation, to revocation, or denial of licensure without ability to re-apply , and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(cc) From a reprimand to a suspension with a corrective action plan, or denial.</u>	<u>(cc) From a ninety (90) day suspension with a corrective action plan to revocation or denial.</u>
(dd) Failing to report any M.D., D.O., or PA, who is in violation of law. (Section 459.015(1)(ll), F.S.); (Section 456.072(1)(i), F.S.)	(dd) From a letter of concern to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(dd) From probation to revocation or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(dd) From a letter of concern to suspension with a corrective action plan, or denial.</u>	<u>(dd) Suspension with a corrective action plan or denial.</u>
(ee) Failure to adequately supervise assisting personnel. (Section 459.015(1)(hh), F.S.)	(ee) From a reprimand to probation, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$2,500.00.	(ee) From probation to suspension followed by probation, or denial of licensure, and an administrative fine ranging from \$2,500.00 to \$5,000.00.	<u>(ee) From a reprimand to a suspension with a corrective action plan or denial.</u>	<u>(ee) From a suspension with a corrective action plan, to revocation or denial.</u>
(ff) Improper use of	(ff) From a reprimand	(ff) From suspension to	<u>(ff) From a reprimand</u>	<u>(ff) From suspension</u>

substances for muscle building or enhancement of performance. (Section 459.015(1)(ii), F.S.)	to suspension, or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	be followed by a period of probation, to revocation or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	to suspension with a <u>corrective action plan or denial.</u>	<u>with a corrective action plan to revocation or denial.</u>
(gg) Misrepresenting or concealing a material fact during disciplinary or licensure procedure. (Section 459.015(1)(jj), F.S.)	(gg) From a reprimand to <u>revocation</u> probation , and an administrative fine ranging from \$500.00 to \$2,500.00 to \$5,000.00, or the denial of licensure. with the ability to reapply, upon payment of a \$500.00 fine.	(gg) From probation, to revocation, or denial of licensure without the ability to reapply , and an administrative fine ranging from \$500.00 to \$5,000.00.	(gg) From reprimand to <u>revocation or denial.</u>	(gg) From a minimum of thirty (30) day suspension with a <u>corrective action plan to revocation, or denial.</u>
(hh) Providing medical opinion on claim without reasonable investigation. (Section 459.015(1)(mm), F.S.)	(hh) From a letter of concern to <u>probation</u> , a reprimand , or denial of licensure, and an administrative fine ranging from \$1,000.00 to \$5,000.00.	(hh) From probation to revocation or denial of licensure, and an administrative fine from \$2,500.00 to \$5,000.00 to <u>\$7,500.00.</u>	(hh) From a letter of <u>concern to a suspension with a corrective action plan or denial.</u>	(hh) From a suspension with a <u>corrective action plan to revocation or denial.</u>
(ii) <u>Failing to provide patients with information about patient rights and how to file a patient complaint.</u> (Section 459.015(1)(oo), F.S.); (Section 456.072(1)(u), F.S.)	(ii) <u>Corrective action for nonwillful violations. Letter of concern to reprimand and corrective action for willfull violations and an administrative fine from \$100.00 to \$200.00.</u>	(ii) <u>Administrative fine of up to \$100.00 for ϵ nonwillful violations; and an administrative fine from \$250.00 to \$500.00 for willful violations.</u>	(ii) <u>From a letter of concern to seven (7) day suspension with corrective action plan.</u>	(ii) <u>From a reprimand to a ten (10) day suspension with corrective action plan.</u>
(jj) (ii) <u>1. Violating any provision of Chapters 459, 456, F.S., or any rules adopted pursuant thereto.</u> (Section 459.015(1)(pp), F.S.)	(jj) (ii) From a reprimand, to revocation or denial and an administrative fine from \$1,000.00 to \$5,000.00.	(jj) (ii) From probation, to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.	(jj) <u>From a reprimand to revocation or denial.</u>	(jj) <u>From suspension with a corrective action plan to revocation or denial.</u>
<u>2. Performing a pelvic examination</u>	<u>2. From a letter of concern to a</u>	<u>2. From a reprimand to revocation, and an</u>	<u>2. From a letter of concern to suspension</u>	<u>2. From a minimum of six months</u>

<p>on a patient without the written consent of the patient or the patient's legal representative executed specific to, and expressly identifying, the pelvic examination. (Sections 459.015(1)(pp), 456.51, F.S.)</p>	<p>reprimand and an administrative fine from \$1,000.00 to \$2,500.00, or denial.</p>	<p>administrative fine from \$5,000.00 to \$7,500.00 or denial.</p>	<p>with a corrective action plan or denial.</p>	<p>suspension with a corrective action plan to revocation or denial.</p>
<p>(kk) (jj) Theft or reproduction of an examination. (Section 456.018, F.S.)</p>	<p>(kk) (jj) Revocation or denial of licensure.</p>		<p>(kk) Revocation or denial..</p>	
<p>(ll) Prescribing controlled substances in violation of Section 456.47(2)(c), F.S. (Section 456.47(2)(c), F.S.)</p>	<p>(ll) From a reprimand and a \$5,000.00 fine to revocation or denial. (rr) From a reprimand and a \$5,000.00 fine to revocation or denial.</p>	<p>(ll) From suspension and a \$10,000.00 fine to revocation or denial.</p>	<p>(ll) From a reprimand to revocation or denial.</p>	<p>(ll) From suspension with a corrective action plan to revocation or denial.</p>
<p>(mm) (kk) Performing or attempting to perform health care services on the wrong patient, a wrong site procedure, a wrong procedure, or an unauthorized procedure or a procedure that is medically unnecessary or otherwise unrelated to the patient's diagnosis or medical condition. (Section 456.072(1)(bb), F.S.)</p>	<p>(mm) (kk) From a \$1,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, and one (1) hour lecture on wrong-site surgery in the State of Florida to a \$5,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, undergo a risk management assessment, a one (1) hour lecture on wrong-site surgery, and suspension to be followed by a term of probation, or denial.</p>	<p>(mm) (kk) From a \$7,500.00 fine, a reprimand, and probation or denial to a \$10,000.00 fine and revocation.</p>	<p>(mm) From a letter of concern to suspension with a corrective action plan or denial.</p>	<p>(mm) From a reprimand to revocation or denial.</p>
<p>(nn) (H) Leaving a</p>	<p>(nn) (H) From a</p>	<p>(nn) (H) From a</p>	<p>(nn) From a letter of</p>	<p>(nn) From a</p>

foreign body in a patient, such as a sponge, clamp, forceps, surgical needle, or other paraphernalia commonly used in surgical, examination, or other diagnostic procedures. (Section 456.072(1)(cc), F.S.)	\$1,000.00 to a \$5,000.00 fine, a letter of concern, a minimum of five (5) hours of risk management education, and a one hour lecture to the staff of a Florida licensed healthcare facility on retained foreign body objects to <u>suspension followed by a term of probation revocation.</u>	\$7,500.00 fine, a reprimand and probation, or denial to revocation.	<u>concern to suspension with a corrective action plan.</u>	<u>suspension with a corrective action plan to revocation or denial.</u>
(oo) (mm) Engaging in a pattern of practice when prescribing medicinal drugs or controlled substances which demonstrates a lack of reasonable skill or safety to patients. (Section 456.072(1)(gg), F.S.)	(oo) (mm) From one year probation to revocation, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or denial of licensure.	(oo) (mm) From suspension to be followed by probation to revocation, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or denial of licensure.	(oo) From one (1) <u>month suspension with a corrective action plan, to revocation or denial.</u>	(oo) From ninety (90) <u>day suspension with a corrective action plan, to revocation or denial.</u>
(pp) (mm) Being terminated from a treatment program for impaired practitioners, for failure to comply with the terms of the monitoring or treatment contract or for not successfully completing any drug-treatment or alcohol-treatment program. (Section 456.072(1)(hh) , F.S.)	(pp) (mm) From suspension until licensee demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety to be followed by a term of probation; and a fine of \$1,000.00 to \$2,500.00, to <u>revocation or denial.</u>	(pp) (mm) From a <u>minimum of six (6) motnhs</u> suspension until licensee demonstrates compliance with all terms of the monitoring or treatment contract and is able to demonstrate to the Board the ability to practice with reasonable skill and safety to be followed by a term of probation; and a fine of \$2,500 to \$5,000, to <u>revocation or denial.</u>	(pp) From suspension with a corrective action plan until licensee <u>demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety, to revocation or denial.</u>	(pp) From a minimum of six (6) months <u>suspension with a corrective action plan and until licensee demonstrates compliance with all terms of the monitoring or treatment contract, and is able to demonstrate to the Board the ability to practice with reasonable skill and safety, to revocation or denial.</u>
(qq) (oo) Being convicted of, or entering a plea of	(qq) (oo) Revocation and a fine of \$10,000, or in the case of		(qq) <u>Revocation or denial.</u>	

<p>guilty or nolo contendere to any misdemeanor or felony, regardless of adjudication, under 18 USC s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 USC ss. 1320a-7b, relating to the Medicaid program. (Section 456.072(1)(ii), F.S.)</p>	<p>application for licensure, denial of license.</p>			
<p>(rr) (pp) Failing to remit the sum owed to the state for overpayment from the Medicaid program pursuant to a final order, judgment, or settlement. (Section 456.072(1)(jj), F.S.)</p>	<p>(rr) (pp) From a letter of concern to probation, and a fine of \$500.00 to \$5,000.00.</p>	<p>(rr) (pp) From a reprimand to revocation, and a fine of \$2,500.00 to \$5,000.00.</p>	<p><u>(rr) From a letter of concern to suspension with a corrective action plan.</u></p>	<p><u>(rr) From a reprimand to revocation.</u></p>
<p>(ss) (qq) Being terminated from the state Medicaid program, or any other state Medicaid program, or the federal Medicare program. (Section 456.072(1)(kk), F.S.)</p>	<p>(ss) (qq) From a letter of concern to suspension, and a fine of \$1,000 to \$5,000, <u>or denial.</u></p>	<p>(ss) (qq) From a reprimand to revocation, and a fine of \$5,000 to \$10,000 <u>or denial.</u></p>	<p><u>(ss) From a letter of concern to suspension with a corrective action plan, or denial.</u></p>	<p><u>(ss) From a reprimand to revocation or denial.</u></p>
<p>(tt) (rr) Being convicted of, or entering into a plea of guilty or nolo contendere to any misdemeanor or felony, regardless of adjudication, which relates to health care fraud. (Section</p>	<p>(tt) (rr) Revocation and a fine of \$10,000, or in the case of application for licensure, denial of license.</p>		<p><u>(tt) Revocation or denial.</u></p>	

