

1 A bill to be entitled
 2 An act relating to Department of Health; creating s.
 3 456.4501, F.S.; implementing the Interstate Medical
 4 Licensure Compact in this state; providing for an
 5 interstate medical licensure process; providing
 6 requirements for multistate practice; creating s.
 7 456.4502, F.S.; establishing that a formal hearing
 8 before the Division of Administrative Hearings must be
 9 held if there are any disputed issues of material fact
 10 when the licenses of certain physicians and
 11 osteopathic physicians are suspended or revoked by
 12 this state under the compact; requiring the department
 13 to notify the division of a petition for a formal
 14 hearing within a specified timeframe; requiring the
 15 administrative law judge to issue a recommended order;
 16 requiring the Board of Medicine or the Board of
 17 Osteopathic Medicine, as applicable, to determine and
 18 issue final orders in certain cases; providing the
 19 department with standing to seek judicial review of
 20 any final order of the boards; creating s. 456.4504,
 21 F.S.; authorizing the department to adopt rules;
 22 creating s. 458.3129, F.S.; establishing that a
 23 physician licensed under the Interstate Medical
 24 Licensure Compact is deemed to be licensed under
 25 chapter 458, F.S.; requiring the Board of Medicine to

26 ensure the Interstate Medical Licensure Compact
 27 Commission to comply with chapter 119; creating s.
 28 459.074, F.S.; establishing that an osteopathic
 29 physician licensed under the Interstate Medical
 30 Licensure Compact is deemed to be licensed under
 31 chapter 459, F.S.; requiring the Board of Osteopathic
 32 Medicine to ensure the Interstate Medical Licensure
 33 Compact Commission to comply with chapter 119;
 34 amending s. 464.0196, F.S.; revising the membership of
 35 the board of directors of the Florida Center for
 36 Nursing; deleting obsolete provisions; amending s.
 37 491.003, F.S.; providing definitions; amending s.
 38 491.004, F.S.; deleting an obsolete provision;
 39 amending s. 491.0045, F.S.; revising intern
 40 registration requirements; providing an exception;
 41 amending s. 491.005, F.S.; revising the licensure
 42 requirements for clinical social workers, marriage and
 43 family therapists, and mental health counselors;
 44 amending s. 491.0057, F.S.; requiring that an
 45 applicant for dual licensure as a marriage and family
 46 therapist pass an examination designated by the Board
 47 of Clinical Social Work, Marriage and Family Therapy,
 48 and Mental Health Counseling; amending s. 491.006,
 49 F.S.; revising requirements for licensure or
 50 certification by endorsement for certain professions;

51 amending s. 491.007, F.S.; deleting a provision
52 providing certified master social workers an exemption
53 from continuing education requirements; deleting a
54 provision requiring the board to establish a procedure
55 for the biennial renewal of intern registrations;
56 amending s. 491.009, F.S.; revising who may enter an
57 order denying licensure or imposing penalties against
58 an applicant for licensure under certain
59 circumstances; amending s. 491.012, F.S.; providing
60 that using the title "certified master social worker"
61 without a valid, active license is unlawful; amending
62 s. 491.0145, F.S.; requiring the department to license
63 an applicant for designation as a certified master
64 social worker under certain circumstances; providing
65 that applicants for designation as a certified master
66 social worker submit their application to the board;
67 deleting a provision relating to the nonrefundable fee
68 for examination set by department rule; authorizing
69 the board to adopt rules; amending s. 491.0149, F.S.;
70 requiring the use of applicable professional titles by
71 specified licensees and registrants on social media
72 and other specified materials; repealing s. 491.015,
73 F.S., relating to duties of the department as to
74 certified master social workers; amending s. 768.28,
75 F.S.; designating the state commissioners of the

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

85

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

87

88 Section 1. Section 456.4501, Florida Statutes, is created
 89 to read:

90 456.4501 Interstate Medical Licensure Compact.—The
 91 Interstate Medical Licensure Compact is hereby enacted into law
 92 and entered into by this state with all other jurisdictions
 93 legally joining therein in the form substantially as follows:

94

95 SECTION 1

96 PURPOSE

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98 In order to strengthen access to health care, and in
 99 recognition of the advances in the delivery of health care, the
 100 member states of the Interstate Medical Licensure Compact have

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

119 SECTION 2

120 DEFINITIONS

122 In this compact:

123 (a) "Bylaws" means those bylaws established by the
 124 Interstate Commission pursuant to Section 11 for its governance,
 125 or for directing and controlling its actions and conduct.