456.072(1)(ll), F.S.)				
<u>(uu) Failure to comply with the controlled substance prescribing requirements of Section 456.44, F.S. (Section 456.072)(1)(mm), F.S.)</u>	<u>(uu) From a minimum of suspension of license for a period of six (6) months followed by a period of probation and an administrative fine in the amount of \$10,000.00 to revocation and an administrative fine in the amount of \$10,000.00.</u>	<u>(uu) From a minimum of suspension of license for a period of one (1) year followed by a period of probation and an administrative fine in the amount of \$10,000.00 to revocation and an administrative fine in the amount of \$10,000.00.</u>	<u>(uu) From a minimum of suspension for a period of six (6) months with a corrective action plan, to revocation.</u>	<u>(uu) From a minimum of suspension for a period of one (1) year with a corrective action plan, to revocation.</u>
<u>(vv) (ss)-Willfully failing to comply with Section 627.64194 or 641.513, F.S., with such frequency as to indicate a general business practice. (Section 459.015(1)(vv), F.S.)</u>	<u>(vv) (ss)-From a letter of concern to a reprimand and an administrative fine in the amount of \$1,000.00 to \$5,000.00.</u>	<u>(vv) (ss)- From a reprimand to revocation and an administrative fine in the amount of \$5,000.00 to \$10,000.00.</u>	<u>(vv) From a letter of concern to a reprimand.</u>	<u>(vv) From a reprimand to revocation.</u>
<u>(ww) (tt) Failure to consult the prescription drug monitoring system, as required by section 893.055(8), F.S. (Section 459.015(1)(g), F.S.)</u>	<u>(ww) (tt) From a letter of concern to a reprimand and an administrative fine of \$1,000.00 to \$2,500.00.</u>	<u>(ww) (tt) From a reprimand to revocation and an administrative fine of \$2,500.00 to \$10,000.00</u>	<u>(ww) From a letter of concern to a reprimand.</u>	<u>(ww) From a reprimand to revocation.</u>
<u>(xx) Intentionally implanting a patient or causing a patient to be implanted with a human embryo without the recipient's consent to the use of that human embryo, or inseminating a patient or causing a patient to be inseminated with the human reproductive material, as defined</u>	<u>(xx) From six (6) months probation to one (1) year suspension, and an administrative fine of \$5,000.00 to \$10,000.00, or denial.</u>	<u>(xx) From one (1) year suspension to revocation and an administrative fine of \$7,500.00 to \$10,000.00, or denial.</u>	<u>(xx) From six (6) months suspension with a corrective action plan to one (1) year suspension with a corrective action plan or denial.</u>	<u>(xx) From one (1) year suspension with a corrective action plan to revocation or denial.</u>

<p><u>in s. 784.086, of a donor without the recipient's consent to the use of human reproductive material from that donor.</u> (Section 456.072(1)(pp), F.S.</p>				
<p><u>(yy) Implanting a patient or causing a patient to be implanted with a human embryo created with the human reproductive material, as defined in s. 784.086, of the licensee, or inseminating a patient or causing a patient to be inseminated with the human reproductive material of the licensee.</u> (Section 459.015(1)(yy), F.S.)</p>	<p><u>(yy) Revocation and a \$10,000.00 fine or denial.</u></p>		<p><u>(yy) Revocation or denial.</u></p>	
<p><u>(zz) Providing information indicating that a person has a disability or supporting a person's need for an emotional support animal under s. 760.27, F.S. without personal knowledge of the person's disability or disability-related need for the specific emotional support animal.</u> (Section 456.072(1)(pp)</p>	<p><u>(zz) From a letter of concern to probation and an administrative fine from \$500.00 to \$1,000.00</u></p>	<p><u>(zz) From a reprimand to revocation and a fine from \$500 to \$1,000.00.</u></p>	<p><u>(zz) From a letter of concern to a suspension with a corrective action plan.</u></p>	<p><u>(zz) From a reprimand to revocation.</u></p>
<p><u>(aaa) Failure to</u></p>	<p><u>(aaa) Not applicable</u></p>		<p><u>(aaa) From a reprimand</u></p>	<p><u>(aaa) From a</u></p>

<u>report disciplinary action by another jurisdiction including pending disciplinary action. (Section 456.47(4)(d), F.S.</u>	<u>to physician assistants licensed under Chapters 458 or 459, F.S.</u>		<u>to revocation or denial.</u>	<u>suspension with a corrective action plan to revocation or denial.</u>
<u>(bbb) Failure to display hyperlink on telehealth registrant’s website. (Section 456.47(4)(c), F.S.</u>	<u>(bbb) Not applicable to physician assistants licensed under Chapters 458 or 459, F.S.</u>		<u>(bbb) From a letter of concern to suspension with a corrective action plan.</u>	<u>(bbb) From a reprimand to revocation.</u>
<u>(ccc) Opening an office in Florida or providing in-person healthcare services to patients in Florida. (Section 456.47(4)(f), F.S.)</u>	<u>(ccc) Not applicable to physician assistants licensed under Chapters 458 or 459, F.S.</u>		<u>(ccc) From six (6) month suspension with a corrective action plan to revocation or denial.</u>	<u>(ccc) From one (1) year suspension with a corrective action plan to revocation.</u>

(3) Aggravating and Mitigating Circumstances. Based upon consideration of aggravating and mitigating factors present in an individual case, the Board may deviate from the penalties recommended above. The Board shall consider as aggravating or mitigating factors the following.

- (a) Exposure of patients or public to injury or potential injury, physical or otherwise; none, slight, severe, or death;
- (b) Legal status at the time of the offense; no restraints, or legal constraints;
- (c) The number of counts or separate offenses established;
- (d) The number of times the same offense or offenses have previously been committed by the licensee or applicant;
- (e) The disciplinary history of the applicant or licensee in any jurisdiction and the length of practice;
- (f) Pecuniary benefit or self-gain inuring to the applicant or licensee;
- (g) Any other relevant mitigating factors.

(4) The certification of a Physician Assistant shall be disciplined by the Board when, after due notice and a hearing in accordance with the provisions of this rule, it shall find: that the Physician Assistant has held himself or herself out or permitted another to represent the Physician Assistant ~~him~~ as a licensed physician. If any person addresses the Physician Assistant in a medical setting as “Doctor,” the Physician Assistant must immediately inform that person that the Physician Assistant is not a doctor. Upon a finding by the Board of failure to immediately inform the person, the following penalty shall be imposed: a letter of concern, a reprimand, a 60-day suspension and/or a fine up to \$2,500.00; and for any subsequent offense, a fine up to \$5,000.00 and/or revocation of the certificate.

Rulemaking Authority 456.079, 456.47(7), 459.015(5) FS. Law Implemented 456.072, 456.079, 456.47(7), 459.015(5), 459.022(4)(e)1., (7)(f) FS. History—New 4-18-89, Formerly 21R-6.011, Amended 11-4-93, Formerly 61F9-6.011, 59W-6.011, Amended 6-7-98, 4-9-01, 7-13-03, 5-16-10, 3-26-12, 5-17-17, 11-15-18.

2020698er

1
2 An act relating to reproductive health; amending s.
3 456.072, F.S.; providing grounds for disciplinary
4 action; amending s. 456.074, F.S.; requiring the
5 department to immediately suspend the license of
6 certain health care practitioners under certain
7 circumstances; creating s. 456.51, F.S.; defining the
8 term "pelvic examination"; prohibiting health care
9 practitioners and certain students from performing a
10 pelvic examination on a patient without first
11 obtaining the written consent of the patient or the
12 patient's legal representative; providing exceptions;
13 amending ss. 458.331 and 459.015, F.S.; providing
14 grounds for disciplinary action; creating s. 784.086,
15 F.S.; defining terms; establishing the criminal
16 offense of reproductive battery; providing criminal
17 penalties; providing an exception; tolling the period
18 of limitations; providing that a recipient's consent
19 to an anonymous donor is not a defense to the crime of
20 reproductive battery; providing effective dates.

21
22 Be It Enacted by the Legislature of the State of Florida:

23
24 Section 1. Paragraph (pp) is added to subsection (1) of
25 section 456.072, Florida Statutes, to read:

26 456.072 Grounds for discipline; penalties; enforcement.—

27 (1) The following acts shall constitute grounds for which
28 the disciplinary actions specified in subsection (2) may be
29 taken:

2020698er

30 (pp) Intentionally implanting a patient or causing a
31 patient to be implanted with a human embryo without the
32 recipient's consent to the use of that human embryo, or
33 inseminating a patient or causing a patient to be inseminated
34 with the human reproductive material, as defined in s. 784.086,
35 of a donor without the recipient's consent to the use of human
36 reproductive material from that donor.

37 Section 2. Subsection (1) of section 456.074, Florida
38 Statutes, is amended to read:

39 456.074 Certain health care practitioners; immediate
40 suspension of license.—

41 (1) The department shall issue an emergency order
42 suspending the license of any person licensed under chapter 458,
43 chapter 459, chapter 460, chapter 461, chapter 462, chapter 463,
44 chapter 464, chapter 465, chapter 466, or chapter 484 who pleads
45 guilty to, is convicted or found guilty of, or who enters a plea
46 of nolo contendere to, regardless of adjudication, to:

47 (a) A felony under chapter 409, chapter 817, or chapter 893
48 or under 21 U.S.C. ss. 801-970 or under 42 U.S.C. ss. 1395-1396;
49 ~~or~~

50 (b) A misdemeanor or felony under 18 U.S.C. s. 669, ss.
51 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s.
52 1349, or s. 1518 or 42 U.S.C. ss. 1320a-7b, relating to the
53 Medicaid program; or

54 (c) A felony under s. 784.086, relating to a reproductive
55 battery.

56 Section 3. Section 456.51, Florida Statutes, is created to
57 read:

58 456.51 Consent for pelvic examinations.—

2020698er

59 (1) As used in this section, the term "pelvic examination"
60 means the series of tasks that comprise an examination of the
61 vagina, cervix, uterus, fallopian tubes, ovaries, rectum, or
62 external pelvic tissue or organs using any combination of
63 modalities, which may include, but need not be limited to, the
64 health care provider's gloved hand or instrumentation.

65 (2) A health care practitioner, a medical student, or any
66 other student receiving training as a health care practitioner
67 may not perform a pelvic examination on a patient without the
68 written consent of the patient or the patient's legal
69 representative executed specific to, and expressly identifying,
70 the pelvic examination, unless:

71 (a) A court orders performance of the pelvic examination
72 for the collection of evidence; or

73 (b) The pelvic examination is immediately necessary to
74 avert a serious risk of imminent substantial and irreversible
75 physical impairment of a major bodily function of the patient.

76 Section 4. Paragraph (ww) is added to subsection (1) of
77 section 458.331, Florida Statutes, to read:

78 458.331 Grounds for disciplinary action; action by the
79 board and department.—

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

82 (ww) Implanting a patient or causing a patient to be
83 implanted with a human embryo created with the human
84 reproductive material, as defined in s. 784.086, of the
85 licensee, or inseminating a patient or causing a patient to be
86 inseminated with the human reproductive material of the
87 licensee.

2020698er

88 Section 5. Paragraph (yy) is added to subsection (1) of
89 section 459.015, Florida Statutes, to read:

90 459.015 Grounds for disciplinary action; action by the
91 board and department.—

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

94 (yy) Implanting a patient or causing a patient to be
95 implanted with a human embryo created with the human
96 reproductive material, as defined in s. 784.086, of the
97 licensee, or inseminating a patient or causing a patient to be
98 inseminated with the human reproductive material of the
99 licensee.

100 Section 6. Effective October 1, 2020, section 784.086,
101 Florida Statutes, is created to read:

102 784.086 Reproductive battery.—

103 (1) As used in this section, the term:

104 (a) "Donor" means a person who donates reproductive
105 material, regardless of whether for personal use or
106 compensation.

107 (b) "Health care practitioner" has the same meaning as
108 provided in s. 456.001.

109 (c) "Recipient" means a person who receives reproductive
110 material from a donor.

111 (d) "Reproductive material" means any human "egg" or
112 "sperm" as those terms are defined in s. 742.13, or a human
113 zygote.

114 (e) "Zygote" means a fertilized ovum.

115 (2) A health care practitioner may not intentionally
116 transfer into the body of a recipient human reproductive

2020698er

117 material or implant a human embryo of a donor, knowing the
118 recipient has not consented to the use of the human reproductive
119 material or human embryo from that donor.

120 (a) A health care practitioner who violates this section
121 commits reproductive battery, a felony of the third degree,
122 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

123 (b) A health care practitioner who violates this section
124 and who is the donor of the reproductive material commits a
125 felony of the second degree, punishable as provided in s.
126 775.082, s. 775.083, or s. 775.084.

127 (3) Notwithstanding any other provision of law, the period
128 of limitation for a violation under this section does not begin
129 to run until the date on which the violation is discovered and
130 reported to law enforcement or any other governmental agency.

131 (4) It is not a defense to the crime of reproductive
132 battery that the recipient consented to an anonymous donor.

133 Section 7. Except as otherwise expressly provided in this
134 act, this act shall take effect July 1, 2020.

20201084er

1
2 An act relating to emotional support animals; creating
3 s. 760.27, F.S.; defining the terms "emotional support
4 animal" and "housing provider"; prohibiting
5 discrimination in housing provided to a person with a
6 disability or a disability-related need for an
7 emotional support animal; specifying that such person
8 may not be required to pay extra compensation for such
9 animal; authorizing a housing provider to request
10 specified information under certain circumstances;
11 restricting such requests; specifying liability for
12 owners of emotional support animals relating to damage
13 done by their emotional support animals; providing
14 applicability; amending s. 413.08, F.S.; providing
15 applicability; amending s. 456.072, F.S.; prohibiting
16 a health care practitioner from providing information
17 regarding a person's need for an emotional support
18 animal without having personal knowledge of that
19 person's need for the animal; amending s. 760.22,
20 F.S.; revising the definition of the term "handicap";
21 amending ss. 419.001, 760.23, 760.24, 760.25, 760.29,
22 and 760.31, F.S.; replacing the term "handicap" with
23 the term "disability," to conform to changes made by
24 the act; conforming provisions to changes made by the
25 act; creating s. 817.265, F.S.; prohibiting the
26 falsification of information or other fraudulent
27 misrepresentation regarding the use of an emotional
28 support animal; providing penalties; providing an
29 effective date.

20201084er

30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58

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

Section 1. Section 760.27, Florida Statutes, is created to read:

760.27 Prohibited discrimination in housing provided to persons with a disability or disability-related need for an emotional support animal.-

(1) DEFINITIONS.-As used in this section, the term:

(a) "Emotional support animal" means an animal that does not require training to do work, perform tasks, provide assistance, or provide therapeutic emotional support by virtue of its presence which alleviates one or more identified symptoms or effects of a person's disability.

(b) "Housing provider" means any person or entity engaging in conduct covered by the federal Fair Housing Act or s. 504 of the Rehabilitation Act of 1973, including the owner or lessor of a dwelling.

(2) REASONABLE ACCOMMODATION REQUESTS.-To the extent required by federal law, rule, or regulation, it is unlawful to discriminate in the provision of housing to a person with a disability or disability-related need for, and who has or at any time obtains, an emotional support animal. A person with a disability or a disability-related need must, upon the person's request and approval by a housing provider, be allowed to keep such animal in his or her dwelling as a reasonable accommodation in housing, and such person may not be required to pay extra compensation for such animal. Unless otherwise prohibited by federal law, rule, or regulation, a housing provider may:

20201084er

59 (a) Deny a reasonable accommodation request for an
60 emotional support animal if such animal poses a direct threat to
61 the safety or health of others or poses a direct threat of
62 physical damage to the property of others, which threat cannot
63 be reduced or eliminated by another reasonable accommodation.

64 (b) If a person's disability is not readily apparent,
65 request reliable information that reasonably supports that the
66 person has a disability. Supporting information may include:

67 1. A determination of disability from any federal, state,
68 or local government agency.

69 2. Receipt of disability benefits or services from any
70 federal, state, or local government agency.

71 3. Proof of eligibility for housing assistance or a housing
72 voucher received because of a disability.

73 4. Information from a health care practitioner, as defined
74 in s. 456.001; a telehealth provider, as defined in s. 456.47;
75 or any other similarly licensed or certified practitioner or
76 provider in good standing with his or her profession's
77 regulatory body in another state but only if such out-of-state
78 practitioner has provided in-person care or services to the
79 tenant on at least one occasion. Such information is reliable if
80 the practitioner or provider has personal knowledge of the
81 person's disability and is acting within the scope of his or her
82 practice to provide the supporting information.

83 5. Information from any other source that the housing
84 provider reasonably determines to be reliable in accordance with
85 the federal Fair Housing Act and s. 504 of the Rehabilitation
86 Act of 1973.

87 (c) If a person's disability-related need for an emotional

20201084er

88 support animal is not readily apparent, request reliable
89 information that reasonably supports the person's need for the
90 particular emotional support animal being requested. Supporting
91 information may include:

92 1. Information identifying the particular assistance or
93 therapeutic emotional support provided by the specific animal
94 from a health care practitioner, as defined in s. 456.001; a
95 telehealth provider, as defined in s. 456.47; or any other
96 similarly licensed or certified practitioner or provider in good
97 standing with his or her profession's regulatory body in another
98 state. Such information is reliable if the practitioner or
99 provider has personal knowledge of the person's disability and
100 is acting within the scope of his or her practice to provide the
101 supporting information.

102 2. Information from any other source that the housing
103 provider reasonably determines to be reliable in accordance with
104 the federal Fair Housing Act and s. 504 of the Rehabilitation
105 Act of 1973.

106 (d) If a person requests to keep more than one emotional
107 support animal, request information regarding the specific need
108 for each animal.

109 (e) Require proof of compliance with state and local
110 requirements for licensing and vaccinating each emotional
111 support animal.

112 (3) REQUEST LIMITATIONS.—

113 (a) Notwithstanding the authority to request information
114 under subsection (2), a housing provider may not request
115 information that discloses the diagnosis or severity of a
116 person's disability or any medical records relating to the

20201084er

117 disability. However, a person may disclose such information or
118 medical records to the housing provider at his or her
119 discretion.

120 (b) A housing provider may develop and make available to
121 persons a routine method for receiving and processing reasonable
122 accommodation requests for emotional support animals; however, a
123 housing provider may not require the use of a specific form or
124 notarized statement, or deny a request solely because a person
125 did not follow the housing provider's routine method.

126 (c) An emotional support animal registration of any kind,
127 including, but not limited to, an identification card, patch,
128 certificate, or similar registration obtained from the Internet
129 is not, by itself, sufficient information to reliably establish
130 that a person has a disability or a disability-related need for
131 an emotional support animal.

132 (4) LIABILITY.—A person with a disability or a disability-
133 related need is liable for any damage done to the premises or to
134 another person on the premises by his or her emotional support
135 animal.

136 (5) APPLICABILITY.—This section does not apply to a service
137 animal as defined in s. 413.08.

138 Section 2. Paragraph (b) of subsection (6) of section
139 413.08, Florida Statutes, is amended to read:

140 413.08 Rights and responsibilities of an individual with a
141 disability; use of a service animal; prohibited discrimination
142 in public employment, public accommodations, and housing
143 accommodations; penalties.—

144 (6) An individual with a disability is entitled to rent,
145 lease, or purchase, as other members of the general public, any

20201084er

146 housing accommodations offered for rent, lease, or other
147 compensation in this state, subject to the conditions and
148 limitations established by law and applicable alike to all
149 persons.

150 (b) An individual with a disability who has a service
151 animal or who obtains a service animal is entitled to full and
152 equal access to all housing accommodations provided for in this
153 section, and such individual ~~a person~~ may not be required to pay
154 extra compensation for such animal. However, such individual ~~a~~
155 ~~person~~ is liable for any damage done to the premises or to
156 another individual ~~person~~ on the premises by the animal. A
157 housing accommodation may request proof of compliance with
158 vaccination requirements. This paragraph does not apply to an
159 emotional support animal as defined in s. 760.27.

160 Section 3. Paragraph (e) of subsection (1) of section
161 419.001, Florida Statutes, is amended to read:

162 419.001 Site selection of community residential homes.—

163 (1) For the purposes of this section, the term:

164 (e) "Resident" means any of the following: a frail elder as
165 defined in s. 429.65; a person who has a disability ~~handicap~~ as
166 defined in s. 760.22(3)(a) ~~s. 760.22(7)(a)~~; a person who has a
167 developmental disability as defined in s. 393.063; a
168 nondangerous person who has a mental illness as defined in s.
169 394.455; or a child who is found to be dependent as defined in
170 s. 39.01 or s. 984.03, or a child in need of services as defined
171 in s. 984.03 or s. 985.03.

172 Section 4. Paragraph (pp) is added to subsection (1) of
173 section 456.072, Florida Statutes, to read:

174 456.072 Grounds for discipline; penalties; enforcement.—

20201084er

175 (1) The following acts shall constitute grounds for which
176 the disciplinary actions specified in subsection (2) may be
177 taken:

178 (pp) Providing information, including written
179 documentation, indicating that a person has a disability or
180 supporting a person's need for an emotional support animal under
181 s. 760.27 without personal knowledge of the person's disability
182 or disability-related need for the specific emotional support
183 animal.

184 Section 5. Present subsections (3) through (6) of section
185 760.22, Florida Statutes, are renumbered as subsections (4)
186 through (7), respectively, and present subsection (7) of that
187 section is amended, to read:

188 760.22 Definitions.—As used in ss. 760.20-760.37, the term:
189 (3)(7) "Disability" "Handicap" means:

190 (a) A person has a physical or mental impairment which
191 substantially limits one or more major life activities, or he or
192 she has a record of having, or is regarded as having, such
193 physical or mental impairment; or

194 (b) A person has a developmental disability as defined in
195 s. 393.063.