126 (b) "Commissioner" means the voting representative
 127 appointed by each member board pursuant to Section 11.

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

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

137 (e) "Interstate Commission" means the interstate
 138 commission created pursuant to Section 11.

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

142 (g) "Medical Practice Act" means laws and regulations
 143 governing the practice of allopathic and osteopathic medicine
 144 within a member state.

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

149 (i) "Member State" means a state that has enacted the
 150 Compact.

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

157 (k) "Physician" means any person who:

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

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

168 (3) Successfully completed graduate medical education
 169 approved by the Accreditation Council for Graduate Medical
 170 Education or the American Osteopathic Association;

171 (4) Holds specialty certification or a time-unlimited
 172 specialty certificate recognized by the American Board of
 173 Medical Specialties or the American Osteopathic Association's
 174 Bureau of Osteopathic Specialists; however, the specialty
 175 certification or a time-unlimited specialty certificate does not

176 have to be maintained once a physician is initially determined
 177 to be eligible for expedited licensure through the Compact;

178 (5) Possesses a full and unrestricted license to engage in
 179 the practice of medicine issued by a member board;

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

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

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

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

194 (1) "Offense" means a felony, high court misdemeanor, or
 195 crime of moral turpitude.

196 (m) "Rule" means a written statement by the Interstate
 197 Commission promulgated pursuant to Section 12 of the Compact
 198 that is of general applicability, implements, interprets, or
 199 prescribes a policy or provision of the Compact, or an
 200 organizational, procedural, or practice requirement of the

201 Interstate Commission, and has the force and effect of statutory
 202 law in a member state, if the rule is not inconsistent with the
 203 laws of the member state. The term includes the amendment,
 204 repeal, or suspension of an existing rule.

205 (n) "State" means any state, commonwealth, district, or
 206 territory of the United States.

207 (o) "State of Principal License" means a member state
 208 where a physician holds a license to practice medicine and which
 209 has been designated as such by the physician for purposes of
 210 registration and participation in the Compact.

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 212 SECTION 3

213 ELIGIBILITY

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 215 (a) A physician must meet the eligibility requirements as
 216 defined in Section 2(k) to receive an expedited license under
 217 the terms and provisions of the Compact.

218 (b) A physician who does not meet the requirements of
 219 Section 2(k) may obtain a license to practice medicine in a
 220 member state if the individual complies with all laws and
 221 requirements, other than the Compact, relating to the issuance
 222 of a license to practice medicine in that state.

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 224 SECTION 4

225 DESIGNATION OF STATE OF PRINCIPAL LICENSE

226
 227 (a) A physician shall designate a member state as the
 228 state of principal license for purposes of registration for
 229 expedited licensure through the Compact if the physician
 230 possesses a full and unrestricted license to practice medicine
 231 in that state, and the state is:

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

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

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

236 (4) If no state qualifies under subsection (1), subsection
 237 (2), or subsection (3), the state designated as state of
 238 residence for purpose of federal income tax.

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

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

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 246 SECTION 5

247 APPLICATION AND ISSUANCE OF EXPEDITED LICENSURE

248
 249 (a) A physician seeking licensure through the Compact
 250 shall file an application for an expedited license with the

251 member board of the state selected by the physician as the state
 252 of principal license.

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

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

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

274 (3) Appeal on the determination of eligibility shall be
 275 made to the member state where the application was filed and

276 shall be subject to the law of that state.

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

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

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

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

298 (g) The Interstate Commission is authorized to develop
299 rules regarding the application process, including payment of
300 any applicable fees, and the issuance of an expedited license.