196 Section 6. Section 760.23, Florida Statutes, is amended to
197 read:

198 760.23 Discrimination in the sale or rental of housing and
199 other prohibited practices.—

200 (1) It is unlawful to refuse to sell or rent after the
201 making of a bona fide offer, to refuse to negotiate for the sale
202 or rental of, or otherwise to make unavailable or deny a
203 dwelling to any person because of race, color, national origin,

20201084er

204 sex, disability ~~handicap~~, familial status, or religion.

205 (2) It is unlawful to discriminate against any person in
206 the terms, conditions, or privileges of sale or rental of a
207 dwelling, or in the provision of services or facilities in
208 connection therewith, because of race, color, national origin,
209 sex, disability ~~handicap~~, familial status, or religion.

210 (3) It is unlawful to make, print, or publish, or cause to
211 be made, printed, or published, any notice, statement, or
212 advertisement with respect to the sale or rental of a dwelling
213 that indicates any preference, limitation, or discrimination
214 based on race, color, national origin, sex, disability ~~handicap~~,
215 familial status, or religion or an intention to make any such
216 preference, limitation, or discrimination.

217 (4) It is unlawful to represent to any person because of
218 race, color, national origin, sex, disability ~~handicap~~, familial
219 status, or religion that any dwelling is not available for
220 inspection, sale, or rental when such dwelling is in fact so
221 available.

222 (5) It is unlawful, for profit, to induce or attempt to
223 induce any person to sell or rent any dwelling by a
224 representation regarding the entry or prospective entry into the
225 neighborhood of a person or persons of a particular race, color,
226 national origin, sex, disability ~~handicap~~, familial status, or
227 religion.

228 (6) The protections afforded under ss. 760.20-760.37
229 against discrimination on the basis of familial status apply to
230 any person who is pregnant or is in the process of securing
231 legal custody of any individual who has not attained the age of
232 18 years.

20201084er

233 (7) It is unlawful to discriminate in the sale or rental
234 of, or to otherwise make unavailable or deny, a dwelling to any
235 buyer or renter because of a disability ~~handicap~~ of:

236 (a) That buyer or renter;

237 (b) A person residing in or intending to reside in that
238 dwelling after it is sold, rented, or made available; or

239 (c) Any person associated with the buyer or renter.

240 (8) It is unlawful to discriminate against any person in
241 the terms, conditions, or privileges of sale or rental of a
242 dwelling, or in the provision of services or facilities in
243 connection with such dwelling, because of a disability ~~handicap~~
244 of:

245 (a) That buyer or renter;

246 (b) A person residing in or intending to reside in that
247 dwelling after it is sold, rented, or made available; or

248 (c) Any person associated with the buyer or renter.

249 (9) For purposes of subsections (7) and (8), discrimination
250 includes:

251 (a) A refusal to permit, at the expense of the ~~handicapped~~
252 person with a disability, reasonable modifications of existing
253 premises occupied or to be occupied by such person if such
254 modifications may be necessary to afford such person full
255 enjoyment of the premises; or

256 (b) A refusal to make reasonable accommodations in rules,
257 policies, practices, or services, when such accommodations may
258 be necessary to afford such person equal opportunity to use and
259 enjoy a dwelling.

260 (10) Covered multifamily dwellings as defined herein which
261 are intended for first occupancy after March 13, 1991, shall be

20201084er

262 designed and constructed to have at least one building entrance
263 on an accessible route unless it is impractical to do so because
264 of the terrain or unusual characteristics of the site as
265 determined by commission rule. Such buildings shall also be
266 designed and constructed in such a manner that:

267 (a) The public use and common use portions of such
268 dwellings are readily accessible to and usable by ~~handicapped~~
269 persons with disabilities.

270 (b) All doors designed to allow passage into and within all
271 premises within such dwellings are sufficiently wide to allow
272 passage by a person in a wheelchair.

273 (c) All premises within such dwellings contain the
274 following features of adaptive design:

275 1. An accessible route into and through the dwelling.

276 2. Light switches, electrical outlets, thermostats, and
277 other environmental controls in accessible locations.

278 3. Reinforcements in bathroom walls to allow later
279 installation of grab bars.

280 4. Usable kitchens and bathrooms such that a person in a
281 wheelchair can maneuver about the space.

282 (d) Compliance with the appropriate requirements of the
283 American National Standards Institute for buildings and
284 facilities providing accessibility and usability for persons
285 with physical disabilities ~~physically handicapped people~~,
286 commonly cited as ANSI A117.1-1986, suffices to satisfy the
287 requirements of paragraph (c).

288

289 State agencies with building construction regulation
290 responsibility or local governments, as appropriate, shall

20201084er

291 review the plans and specifications for the construction of
292 covered multifamily dwellings to determine consistency with the
293 requirements of this subsection.

294 Section 7. Section 760.24, Florida Statutes, is amended to
295 read:

296 760.24 Discrimination in the provision of brokerage
297 services.—It is unlawful to deny any person access to, or
298 membership or participation in, any multiple-listing service,
299 real estate brokers' organization, or other service,
300 organization, or facility relating to the business of selling or
301 renting dwellings, or to discriminate against him or her in the
302 terms or conditions of such access, membership, or
303 participation, on account of race, color, national origin, sex,
304 disability ~~handicap~~, familial status, or religion.

305 Section 8. Subsection (1) and paragraph (a) of subsection
306 (2) of section 760.25, Florida Statutes, are amended to read:

307 760.25 Discrimination in the financing of housing or in
308 residential real estate transactions.—

309 (1) It is unlawful for any bank, building and loan
310 association, insurance company, or other corporation,
311 association, firm, or enterprise the business of which consists
312 in whole or in part of the making of commercial real estate
313 loans to deny a loan or other financial assistance to a person
314 applying for the loan for the purpose of purchasing,
315 constructing, improving, repairing, or maintaining a dwelling,
316 or to discriminate against him or her in the fixing of the
317 amount, interest rate, duration, or other term or condition of
318 such loan or other financial assistance, because of the race,
319 color, national origin, sex, disability ~~handicap~~, familial

20201084er

320 status, or religion of such person or of any person associated
321 with him or her in connection with such loan or other financial
322 assistance or the purposes of such loan or other financial
323 assistance, or because of the race, color, national origin, sex,
324 disability ~~handicap~~, familial status, or religion of the present
325 or prospective owners, lessees, tenants, or occupants of the
326 dwelling or dwellings in relation to which such loan or other
327 financial assistance is to be made or given.

328 (2) (a) It is unlawful for any person or entity whose
329 business includes engaging in residential real estate
330 transactions to discriminate against any person in making
331 available such a transaction, or in the terms or conditions of
332 such a transaction, because of race, color, national origin,
333 sex, disability ~~handicap~~, familial status, or religion.

334 Section 9. Paragraph (a) of subsection (1) and paragraph
335 (a) of subsection (5) of section 760.29, Florida Statutes, are
336 amended to read:

337 760.29 Exemptions.—

338 (1) (a) Nothing in ss. 760.23, ~~and~~ 760.25, and 760.27
339 applies to:

340 1. Any single-family house sold or rented by its owner,
341 provided such private individual owner does not own more than
342 three single-family houses at any one time. In the case of the
343 sale of a single-family house by a private individual owner who
344 does not reside in such house at the time of the sale or who was
345 not the most recent resident of the house prior to the sale, the
346 exemption granted by this paragraph applies only with respect to
347 one sale within any 24-month period. In addition, the bona fide
348 private individual owner shall not own any interest in, nor

20201084er

349 shall there be owned or reserved on his or her behalf, under any
350 express or voluntary agreement, title to, or any right to all or
351 a portion of the proceeds from the sale or rental of, more than
352 three single-family houses at any one time. The sale or rental
353 of any single-family house shall be excepted from the
354 application of ss. 760.20-760.37 only if the house is sold or
355 rented:

356 a. Without the use in any manner of the sales or rental
357 facilities or the sales or rental services of any real estate
358 licensee or such facilities or services of any person in the
359 business of selling or renting dwellings, or of any employee or
360 agent of any such licensee or person; and

361 b. Without the publication, posting, or mailing, after
362 notice, of any advertisement or written notice in violation of
363 s. 760.23(3).

364
365 Nothing in this provision prohibits the use of attorneys, escrow
366 agents, abstractors, title companies, and other such
367 professional assistance as is necessary to perfect or transfer
368 the title.

369 2. Rooms or units in dwellings containing living quarters
370 occupied or intended to be occupied by no more than four
371 families living independently of each other, if the owner
372 actually maintains and occupies one of such living quarters as
373 his or her residence.

374 (5) Nothing in ss. 760.20-760.37:

375 (a) Prohibits a person engaged in the business of
376 furnishing appraisals of real property from taking into
377 consideration factors other than race, color, national origin,

20201084er

378 sex, disability ~~handicap~~, familial status, or religion.

379 Section 10. Subsection (5) of section 760.31, Florida
380 Statutes, is amended to read:

381 760.31 Powers and duties of commission.—The commission
382 shall:

383 (5) Adopt rules necessary to implement ss. 760.20-760.37
384 and govern the proceedings of the commission in accordance with
385 chapter 120. Commission rules shall clarify terms used with
386 regard to ~~handicapped~~ accessibility for persons with
387 disabilities, exceptions from accessibility requirements based
388 on terrain or site characteristics, and requirements related to
389 housing for older persons. Commission rules shall specify the
390 fee and the forms and procedures to be used for the registration
391 required by s. 760.29(4) (e).

392 Section 11. Section 817.265, Florida Statutes, is created
393 to read:

394 817.265 False or fraudulent proof of need for an emotional
395 support animal.—A person who falsifies information or written
396 documentation, or knowingly provides fraudulent information or
397 written documentation, for an emotional support animal under s.
398 760.27, or otherwise knowingly and willfully misrepresents
399 himself or herself, through his or her conduct or through a
400 verbal or written notice, as having a disability or disability-
401 related need for an emotional support animal or being otherwise
402 qualified to use an emotional support animal, commits a
403 misdemeanor of the second degree, punishable as provided in s.
404 775.082 or s. 775.083. In addition, within 6 months after a
405 conviction under this section, a person must perform 30 hours of
406 community service for an organization that serves persons with

20201084er

407 disabilities or for another entity or organization that the
408 court determines is appropriate.

409 Section 12. This act shall take effect July 1, 2020.

Select Year:

The 2019 Florida Statutes

[Title XXXII](#)
REGULATION OF PROFESSIONS
AND OCCUPATIONS

[Chapter 456](#)
HEALTH PROFESSIONS AND
OCCUPATIONS: GENERAL PROVISIONS

[View Entire
Chapter](#)

456.079 Disciplinary guidelines.—

(1) Each board, or the department if there is no board, shall adopt by rule and periodically review the disciplinary guidelines applicable to each ground for disciplinary action which may be imposed by the board, or the department if there is no board, pursuant to this chapter, the respective practice acts, and any rule of the board or department.