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SECTION 6
FEEES FOR EXPEDITED LICENSURE

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

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

SECTION 7
RENEWAL AND CONTINUED PARTICIPATION

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

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

(2) Has not been convicted, received adjudication, deferred adjudication, community supervision, or deferred disposition for any offense by a court of appropriate

326 | jurisdiction;

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

331 | (4) Has not had a controlled substance license or permit
 332 | suspended or revoked by a state or the United States Drug
 333 | Enforcement Administration.

334 | (b) Physicians shall comply with all continuing
 335 | professional development or continuing medical education
 336 | requirements for renewal of a license issued by a member state.

337 | (c) The Interstate Commission shall collect any renewal
 338 | fees charged for the renewal of a license and distribute the
 339 | fees to the applicable member board.

340 | (d) Upon receipt of any renewal fees collected in
 341 | subsection (c), a member board shall renew the physician's
 342 | license.

343 | (e) Physician information collected by the Interstate
 344 | Commission during the renewal process will be distributed to all
 345 | member boards.

346 | (f) The Interstate Commission is authorized to develop
 347 | rules to address renewal of licenses obtained through the
 348 | Compact.

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SECTION 8

COORDINATED INFORMATION SYSTEM

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353 (a) The Interstate Commission shall establish a database
354 of all physicians licensed, or who have applied for licensure,
355 under Section 5.

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

360 (c) Member boards shall report disciplinary or
361 investigatory information determined as necessary and proper by
362 rule of the Interstate Commission.

363 (d) Member boards may report any non-public complaint,
364 disciplinary, or investigatory information not required by
365 subsection (c) to the Interstate Commission.

366 (e) Member boards shall share complaint or disciplinary
367 information about a physician upon request of another member
368 board.

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

373 (g) The Interstate Commission is authorized to develop
374 rules for mandated or discretionary sharing of information by
375 member boards.

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SECTION 9
JOINT INVESTIGATIONS

(a) Licensure and disciplinary records of physicians are deemed investigative.

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

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

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

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

SECTION 10
DISCIPLINARY ACTIONS

(a) Any disciplinary action taken by any member board

401 against a physician licensed through the Compact shall be deemed
 402 unprofessional conduct which may be subject to discipline by
 403 other member boards, in addition to any violation of the Medical
 404 Practice Act or regulations in that state.

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

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

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

423 (2) Pursue separate disciplinary action against the
 424 physician under its respective Medical Practice Act, regardless
 425 of the action taken in other member states.

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

438
 439 SECTION 11

440 INTERSTATE MEDICAL LICENSURE COMPACT COMMISSION

441
 442 (a) The member states hereby create the "Interstate
 443 Medical Licensure Compact Commission."

444 (b) The purpose of the Interstate Commission is the
 445 administration of the Interstate Medical Licensure Compact,
 446 which is a discretionary state function.

447 (c) The Interstate Commission shall be a body corporate
 448 and joint agency of the member states and shall have all the
 449 responsibilities, powers, and duties set forth in the Compact,
 450 and such additional powers as may be conferred upon it by a

451 subsequent concurrent action of the respective legislatures of
 452 the member states in accordance with the terms of the Compact.

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

460 Commissioner shall be a(n):

461 (1) Allopathic or osteopathic physician appointed to a
 462 member board;

463 (2) Executive director, executive secretary, or similar
 464 executive of a member board; or

465 (3) Member of the public appointed to a member board.

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

472 (f) The bylaws may provide for meetings of the Interstate
 473 Commission to be conducted by telecommunication or electronic
 474 communication.

475 (g) Each Commissioner participating at a meeting of the

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

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

489 (1) Relate solely to the internal personnel practices and
 490 procedures of the Interstate Commission;

491 (2) Discuss matters specifically exempted from disclosure
 492 by federal statute;

493 (3) Discuss trade secrets, commercial, or financial
 494 information that is privileged or confidential;

495 (4) Involve accusing a person of a crime, or formally
 496 censuring a person;

497 (5) Discuss information of a personal nature where
 498 disclosure would constitute a clearly unwarranted invasion of
 499 personal privacy;

500 (6) Discuss investigative records compiled for law

501 enforcement purposes; or

502 (7) Specifically relate to the participation in a civil
 503 action or other legal proceeding.