(2) The disciplinary guidelines shall specify a meaningful range of designated penalties based upon the severity and repetition of specific offenses, it being the legislative intent that minor violations be distinguished from those which endanger the public health, safety, or welfare; that such guidelines provide reasonable and meaningful notice to the public of likely penalties which may be imposed for proscribed conduct; and that such penalties be consistently applied by the board.

(3) A specific finding in the final order of mitigating or aggravating circumstances shall allow the board to impose a penalty other than that provided for in such guidelines. If applicable, the board, or the department if there is no board, shall adopt by rule disciplinary guidelines to designate possible mitigating and aggravating circumstances and the variation and range of penalties permitted for such circumstances.

(4) The department must review such disciplinary guidelines for compliance with the legislative intent as set forth herein to determine whether the guidelines establish a meaningful range of penalties and may also challenge such rules pursuant to s. [120.56](#).

(5) The administrative law judge, in recommending penalties in any recommended order, must follow the penalty guidelines established by the board or department and must state in writing the mitigating or aggravating circumstances upon which the recommended penalty is based.

History.—s. 70, ch. 97-261; s. 97, ch. 2000-160; s. 16, ch. 2001-277.

Note.—Former s. 455.627.

Select Year:

The 2019 Florida Statutes

[Title XXXII](#)
REGULATION OF PROFESSIONS
AND OCCUPATIONS

[Chapter 456](#)
HEALTH PROFESSIONS AND
OCCUPATIONS: GENERAL PROVISIONS

[View Entire
Chapter](#)

456.47 Use of telehealth to provide services.—

(1) DEFINITIONS.—As used in this section, the term:

(a) “Telehealth” means the use of synchronous or asynchronous telecommunications technology by a telehealth provider to provide health care services, including, but not limited to, assessment, diagnosis, consultation, treatment, and monitoring of a patient; transfer of medical data; patient and professional health-related education; public health services; and health administration. The term does not include audio-only telephone calls, e-mail messages, or facsimile transmissions.

(b) “Telehealth provider” means any individual who provides health care and related services using telehealth and who is licensed or certified under s. [393.17](#); part III of chapter 401; chapter 457; chapter 458; chapter 459; chapter 460; chapter 461; chapter 463; chapter 464; chapter 465; chapter 466; chapter 467; part I, part III, part IV, part V, part X, part XIII, or part XIV of chapter 468; chapter 478; chapter 480; part II or part III of chapter 483; chapter 484; chapter 486; chapter 490; or chapter 491; who is licensed under a multistate health care licensure compact of which Florida is a member state; or who is registered under and complies with subsection (4).

(2) PRACTICE STANDARDS.—

(a) A telehealth provider has the duty to practice in a manner consistent with his or her scope of practice and the prevailing professional standard of practice for a health care professional who provides in-person health care services to patients in this state.

(b) A telehealth provider may use telehealth to perform a patient evaluation. If a telehealth provider conducts a patient evaluation sufficient to diagnose and treat the patient, the telehealth provider is not required to research a patient’s medical history or conduct a physical examination of the patient before using telehealth to provide health care services to the patient.

(c) A telehealth provider may not use telehealth to prescribe a controlled substance unless the controlled substance is prescribed for the following:

1. The treatment of a psychiatric disorder;
2. Inpatient treatment at a hospital licensed under chapter 395;
3. The treatment of a patient receiving hospice services as defined in s. [400.601](#); or
4. The treatment of a resident of a nursing home facility as defined in s. [400.021](#).

(d) A telehealth provider and a patient may be in separate locations when telehealth is used to provide health care services to a patient.

(e) A nonphysician telehealth provider using telehealth and acting within his or her relevant scope of practice, as established by Florida law or rule, is not in violation of s. [458.327\(1\)\(a\)](#) or s. [459.013\(1\)\(a\)](#).

(3) RECORDS.—A telehealth provider shall document in the patient’s medical record the health care

services rendered using telehealth according to the same standard as used for in-person services. Medical records, including video, audio, electronic, or other records generated as a result of providing such services, are confidential pursuant to ss. [395.3025\(4\)](#) and [456.057](#).

(4) REGISTRATION OF OUT-OF-STATE TELEHEALTH PROVIDERS.—

(a) A health care professional not licensed in this state may provide health care services to a patient located in this state using telehealth if the health care professional registers with the applicable board, or the department if there is no board, and provides health care services within the applicable scope of practice established by Florida law or rule.

(b) The board, or the department if there is no board, shall register a health care professional not licensed in this state as a telehealth provider if the health care professional:

1. Completes an application in the format prescribed by the department;
2. Is licensed with an active, unencumbered license that is issued by another state, the District of Columbia, or a possession or territory of the United States and that is substantially similar to a license issued to a Florida-licensed provider specified in paragraph (1)(b);
3. Has not been the subject of disciplinary action relating to his or her license during the 5-year period immediately prior to the submission of the application;
4. Designates a duly appointed registered agent for service of process in this state on a form prescribed by the department; and
5. Demonstrates to the board, or the department if there is no board, that he or she is in compliance with paragraph (e).

The department shall use the National Practitioner Data Bank to verify the information submitted under this paragraph, as applicable.

(c) The website of a telehealth provider registered under paragraph (b) must prominently display a hyperlink to the department's website containing information required under paragraph (h).

(d) A health care professional may not register under this subsection if his or her license to provide health care services is subject to a pending disciplinary investigation or action, or has been revoked in any state or jurisdiction. A health care professional registered under this subsection must notify the appropriate board, or the department if there is no board, of restrictions placed on his or her license to practice, or any disciplinary action taken or pending against him or her, in any state or jurisdiction. The notification must be provided within 5 business days after the restriction is placed or disciplinary action is initiated or taken.

(e) A provider registered under this subsection shall maintain professional liability coverage or financial responsibility, that includes coverage or financial responsibility for telehealth services provided to patients not located in the provider's home state, in an amount equal to or greater than the requirements for a licensed practitioner under s. [456.048](#), s. [458.320](#), or s. [459.0085](#), as applicable.

(f) A health care professional registered under this subsection may not open an office in this state and may not provide in-person health care services to patients located in this state.

(g) A pharmacist registered under this subsection may only use a pharmacy permitted under chapter 465, a nonresident pharmacy registered under s. [465.0156](#), or a nonresident pharmacy or outsourcing facility holding an active permit pursuant to s. [465.0158](#) to dispense medicinal drugs to patients located in this state.

(h) The department shall publish on its website a list of all registrants and include, to the extent applicable, each registrant's:

1. Name.
2. Health care occupation.
3. Completed health care training and education, including completion dates and any certificates or degrees obtained.
4. Out-of-state health care license with the license number.
5. Florida telehealth provider registration number.
6. Specialty.
7. Board certification.
8. Five-year disciplinary history, including sanctions and board actions.
9. Medical malpractice insurance provider and policy limits, including whether the policy covers claims that arise in this state.
10. The name and address of the registered agent designated for service of process in this state.
 - (i) The board, or the department if there is no board, may take disciplinary action against an out-of-state telehealth provider registered under this subsection if the registrant:
 1. Fails to notify the applicable board, or the department if there is no board, of any adverse actions taken against his or her license as required under paragraph (d).
 2. Has restrictions placed on or disciplinary action taken against his or her license in any state or jurisdiction.
 3. Violates any of the requirements of this section.
 4. Commits any act that constitutes grounds for disciplinary action under s. [456.072\(1\)](#) or the applicable practice act for Florida-licensed providers.

Disciplinary action taken by a board, or the department if there is no board, under this paragraph may include suspension or revocation of the provider's registration or the issuance of a reprimand or letter of concern. A suspension may be accompanied by a corrective action plan as determined by the board, or the department if there is no board, the completion of which may lead to the suspended registration being reinstated according to rules adopted by the board, or the department if there is no board.

(5) **VENUE.**—For the purposes of this section, any act that constitutes the delivery of health care services is deemed to occur at the place where the patient is located at the time the act is performed or in the patient's county of residence. Venue for a civil or administrative action initiated by the department, the appropriate board, or a patient who receives telehealth services from an out-of-state telehealth provider may be located in the patient's county of residence or in Leon County.

(6) **EXEMPTIONS.**—A health care professional who is not licensed to provide health care services in this state but who holds an active license to provide health care services in another state or jurisdiction, and who provides health care services using telehealth to a patient located in this state, is not subject to the registration requirement under this section if the services are provided:

- (a) In response to an emergency medical condition as defined in s. [395.002](#); or
- (b) In consultation with a health care professional licensed in this state who has ultimate authority over the diagnosis and care of the patient.

(7) **RULEMAKING.**—The applicable board, or the department if there is no board, may adopt rules to administer this section.

History.—s. 1, ch. 2019-137.

Select Year:

The 2019 Florida Statutes

[Title XXXII](#)
REGULATION OF PROFESSIONS AND
OCCUPATIONS

[Chapter 458](#)
MEDICAL
PRACTICE

[View Entire
Chapter](#)

458.347 Physician assistants.—

(1) LEGISLATIVE INTENT.—

(a) The purpose of this section is to encourage more effective utilization of the skills of physicians or groups of physicians by enabling them to delegate health care tasks to qualified assistants when such delegation is consistent with the patient’s health and welfare.

(b) In order that maximum skills may be obtained within a minimum time period of education, a physician assistant shall be specialized to the extent that he or she can operate efficiently and effectively in the specialty areas in which he or she has been trained or is experienced.

(c) The purpose of this section is to encourage the utilization of physician assistants by physicians and to allow for innovative development of programs for the education of physician assistants.

(2) DEFINITIONS.—As used in this section:

(a) “Approved program” means a program, formally approved by the boards, for the education of physician assistants.

(b) “Boards” means the Board of Medicine and the Board of Osteopathic Medicine.

(c) “Council” means the Council on Physician Assistants.

(d) “Trainee” means a person who is currently enrolled in an approved program.

(e) “Physician assistant” means a person who is a graduate of an approved program or its equivalent or meets standards approved by the boards and is licensed to perform medical services delegated by the supervising physician.

(f) “Supervision” means responsible supervision and control. Except in cases of emergency, supervision requires the easy availability or physical presence of the licensed physician for consultation and direction of the actions of the physician assistant. For the purposes of this definition, the term “easy availability” includes the ability to communicate by way of telecommunication. The boards shall establish rules as to what constitutes responsible supervision of the physician assistant.

(g) “Proficiency examination” means an entry-level examination approved by the boards, including, but not limited to, those examinations administered by the National Commission on Certification of Physician Assistants.

(h) “Continuing medical education” means courses recognized and approved by the boards, the American Academy of Physician Assistants, the American Medical Association, the American Osteopathic Association, or the Accreditation Council on Continuing Medical Education.

(3) PERFORMANCE OF SUPERVISING PHYSICIAN.—Each physician or group of physicians supervising a licensed physician assistant must be qualified in the medical areas in which the physician assistant is to perform and shall be individually or collectively responsible and liable for the performance and the acts

and omissions of the physician assistant. A physician may not supervise more than four currently licensed physician assistants at any one time. A physician supervising a physician assistant pursuant to this section may not be required to review and cosign charts or medical records prepared by such physician assistant.

(4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

(a) The boards shall adopt, by rule, the general principles that supervising physicians must use in developing the scope of practice of a physician assistant under direct supervision and under indirect supervision. These principles shall recognize the diversity of both specialty and practice settings in which physician assistants are used.

(b) This chapter does not prevent third-party payors from reimbursing employers of physician assistants for covered services rendered by licensed physician assistants.

(c) Licensed physician assistants may not be denied clinical hospital privileges, except for cause, so long as the supervising physician is a staff member in good standing.

(d) A supervisory physician may delegate to a licensed physician assistant, pursuant to a written protocol, the authority to act according to s. [154.04\(1\)\(c\)](#). Such delegated authority is limited to the supervising physician's practice in connection with a county health department as defined and established pursuant to chapter 154. The boards shall adopt rules governing the supervision of physician assistants by physicians in county health departments.

(e) A supervising physician may delegate to a fully licensed physician assistant the authority to prescribe or dispense any medication used in the supervising physician's practice unless such medication is listed on the formulary created pursuant to paragraph (f). A fully licensed physician assistant may only prescribe or dispense such medication under the following circumstances:

1. A physician assistant must clearly identify to the patient that he or she is a physician assistant and inform the patient that the patient has the right to see the physician before a prescription is prescribed or dispensed by the physician assistant.

2. The supervising physician must notify the department of his or her intent to delegate, on a department-approved form, before delegating such authority and of any change in prescriptive privileges of the physician assistant. Authority to dispense may be delegated only by a supervising physician who is registered as a dispensing practitioner in compliance with s. [465.0276](#).

3. ¹The physician assistant must complete a minimum of 10 continuing medical education hours in the specialty practice in which the physician assistant has prescriptive privileges with each licensure renewal. Three of the 10 hours must consist of a continuing education course on the safe and effective prescribing of controlled substance medications which is offered by a statewide professional association of physicians in this state accredited to provide educational activities designated for the American Medical Association Physician's Recognition Award Category 1 credit or designated by the American Academy of Physician Assistants as a Category 1 credit.

4. The department may issue a prescriber number to the physician assistant granting authority for the prescribing of medicinal drugs authorized within this paragraph upon completion of the requirements of this paragraph. The physician assistant is not required to independently register pursuant to s. [465.0276](#).

5. The prescription may be in paper or electronic form but must comply with ss. [456.0392\(1\)](#) and [456.42\(1\)](#) and chapter 499 and must contain, in addition to the supervising physician's name, address, and telephone number, the physician assistant's prescriber number. Unless it is a drug or drug sample dispensed by the physician assistant, the prescription must be filled in a pharmacy permitted under

chapter 465 and must be dispensed in that pharmacy by a pharmacist licensed under chapter 465. The inclusion of the prescriber number creates a presumption that the physician assistant is authorized to prescribe the medicinal drug and the prescription is valid.

6. The physician assistant must note the prescription or dispensing of medication in the appropriate medical record.

(f)1. The council shall establish a formulary of medicinal drugs that a fully licensed physician assistant having prescribing authority under this section or s. [459.022](#) may not prescribe. The formulary must include general anesthetics and radiographic contrast materials and must limit the prescription of Schedule II controlled substances as listed in s. [893.03](#) to a 7-day supply. The formulary must also restrict the prescribing of psychiatric mental health controlled substances for children younger than 18 years of age.

2. In establishing the formulary, the council shall consult with a pharmacist licensed under chapter 465, but not licensed under this chapter or chapter 459, who shall be selected by the State Surgeon General.

3. Only the council shall add to, delete from, or modify the formulary. Any person who requests an addition, a deletion, or a modification of a medicinal drug listed on such formulary has the burden of proof to show cause why such addition, deletion, or modification should be made.

4. The boards shall adopt the formulary required by this paragraph, and each addition, deletion, or modification to the formulary, by rule. Notwithstanding any provision of chapter 120 to the contrary, the formulary rule shall be effective 60 days after the date it is filed with the Secretary of State. Upon adoption of the formulary, the department shall mail a copy of such formulary to each fully licensed physician assistant having prescribing authority under this section or s. [459.022](#), and to each pharmacy licensed by the state. The boards shall establish, by rule, a fee not to exceed \$200 to fund the provisions of this paragraph and paragraph (e).

(g) A supervisory physician may delegate to a licensed physician assistant the authority to, and the licensed physician assistant acting under the direction of the supervisory physician may, order any medication for administration to the supervisory physician's patient in a facility licensed under chapter 395 or part II of chapter 400, notwithstanding any provisions in chapter 465 or chapter 893 which may prohibit this delegation.

(h) A licensed physician assistant may perform services delegated by the supervising physician in the physician assistant's practice in accordance with his or her education and training unless expressly prohibited under this chapter, chapter 459, or rules adopted under this chapter or chapter 459.

(5) PERFORMANCE BY TRAINEES.—Notwithstanding any other law, a trainee may perform medical services when such services are rendered within the scope of an approved program.

(6) PROGRAM APPROVAL.—

(a) The boards shall approve programs, based on recommendations by the council, for the education and training of physician assistants which meet standards established by rule of the boards. The council may recommend only those physician assistant programs that hold full accreditation or provisional accreditation from the Commission on Accreditation of Allied Health Programs or its successor organization. Any educational institution offering a physician assistant program approved by the boards pursuant to this paragraph may also offer the physician assistant program authorized in paragraph (c) for unlicensed physicians.

(b) The boards shall adopt and publish standards to ensure that such programs operate in a manner that does not endanger the health or welfare of the patients who receive services within the scope of

the programs. The boards shall review the quality of the curricula, faculties, and facilities of such programs and take whatever other action is necessary to determine that the purposes of this section are being met.

(c) Any community college with the approval of the State Board of Education may conduct a physician assistant program which shall apply for national accreditation through the American Medical Association's Committee on Allied Health, Education, and Accreditation, or its successor organization, and which may admit unlicensed physicians, as authorized in subsection (7), who are graduates of foreign medical schools listed with the World Health Organization. The unlicensed physician must have been a resident of this state for a minimum of 12 months immediately prior to admission to the program. An evaluation of knowledge base by examination shall be required to grant advanced academic credit and to fulfill the necessary requirements to graduate. A minimum of one 16-week semester of supervised clinical and didactic education, which may be completed simultaneously, shall be required before graduation from the program. All other provisions of this section shall remain in effect.

(7) PHYSICIAN ASSISTANT LICENSURE.—

(a) Any person desiring to be licensed as a physician assistant must apply to the department. The department shall issue a license to any person certified by the council as having met the following requirements:

1. Is at least 18 years of age.
2. Has satisfactorily passed a proficiency examination by an acceptable score established by the National Commission on Certification of Physician Assistants. If an applicant does not hold a current certificate issued by the National Commission on Certification of Physician Assistants and has not actively practiced as a physician assistant within the immediately preceding 4 years, the applicant must retake and successfully complete the entry-level examination of the National Commission on Certification of Physician Assistants to be eligible for licensure.

3. Has completed the application form and remitted an application fee not to exceed \$300 as set by the boards. An application for licensure made by a physician assistant must include:

- a. A certificate of completion of a physician assistant training program specified in subsection (6).
- b. Acknowledgment of any prior felony convictions.
- c. Acknowledgment of any previous revocation or denial of licensure or certification in any state.
- d. A copy of course transcripts and a copy of the course description from a physician assistant training program describing course content in pharmacotherapy, if the applicant wishes to apply for prescribing authority. These documents must meet the evidence requirements for prescribing authority.

(b)1. The license must be renewed biennially. Each renewal must include:

- a. A renewal fee not to exceed \$500 as set by the boards.
- b. Acknowledgment of no felony convictions in the previous 2 years.
- c. A completed physician assistant workforce survey, which shall be administered in the same manner as the physician survey established in s. [458.3191](#) and must contain the same information required in s. [458.3191](#)(1) and (2).

2. Beginning July 1, 2018, and every 2 years thereafter, the department shall report the data collected from the physician assistant workforce surveys to the boards.

3. The department shall adopt rules to implement this paragraph.

(c) Each licensed physician assistant shall biennially complete 100 hours of continuing medical education or shall hold a current certificate issued by the National Commission on Certification of Physician Assistants.

(d) Upon employment as a physician assistant, a licensed physician assistant must notify the department in writing within 30 days after such employment or after any subsequent changes in the supervising physician. The notification must include the full name, Florida medical license number, specialty, and address of the supervising physician.

(e) Notwithstanding subparagraph (a)2., the department may grant to a recent graduate of an approved program, as specified in subsection (6), who expects to take the first examination administered by the National Commission on Certification of Physician Assistants available for registration after the applicant's graduation, a temporary license. The temporary license shall expire 30 days after receipt of scores of the proficiency examination administered by the National Commission on Certification of Physician Assistants. Between meetings of the council, the department may grant a temporary license to practice based on the completion of all temporary licensure requirements. All such administratively issued licenses shall be reviewed and acted on at the next regular meeting of the council. The recent graduate may be licensed before employment but must comply with paragraph (d). An applicant who has passed the proficiency examination may be granted permanent licensure. An applicant failing the proficiency examination is no longer temporarily licensed but may reapply for a 1-year extension of temporary licensure. An applicant may not be granted more than two temporary licenses and may not be licensed as a physician assistant until he or she passes the examination administered by the National Commission on Certification of Physician Assistants. As prescribed by board rule, the council may require an applicant who does not pass the licensing examination after five or more attempts to complete additional remedial education or training. The council shall prescribe the additional requirements in a manner that permits the applicant to complete the requirements and be reexamined within 2 years after the date the applicant petitions the council to retake the examination a sixth or subsequent time.

(f) The Board of Medicine may impose any of the penalties authorized under ss. [456.072](#) and [458.331](#) (2) upon a physician assistant if the physician assistant or the supervising physician has been found guilty of or is being investigated for any act that constitutes a violation of this chapter or chapter 456.

(g) An application or other documentation required to be submitted to the department under this subsection may be submitted electronically.

(8) DELEGATION OF POWERS AND DUTIES.—The boards may delegate such powers and duties to the council as they may deem proper.

(9) COUNCIL ON PHYSICIAN ASSISTANTS.—The Council on Physician Assistants is created within the department.