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

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

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

522 (l) The Interstate Commission may establish other
 523 committees for governance and administration of the Compact.

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SECTION 12

POWERS AND DUTIES OF THE INTERSTATE COMMISSION

The Interstate Commission shall have the duty and power to:

- (a) Oversee and maintain the administration of the Compact;
- (b) Promulgate rules which shall be binding to the extent and in the manner provided for in the Compact;
- (c) Issue, upon the request of a member state or member board, advisory opinions concerning the meaning or interpretation of the Compact, its bylaws, rules, and actions;
- (d) Enforce compliance with Compact provisions, the rules promulgated by the Interstate Commission, and the bylaws, using all necessary and proper means, including but not limited to the use of judicial process;
- (e) Establish and appoint committees including, but not limited to, an executive committee as required by Section 11, which shall have the power to act on behalf of the Interstate Commission in carrying out its powers and duties;
- (f) Pay, or provide for the payment of the expenses related to the establishment, organization, and ongoing activities of the Interstate Commission;
- (g) Establish and maintain one or more offices;
- (h) Borrow, accept, hire, or contract for services of personnel;
- (i) Purchase and maintain insurance and bonds;

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

555 (k) Establish personnel policies and programs relating to
 556 conflicts of interest, rates of compensation, and qualifications
 557 of personnel;

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

562 (m) Lease, purchase, accept contributions or donations of,
 563 or otherwise to own, hold, improve or use, any property, real,
 564 personal, or mixed;

565 (n) Sell, convey, mortgage, pledge, lease, exchange,
 566 abandon, or otherwise dispose of any property, real, personal,
 567 or mixed;

568 (o) Establish a budget and make expenditures;

569 (p) Adopt a seal and bylaws governing the management and
 570 operation of the Interstate Commission;

571 (q) Report annually to the legislatures and governors of
 572 the member states concerning the activities of the Interstate
 573 Commission during the preceding year. Such reports shall also
 574 include reports of financial audits and any recommendations that
 575 may have been adopted by the Interstate Commission;

576 (r) Coordinate education, training, and public awareness
 577 regarding the Compact, its implementation, and its operation;

578 (s) Maintain records in accordance with the bylaws;

579 (t) Seek and obtain trademarks, copyrights, and patents;

580 and

581 (u) Perform such functions as may be necessary or
 582 appropriate to achieve the purposes of the Compact.

584 SECTION 13

585 FINANCE POWERS

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

596 (b) The Interstate Commission shall not incur obligations
 597 of any kind prior to securing the funds adequate to meet the
 598 same.

599 (c) The Interstate Commission shall not pledge the credit
 600 of any of the member states, except by, and with the authority

601 of, the member state.

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

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 607 SECTION 14

608 ORGANIZATION AND OPERATION OF THE INTERSTATE COMMISSION

609
 610 (a) The Interstate Commission shall, by a majority of
 611 Commissioners present and voting, adopt bylaws to govern its
 612 conduct as may be necessary or appropriate to carry out the
 613 purposes of the Compact within twelve (12) months of the first
 614 Interstate Commission meeting.

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

622 (c) Officers selected in subsection (b) shall serve
 623 without remuneration from the Interstate Commission.

624 (d) The officers and employees of the Interstate
 625 Commission shall be immune from suit and liability, either

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

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

648 (2) The Interstate Commission shall defend the executive
649 director, its employees, and subject to the approval of the
650 attorney general or other appropriate legal counsel of the

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

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

675

SECTION 15

RULEMAKING FUNCTIONS OF THE INTERSTATE COMMISSION

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

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

(c) Not later than thirty (30) days after a rule is promulgated, any person may file a petition for judicial review of the rule in the United States District Court for the District of Columbia or the federal district where the Interstate Commission has its principal offices, provided that the filing of such a petition shall not stay or otherwise prevent the rule from becoming effective unless the court finds that the petitioner has a substantial likelihood of success. The court shall give deference to the actions of the Interstate Commission

701 consistent with applicable law and shall not find the rule to be
 702 unlawful if the rule represents a reasonable exercise of the
 703 authority granted to the Interstate Commission.

705 SECTION 16

706 OVERSIGHT OF INTERSTATE COMPACT

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

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

720 (c) The Interstate Commission shall be entitled to receive
 721 all service of process in any such proceeding, and shall have
 722 standing to intervene in the proceeding for all purposes.
 723 Failure to provide service of process to the Interstate
 724 Commission shall render a judgment or order void as to the
 725 Interstate Commission, the Compact, or promulgated rules.

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SECTION 17
ENFORCEMENT OF INTERSTATE COMPACT

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

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

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

SECTION 18
DEFAULT PROCEDURES

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

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

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

767 (2) Provide remedial training and specific technical
768 assistance regarding the default.

769 (c) If the defaulting state fails to cure the default, the
770 defaulting state shall be terminated from the Compact upon an
771 affirmative vote of a majority of the Commissioners and all
772 rights, privileges, and benefits conferred by the Compact shall
773 terminate on the effective date of termination. A cure of the
774 default does not relieve the offending state of obligations or
775 liabilities incurred during the period of the default.

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

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

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

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

796 (h) The defaulting state may appeal the action of the
797 Interstate Commission by petitioning the United States District
798 Court for the District of Columbia or the federal district where
799 the Interstate Commission has its principal offices. The
800 prevailing party shall be awarded all costs of such litigation

801 including reasonable attorney's fees.

802

803 SECTION 19

804 DISPUTE RESOLUTION

805

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

810 (b) The Interstate Commission shall promulgate rules
 811 providing for both mediation and binding dispute resolution as
 812 appropriate.

813

814 SECTION 20

815 MEMBER STATES, EFFECTIVE DATE AND AMENDMENT

816

817 (a) Any state is eligible to become a member state of the
 818 Compact.

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

824 (c) The governors of non-member states, or their
 825 designees, shall be invited to participate in the activities of

826 | the Interstate Commission on a non-voting basis prior to
 827 | adoption of the Compact by all states.

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

834 | SECTION 21

835 | WITHDRAWAL

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

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

847 | (c) The withdrawing state shall immediately notify the
 848 | chairperson of the Interstate Commission in writing upon the
 849 | introduction of legislation repealing the Compact in the
 850 | withdrawing state.

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

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

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

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

867
868 SECTION 22

869 DISSOLUTION

870
871 (a) The Compact shall dissolve effective upon the date of
872 the withdrawal or default of the member state which reduces the
873 membership in the Compact to one (1) member state.

874 (b) Upon the dissolution of the Compact, the Compact
875 becomes null and void and shall be of no further force or

876 effect, and the business and affairs of the Interstate
 877 Commission shall be concluded and surplus funds shall be
 878 distributed in accordance with the bylaws.

880 SECTION 23

881 SEVERABILITY AND CONSTRUCTION

883 (a) The provisions of the Compact shall be severable, and
 884 if any phrase, clause, sentence, or provision is deemed
 885 unenforceable, the remaining provisions of the Compact shall be
 886 enforceable.

887 (b) The provisions of the Compact shall be liberally
 888 construed to effectuate its purposes.

889 (c) Nothing in the Compact shall be construed to prohibit
 890 the applicability of other interstate compacts to which the
 891 states are members.

893 SECTION 24

894 BINDING EFFECT OF COMPACT AND OTHER LAWS

896 (a) Nothing herein prevents the enforcement of any other
 897 law of a member state that is not inconsistent with the Compact.

898 (b) All laws in a member state in conflict with the
 899 Compact are superseded to the extent of the conflict.

900 (c) All lawful actions of the Interstate Commission,

901 including all rules and bylaws promulgated by the Commission,
 902 are binding upon the member states.

903 (d) All agreements between the Interstate Commission and
 904 the member states are binding in accordance with their terms.