(a) The council shall consist of five members appointed as follows:

1. The chairperson of the Board of Medicine shall appoint three members who are physicians and members of the Board of Medicine. One of the physicians must supervise a physician assistant in the physician's practice.

2. The chairperson of the Board of Osteopathic Medicine shall appoint one member who is a physician and a member of the Board of Osteopathic Medicine.

3. The State Surgeon General or his or her designee shall appoint a fully licensed physician assistant licensed under this chapter or chapter 459.

(b) Two of the members appointed to the council must be physicians who supervise physician assistants in their practice. Members shall be appointed to terms of 4 years, except that of the initial appointments, two members shall be appointed to terms of 2 years, two members shall be appointed to terms of 3 years, and one member shall be appointed to a term of 4 years, as established by rule of the

boards. Council members may not serve more than two consecutive terms. The council shall annually elect a chairperson from among its members.

(c) The council shall:

1. Recommend to the department the licensure of physician assistants.
2. Develop all rules regulating the use of physician assistants by physicians under this chapter and chapter 459, except for rules relating to the formulary developed under paragraph (4)(f). The council shall also develop rules to ensure that the continuity of supervision is maintained in each practice setting. The boards shall consider adopting a proposed rule developed by the council at the regularly scheduled meeting immediately following the submission of the proposed rule by the council. A proposed rule submitted by the council may not be adopted by either board unless both boards have accepted and approved the identical language contained in the proposed rule. The language of all proposed rules submitted by the council must be approved by both boards pursuant to each respective board's guidelines and standards regarding the adoption of proposed rules. If either board rejects the council's proposed rule, that board must specify its objection to the council with particularity and include any recommendations it may have for the modification of the proposed rule.
3. Make recommendations to the boards regarding all matters relating to physician assistants.
4. Address concerns and problems of practicing physician assistants in order to improve safety in the clinical practices of licensed physician assistants.

(d) When the council finds that an applicant for licensure has failed to meet, to the council's satisfaction, each of the requirements for licensure set forth in this section, the council may enter an order to:

1. Refuse to certify the applicant for licensure;
2. Approve the applicant for licensure with restrictions on the scope of practice or license; or
3. Approve the applicant for conditional licensure. Such conditions may include placement of the licensee on probation for a period of time and subject to such conditions as the council may specify, including but not limited to, requiring the licensee to undergo treatment, to attend continuing education courses, to work under the direct supervision of a physician licensed in this state, or to take corrective action.

(10) **INACTIVE AND DELINQUENT STATUS.**—A license on inactive or delinquent status may be reactivated only as provided in s. [456.036](#).

(11) **PENALTY.**—Any person who has not been licensed by the council and approved by the department and who holds himself or herself out as a physician assistant or who uses any other term in indicating or implying that he or she is a physician assistant commits a felony of the third degree, punishable as provided in s. [775.082](#) or s. [775.084](#) or by a fine not exceeding \$5,000.

(12) **DENIAL, SUSPENSION, OR REVOCATION OF LICENSURE.**—The boards may deny, suspend, or revoke a physician assistant license if a board determines that the physician assistant has violated this chapter.

(13) **RULES.**—The boards shall adopt rules to implement this section, including rules detailing the contents of the application for licensure and notification pursuant to subsection (7) and rules to ensure both the continued competency of physician assistants and the proper utilization of them by physicians or groups of physicians.

(14) **EXISTING PROGRAMS.**—This section does not eliminate or supersede existing laws relating to other paramedical professions or services and is supplemental to all such existing laws relating to the licensure and practice of paramedical professions.

(15) **LIABILITY.**—Each supervising physician using a physician assistant is liable for any acts or omissions of the physician assistant acting under the physician’s supervision and control.

(16) **LEGAL SERVICES.**—Legal services shall be provided to the council pursuant to s. [456.009\(1\)](#).

(17) **FEES.**—The department shall allocate the fees collected under this section to the council.

History.—ss. 1, 8, ch. 79-302; s. 301, ch. 81-259; ss. 2, 3, ch. 81-318; s. 8, ch. 84-543; s. 8, ch. 84-553; ss. 20, 25, 26, ch. 86-245; s. 29, ch. 88-1; s. 15, ch. 88-277; s. 3, ch. 88-361; s. 26, ch. 89-162; s. 2, ch. 90-60; ss. 33, 34, ch. 90-134; s. 2, ch. 91-22; s. 43, ch. 91-201; s. 4, ch. 91-429; s. 1, ch. 92-22; s. 108, ch. 94-218; s. 1, ch. 95-231; s. 1, ch. 96-197; s. 223, ch. 97-101; s. 1094, ch. 97-103; s. 27, ch. 97-264; s. 6, ch. 98-49; s. 49, ch. 98-166; s. 155, ch. 99-251; s. 1, ch. 99-370; s. 100, ch. 99-397; s. 107, ch. 2000-160; ss. 27, 42, ch. 2000-318; s. 1, ch. 2001-100; ss. 23, 55, ch. 2001-277; s. 75, ch. 2002-1; s. 76, ch. 2004-5; s. 15, ch. 2004-41; s. 1, ch. 2007-155; s. 75, ch. 2008-6; s. 1, ch. 2008-86; s. 2, ch. 2009-177; s. 1, ch. 2010-55; s. 1, ch. 2012-170; s. 1, ch. 2013-127; s. 15, ch. 2014-18; s. 1, ch. 2016-125; s. 2, ch. 2016-145; ss. 9, 10, 22, ch. 2016-224; s. 17, ch. 2016-230; s. 1, ch. 2017-154.

¹**Note.**—As amended by s. 17, ch. 2016-230. For a description of multiple acts in the same session affecting a statutory provision, see preface to the *Florida Statutes*, “Statutory Construction.” Section 1, ch. 2016-125, also amended this sentence, and that version reads: “The physician assistant must acknowledge with the department that he or she has completed a minimum of 10 continuing medical education hours in the specialty practice in which the physician assistant has prescriptive privileges with each licensure renewal application.”

Select Year:

The 2019 Florida Statutes

[Title XXXII](#)
REGULATION OF PROFESSIONS AND
OCCUPATIONS

[Chapter 459](#)
OSTEOPATHIC
MEDICINE

[View Entire
Chapter](#)

459.022 Physician assistants.—

(1) LEGISLATIVE INTENT.—

(a) The purpose of this section is to encourage more effective utilization of the skills of osteopathic physicians or groups of osteopathic physicians by enabling them to delegate health care tasks to qualified assistants when such delegation is consistent with the patient's health and welfare.

(b) In order that maximum skills may be obtained within a minimum time period of education, a physician assistant shall be specialized to the extent that she or he can operate efficiently and effectively in the specialty areas in which she or he has been trained or is experienced.

(c) The purpose of this section is to encourage the utilization of physician assistants by osteopathic physicians and to allow for innovative development of programs for the education of physician assistants.

(2) DEFINITIONS.—As used in this section:

(a) "Approved program" means a program, formally approved by the boards, for the education of physician assistants.

(b) "Boards" means the Board of Medicine and the Board of Osteopathic Medicine.

(c) "Council" means the Council on Physician Assistants.

(d) "Trainee" means a person who is currently enrolled in an approved program.

(e) "Physician assistant" means a person who is a graduate of an approved program or its equivalent or meets standards approved by the boards and is licensed to perform medical services delegated by the supervising physician.

(f) "Supervision" means responsible supervision and control. Except in cases of emergency, supervision requires the easy availability or physical presence of the licensed physician for consultation and direction of the actions of the physician assistant. For the purposes of this definition, the term "easy availability" includes the ability to communicate by way of telecommunication. The boards shall establish rules as to what constitutes responsible supervision of the physician assistant.

(g) "Proficiency examination" means an entry-level examination approved by the boards, including, but not limited to, those examinations administered by the National Commission on Certification of Physician Assistants.

(h) "Continuing medical education" means courses recognized and approved by the boards, the American Academy of Physician Assistants, the American Medical Association, the American Osteopathic Association, or the Accreditation Council on Continuing Medical Education.

(3) PERFORMANCE OF SUPERVISING PHYSICIAN.—Each physician or group of physicians supervising a licensed physician assistant must be qualified in the medical areas in which the physician assistant is to

perform and shall be individually or collectively responsible and liable for the performance and the acts and omissions of the physician assistant. A physician may not supervise more than four currently licensed physician assistants at any one time. A physician supervising a physician assistant pursuant to this section may not be required to review and cosign charts or medical records prepared by such physician assistant.

(4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

(a) The boards shall adopt, by rule, the general principles that supervising physicians must use in developing the scope of practice of a physician assistant under direct supervision and under indirect supervision. These principles shall recognize the diversity of both specialty and practice settings in which physician assistants are used.

(b) This chapter does not prevent third-party payors from reimbursing employers of physician assistants for covered services rendered by licensed physician assistants.

(c) Licensed physician assistants may not be denied clinical hospital privileges, except for cause, so long as the supervising physician is a staff member in good standing.

(d) A supervisory physician may delegate to a licensed physician assistant, pursuant to a written protocol, the authority to act according to s. [154.04\(1\)\(c\)](#). Such delegated authority is limited to the supervising physician's practice in connection with a county health department as defined and established pursuant to chapter 154. The boards shall adopt rules governing the supervision of physician assistants by physicians in county health departments.

(e) A supervising physician may delegate to a fully licensed physician assistant the authority to prescribe or dispense any medication used in the supervising physician's practice unless such medication is listed on the formulary created pursuant to s. [458.347](#). A fully licensed physician assistant may only prescribe or dispense such medication under the following circumstances:

1. A physician assistant must clearly identify to the patient that she or he is a physician assistant and must inform the patient that the patient has the right to see the physician before a prescription is prescribed or dispensed by the physician assistant.

2. The supervising physician must notify the department of her or his intent to delegate, on a department-approved form, before delegating such authority and of any change in prescriptive privileges of the physician assistant. Authority to dispense may be delegated only by a supervising physician who is registered as a dispensing practitioner in compliance with s. [465.0276](#).

3. The physician assistant must complete a minimum of 10 continuing medical education hours in the specialty practice in which the physician assistant has prescriptive privileges with each licensure renewal.

4. The department may issue a prescriber number to the physician assistant granting authority for the prescribing of medicinal drugs authorized within this paragraph upon completion of the requirements of this paragraph. The physician assistant is not required to independently register pursuant to s. [465.0276](#).

5. The prescription may be in paper or electronic form but must comply with ss. [456.0392\(1\)](#) and [456.42\(1\)](#) and chapter 499 and must contain, in addition to the supervising physician's name, address, and telephone number, the physician assistant's prescriber number. Unless it is a drug or drug sample dispensed by the physician assistant, the prescription must be filled in a pharmacy permitted under chapter 465, and must be dispensed in that pharmacy by a pharmacist licensed under chapter 465. The inclusion of the prescriber number creates a presumption that the physician assistant is authorized to prescribe the medicinal drug and the prescription is valid.