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

910 Section 2. Section 456.4502, Florida Statutes, is created
 911 to read:

912 456.4502 Interstate Medical Licensure Compact;
 913 disciplinary proceedings.—A physician licensed pursuant to
 914 chapter 458, chapter 459, or s. 456.4501 whose license is
 915 suspended or revoked by this state pursuant to the Interstate
 916 Medical Licensure Compact as a result of disciplinary action
 917 taken against the physician's license in another state shall be
 918 granted a formal hearing before an administrative law judge from
 919 the Division of Administrative Hearings held pursuant to chapter
 920 120 if there are any disputed issues of material fact. In such
 921 proceedings:

922 (a) Notwithstanding s. 120.569(2), the department shall
 923 notify the division within 45 days after receipt of a petition
 924 or request for a formal hearing.

925 (b) The determination of whether the physician has

926 violated the laws and rules regulating the practice of medicine
 927 or osteopathic medicine, as applicable, including a
 928 determination of the reasonable standard of care, is a
 929 conclusion of law that is to be determined by appropriate board,
 930 and is not a finding of fact to be determined by an
 931 administrative law judge.

932 (c) The administrative law judge shall issue a recommended
 933 order pursuant to chapter 120.

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

938 (e) Any consent order or agreed-upon settlement is subject
 939 to the approval of the department.

940 (f) The department shall have standing to seek judicial
 941 review of any final order of the board, pursuant to s. 120.68

942 Section 3. Section 456.4503, Florida Statutes, is created
 943 to read:

944 456.4503 Interstate Medical Licensure Compact
 945 Commissioners.—The duly appointed commissioners to the
 946 Interstate Medical Licensure Compact Commission under s.
 947 456.4503, shall ensure the Interstate Medical Licensure Compact
 948 Commission complies with the requirements of chapter 119, and s.
 949 24, Art. I of the State Constitution.

950 Section 4. Section 456.4504, Florida Statutes, is created

951 to read:

952 456.4504 Interstate Medical Licensure Compact Rules.—The
 953 department may adopt rules to implement the Interstate Medical
 954 Licensure Compact.

955 Section 5. Section 458.3129, Florida Statutes, is created
 956 to read:

957 458.3129 Interstate Medical Licensure Compact.—A physician
 958 licensed to practice medicine under s. 456.4501 is deemed to
 959 also be licensed under this chapter.

960 Section 6. Section 459.074, Florida Statutes, is created
 961 to read:

962 459.074 Interstate Medical Licensure Compact.—A physician
 963 licensed to practice osteopathic medicine under s. 456.4501 is
 964 deemed to also be licensed under this chapter.

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

967 464.0196 Florida Center for Nursing; board of directors.—

968 (1) The Florida Center for Nursing shall be governed by a
 969 policy-setting board of directors. The board shall consist of 16
 970 members, with a simple majority of the board being nurses
 971 representative of various practice areas. Other members shall
 972 include representatives of other health care professions,
 973 business and industry, health care providers, and consumers. The
 974 members of the board shall be appointed by the Governor as
 975 follows:

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

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

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

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

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

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

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

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

1001 ~~June 20, 2003.~~

1002 ~~(c) Of the members appointed pursuant to paragraph (1)(c),~~
 1003 ~~one shall be appointed for a term expiring June 30, 2005, one~~
 1004 ~~for a term expiring June 30, 2004, and two for terms expiring~~
 1005 ~~June 30, 2003.~~

1006 ~~(d) Of the members appointed pursuant to paragraph (1)(d),~~
 1007 ~~the terms of two members recommended by the State Board of~~
 1008 ~~Education shall expire June 30, 2005; the term of the member who~~
 1009 ~~is a dean of a College of Nursing at a state university shall~~
 1010 ~~expire June 30, 2004; and the term of the member who is a~~
 1011 ~~director of a state community college nursing program shall~~
 1012 ~~expire June 30, 2003.~~

1013
 1014 ~~After the initial appointments expire,~~ The terms of all the
 1015 members shall be for 3 years, with no member serving more than
 1016 two consecutive terms.

1017 Section 8. Subsections (2) through (7) of section 491.003,
 1018 Florida Statutes, are renumbered as subsections (3) through (8),
 1019 respectively, present subsections (8) through (17) are
 1020 renumbered as subsections (10) through (19), respectively, and
 1021 new subsections (2) and (9) are added to that section to read:

1022 491.003 Definitions.—As used in this chapter:

1023 (2) "Certified master social worker" means a person
 1024 licensed under this chapter to practice generalist social work.

1025 (9) "Practice of generalist social work" means the

1026 application of social work theory, knowledge, methods, and
 1027 ethics, and the professional use of self to restore or enhance
 1028 social, psychosocial, or biopsychosocial functioning of
 1029 individuals, couples, families, groups, organizations, and
 1030 communities. The term includes the application of specialized
 1031 knowledge and advanced practice skills in nondiagnostic
 1032 assessment, treatment planning, implementation and evaluation,
 1033 case management, information and referral, supervision,
 1034 consultation, education, research, advocacy, community
 1035 organization, and the development, implementation, and
 1036 administration of policies, programs, and activities.

1037 Section 9. Section 10. Subsections (4) through (7) of
 1038 section 491.004, Florida Statutes, are renumbered as subsections
 1039 (3) through (6), respectively, and present subsections (3) and
 1040 (4) of that section are amended to read:

1041 491.004 Board of Clinical Social Work, Marriage and Family
 1042 Therapy, and Mental Health Counseling.—

1043 ~~(3) No later than January 1, 1988, the Governor shall~~
 1044 ~~appoint nine members of the board as follows:~~

1045 ~~(a) Three members for terms of 2 years each.~~

1046 ~~(b) Three members for terms of 3 years each.~~

1047 ~~(c) Three members for terms of 4 years each.~~

1048 (3)~~(4)~~ As the terms of the ~~initial~~ members expire, the
 1049 Governor shall appoint successors for terms of 4 years; and
 1050 those members shall serve until their successors are appointed.

1051 Section 10. Subsection (6) of section 491.0045, Florida
 1052 Statutes, is amended to read:

1053 491.0045 Intern registration; requirements.—

1054 (6) A registration issued on or before March 31, 2017,
 1055 expires March 31, 2022, and may not be renewed or reissued. Any
 1056 registration issued after March 31, 2017, expires 60 months
 1057 after the date it is issued. The board may make a one-time
 1058 exception from the requirements of this section in emergency or
 1059 hardship cases, as defined by board rule, if ~~A subsequent intern~~
 1060 ~~registration may not be issued unless~~ the candidate has passed
 1061 the theory and practice examination described in s.

1062 491.005(1)(d), (3)(d), and (4)(d).

1063 Section 11. Subsection (1), paragraph (b) of subsection
 1064 (2), and subsections (3) and (4) of section 491.005, Florida
 1065 Statutes, are amended to read:

1066 491.005 Licensure by examination.—

1067 (1) CLINICAL SOCIAL WORK.—Upon verification of
 1068 documentation and payment of a fee not to exceed \$200, as set by
 1069 board rule, plus the actual per applicant cost ~~to the department~~
 1070 for purchase of the examination from the ~~American~~ Association of
 1071 ~~State Social Work Worker's~~ Boards or its successor ~~a similar~~
 1072 ~~national organization~~, the department shall issue a license as a
 1073 clinical social worker to an applicant who the board certifies:

1074 (a) Has submitted an application and paid the appropriate
 1075 fee.

1076 (b)1. Has received a doctoral degree in social work from a
 1077 graduate school of social work which at the time the applicant
 1078 graduated was accredited by an accrediting agency recognized by
 1079 the United States Department of Education or has received a
 1080 master's degree in social work from a graduate school of social
 1081 work which at the time the applicant graduated:

1082 a. Was accredited by the Council on Social Work Education;

1083 b. Was accredited by the Canadian Association of Schools
 1084 of Social Work; or

1085 c. Has been determined to have been a program equivalent
 1086 to programs approved by the Council on Social Work Education by
 1087 the Foreign Equivalency Determination Service of the Council on
 1088 Social Work Education. An applicant who graduated from a program
 1089 at a university or college outside of the United States or
 1090 Canada must present documentation of the equivalency
 1091 determination from the council in order to qualify.