6. The physician assistant must note the prescription or dispensing of medication in the appropriate medical record.

(f) A supervisory physician may delegate to a licensed physician assistant the authority to, and the licensed physician assistant acting under the direction of the supervisory physician may, order any medication for administration to the supervisory physician's patient in a facility licensed under chapter 395 or part II of chapter 400, notwithstanding any provisions in chapter 465 or chapter 893 which may prohibit this delegation.

(g) A licensed physician assistant may perform services delegated by the supervising physician in the physician assistant's practice in accordance with his or her education and training unless expressly prohibited under this chapter, chapter 458, or rules adopted under this chapter or chapter 458.

(5) PERFORMANCE BY TRAINEES.—Notwithstanding any other law, a trainee may perform medical services when such services are rendered within the scope of an approved program.

(6) PROGRAM APPROVAL.—

(a) The boards shall approve programs, based on recommendations by the council, for the education and training of physician assistants which meet standards established by rule of the boards. The council may recommend only those physician assistant programs that hold full accreditation or provisional accreditation from the Commission on Accreditation of Allied Health Programs or its successor organization.

(b) The boards shall adopt and publish standards to ensure that such programs operate in a manner that does not endanger the health or welfare of the patients who receive services within the scope of the programs. The boards shall review the quality of the curricula, faculties, and facilities of such programs and take whatever other action is necessary to determine that the purposes of this section are being met.

(7) PHYSICIAN ASSISTANT LICENSURE.—

(a) Any person desiring to be licensed as a physician assistant must apply to the department. The department shall issue a license to any person certified by the council as having met the following requirements:

1. Is at least 18 years of age.

2. Has satisfactorily passed a proficiency examination by an acceptable score established by the National Commission on Certification of Physician Assistants. If an applicant does not hold a current certificate issued by the National Commission on Certification of Physician Assistants and has not actively practiced as a physician assistant within the immediately preceding 4 years, the applicant must retake and successfully complete the entry-level examination of the National Commission on Certification of Physician Assistants to be eligible for licensure.

3. Has completed the application form and remitted an application fee not to exceed \$300 as set by the boards. An application for licensure made by a physician assistant must include:

a. A certificate of completion of a physician assistant training program specified in subsection (6).

b. Acknowledgment of any prior felony convictions.

c. Acknowledgment of any previous revocation or denial of licensure or certification in any state.

d. A copy of course transcripts and a copy of the course description from a physician assistant training program describing course content in pharmacotherapy, if the applicant wishes to apply for prescribing authority. These documents must meet the evidence requirements for prescribing authority.

(b)1. The licensure must be renewed biennially. Each renewal must include:

a. A renewal fee not to exceed \$500 as set by the boards.

- b. Acknowledgment of no felony convictions in the previous 2 years.
- c. A completed physician assistant workforce survey, which shall be administered in the same manner as the physician survey established in s. [459.0081](#) and must contain the same information required under s. [459.0081](#)(1) and (2).
 2. Beginning July 1, 2018, and every 2 years thereafter, the department shall report the data collected from the physician assistant workforce surveys to the boards.
 3. The department shall adopt rules to implement this paragraph.
- (c) Each licensed physician assistant shall biennially complete 100 hours of continuing medical education or shall hold a current certificate issued by the National Commission on Certification of Physician Assistants.
- (d) Upon employment as a physician assistant, a licensed physician assistant must notify the department in writing within 30 days after such employment or after any subsequent changes in the supervising physician. The notification must include the full name, Florida medical license number, specialty, and address of the supervising physician.
- (e) Notwithstanding subparagraph (a)2., the department may grant to a recent graduate of an approved program, as specified in subsection (6), a temporary license to expire upon receipt of scores of the proficiency examination administered by the National Commission on Certification of Physician Assistants. Between meetings of the council, the department may grant a temporary license to practice to physician assistant applicants based on the completion of all temporary licensure requirements. All such administratively issued licenses shall be reviewed and acted on at the next regular meeting of the council. The recent graduate may be licensed prior to employment, but must comply with paragraph (d). An applicant who has passed the proficiency examination may be granted permanent licensure. An applicant failing the proficiency examination is no longer temporarily licensed, but may reapply for a 1-year extension of temporary licensure. An applicant may not be granted more than two temporary licenses and may not be licensed as a physician assistant until she or he passes the examination administered by the National Commission on Certification of Physician Assistants. As prescribed by board rule, the council may require an applicant who does not pass the licensing examination after five or more attempts to complete additional remedial education or training. The council shall prescribe the additional requirements in a manner that permits the applicant to complete the requirements and be reexamined within 2 years after the date the applicant petitions the council to retake the examination a sixth or subsequent time.
- (f) The Board of Osteopathic Medicine may impose any of the penalties authorized under ss. [456.072](#) and [459.015](#)(2) upon a physician assistant if the physician assistant or the supervising physician has been found guilty of or is being investigated for any act that constitutes a violation of this chapter or chapter 456.
- (g) An application or other documentation required to be submitted to the department under this subsection may be submitted electronically.
- (8) DELEGATION OF POWERS AND DUTIES.—The boards may delegate such powers and duties to the council as they may deem proper.
- (9) COUNCIL ON PHYSICIAN ASSISTANTS.—The Council on Physician Assistants is created within the department.
 - (a) The council shall consist of five members appointed as follows:
 1. The chairperson of the Board of Medicine shall appoint three members who are physicians and members of the Board of Medicine. One of the physicians must supervise a physician assistant in the

physician's practice.

2. The chairperson of the Board of Osteopathic Medicine shall appoint one member who is a physician and a member of the Board of Osteopathic Medicine.

3. The State Surgeon General or her or his designee shall appoint a fully licensed physician assistant licensed under chapter 458 or this chapter.

(b) Two of the members appointed to the council must be physicians who supervise physician assistants in their practice. Members shall be appointed to terms of 4 years, except that of the initial appointments, two members shall be appointed to terms of 2 years, two members shall be appointed to terms of 3 years, and one member shall be appointed to a term of 4 years, as established by rule of the boards. Council members may not serve more than two consecutive terms. The council shall annually elect a chairperson from among its members.

(c) The council shall:

1. Recommend to the department the licensure of physician assistants.

2. Develop all rules regulating the use of physician assistants by physicians under chapter 458 and this chapter, except for rules relating to the formulary developed under s. [458.347](#). The council shall also develop rules to ensure that the continuity of supervision is maintained in each practice setting. The boards shall consider adopting a proposed rule developed by the council at the regularly scheduled meeting immediately following the submission of the proposed rule by the council. A proposed rule submitted by the council may not be adopted by either board unless both boards have accepted and approved the identical language contained in the proposed rule. The language of all proposed rules submitted by the council must be approved by both boards pursuant to each respective board's guidelines and standards regarding the adoption of proposed rules. If either board rejects the council's proposed rule, that board must specify its objection to the council with particularity and include any recommendations it may have for the modification of the proposed rule.

3. Make recommendations to the boards regarding all matters relating to physician assistants.

4. Address concerns and problems of practicing physician assistants in order to improve safety in the clinical practices of licensed physician assistants.

(d) When the council finds that an applicant for licensure has failed to meet, to the council's satisfaction, each of the requirements for licensure set forth in this section, the council may enter an order to:

1. Refuse to certify the applicant for licensure;

2. Approve the applicant for licensure with restrictions on the scope of practice or license; or

3. Approve the applicant for conditional licensure. Such conditions may include placement of the licensee on probation for a period of time and subject to such conditions as the council may specify, including but not limited to, requiring the licensee to undergo treatment, to attend continuing education courses, to work under the direct supervision of a physician licensed in this state, or to take corrective action.

(10) **INACTIVE AND DELINQUENT STATUS.**—A license on inactive or delinquent status may be reactivated only as provided in s. [456.036](#).

(11) **PENALTY.**—Any person who has not been licensed by the council and approved by the department and who holds herself or himself out as a physician assistant or who uses any other term in indicating or implying that she or he is a physician assistant commits a felony of the third degree, punishable as provided in s. [775.082](#) or s. [775.084](#) or by a fine not exceeding \$5,000.

(12) **DENIAL, SUSPENSION, OR REVOCATION OF LICENSURE.**—The boards may deny, suspend, or

revoke a physician assistant license if a board determines that the physician assistant has violated this chapter.

(13) **RULES.**—The boards shall adopt rules to implement this section, including rules detailing the contents of the application for licensure and notification pursuant to subsection (7) and rules to ensure both the continued competency of physician assistants and the proper utilization of them by physicians or groups of physicians.

(14) **EXISTING PROGRAMS.**—This section does not eliminate or supersede existing laws relating to other paramedical professions or services and is supplemental to all such existing laws relating to the licensure and practice of paramedical professions.

(15) **LIABILITY.**—Each supervising physician using a physician assistant is liable for any acts or omissions of the physician assistant acting under the physician’s supervision and control.

(16) **LEGAL SERVICES.**—Legal services shall be provided to the council pursuant to s. ~~456.009~~(1).

(17) **FEES.**—The department shall allocate the fees collected under this section to the council.

History.—ss. 1, 6, ch. 79-230; s. 309, ch. 81-259; ss. 2, 3, ch. 81-318; ss. 22, 27, 29, 31, ch. 86-290; s. 37, ch. 88-1; s. 16, ch. 88-277; s. 5, ch. 88-361; s. 28, ch. 89-162; s. 3, ch. 91-22; ss. 4, 5, ch. 91-429; s. 4, ch. 92-22; s. 91, ch. 92-149; s. 112, ch. 94-218; s. 2, ch. 95-231; s. 2, ch. 96-197; s. 224, ch. 97-101; s. 1101, ch. 97-103; s. 35, ch. 97-264; s. 7, ch. 98-49; s. 55, ch. 98-166; s. 156, ch. 99-251; s. 113, ch. 2000-160; ss. 27, 43, ch. 2000-318; s. 2, ch. 2001-100; ss. 26, 56, ch. 2001-277; s. 2, ch. 2007-155; s. 78, ch. 2008-6; s. 4, ch. 2009-177; s. 3, ch. 2010-55; s. 2, ch. 2012-170; s. 2, ch. 2013-127; s. 2, ch. 2016-125; s. 3, ch. 2016-145; ss. 22, 24, ch. 2016-224; s. 18, ch. 2016-230; s. 30, ch. 2017-3; s. 2, ch. 2017-154.

¹**Note.**—As amended by s. 18, ch. 2016-230. For a description of multiple acts in the same session affecting a statutory provision, see preface to the *Florida Statutes*, “Statutory Construction.” Subparagraph (4)(e)3. was also amended by s. 2, ch. 2016-125, and that version reads:

3. The physician assistant must acknowledge with the department that she or he has completed a minimum of 10 continuing medical education hours in the specialty practice in which the physician assistant has prescriptive privileges with each licensure renewal application.