1092 2. The applicant's graduate program must have emphasized
 1093 direct clinical patient or client health care services,
 1094 including, but not limited to, coursework in clinical social
 1095 work, psychiatric social work, medical social work, social
 1096 casework, psychotherapy, or group therapy. The applicant's
 1097 graduate program must have included all of the following
 1098 coursework:

1099 a. A supervised field placement which was part of the
 1100 applicant's advanced concentration in direct practice, during

1101 which the applicant provided clinical services directly to
1102 clients.

1103 b. Completion of 24 semester hours or 32 quarter hours in
1104 courses approved by board rule ~~theory of human behavior and~~
1105 ~~practice methods as courses in clinically oriented services,~~
1106 ~~including a minimum of one course in psychopathology, and no~~
1107 ~~more than one course in research, taken in a school of social~~
1108 ~~work accredited or approved pursuant to subparagraph 1.~~

1109 ~~3. If the course title which appears on the applicant's~~
1110 ~~transcript does not clearly identify the content of the~~
1111 ~~coursework, the applicant shall be required to provide~~
1112 ~~additional documentation, including, but not limited to, a~~
1113 ~~syllabus or catalog description published for the course.~~

1114 (c) Has had at least 2 years of clinical social work
1115 experience, which took place subsequent to completion of a
1116 graduate degree in social work at an institution meeting the
1117 accreditation requirements of this section, under the
1118 supervision of a licensed clinical social worker or the
1119 equivalent who is a qualified supervisor as determined by the
1120 board. An individual who intends to practice in Florida to
1121 satisfy clinical experience requirements must register pursuant
1122 to s. 491.0045 before commencing practice. If the applicant's
1123 graduate program was not a program which emphasized direct
1124 clinical patient or client health care services as described in
1125 subparagraph (b)2., the supervised experience requirement must

1126 take place after the applicant has completed a minimum of 15
1127 semester hours or 22 quarter hours of the coursework required. A
1128 doctoral internship may be applied toward the clinical social
1129 work experience requirement. A licensed mental health
1130 professional must be on the premises when clinical services are
1131 provided by a registered intern in a private practice setting.

1132 (d) Has passed a theory and practice examination
1133 designated ~~provided~~ by the board ~~department~~ ~~for this purpose~~.

1134 (e) Has demonstrated, in a manner designated by board rule
1135 ~~of the board~~, knowledge of the laws and rules governing the
1136 practice of clinical social work, marriage and family therapy,
1137 and mental health counseling.

1138 (2) CLINICAL SOCIAL WORK.—

1139 (b) An applicant from a master's or doctoral program in
1140 social work which did not emphasize direct patient or client
1141 services may complete the clinical curriculum content
1142 requirement by returning to a graduate program accredited by the
1143 Council on Social Work Education or the Canadian Association for
1144 Social Work Education ~~of Schools of Social Work~~, or to a
1145 clinical social work graduate program with comparable standards,
1146 in order to complete the education requirements for examination.
1147 However, a maximum of 6 semester or 9 quarter hours of the
1148 clinical curriculum content requirement may be completed by
1149 credit awarded for independent study coursework as defined by
1150 board rule.

1151 (3) MARRIAGE AND FAMILY THERAPY.—Upon verification of
 1152 documentation and payment of a fee not to exceed \$200, as set by
 1153 board rule, plus the actual cost ~~to the department~~ for the
 1154 purchase of the examination from the Association of Marital and
 1155 Family Therapy Regulatory Boards ~~Board~~, or its successor ~~similar~~
 1156 ~~national~~ organization, the department shall issue a license as a
 1157 marriage and family therapist to an applicant who the board
 1158 certifies:

1159 (a) Has submitted an application and paid the appropriate
 1160 fee.

1161 (b) ~~1.~~ Has a minimum of a master's degree with major
 1162 emphasis in marriage and family therapy from a program
 1163 accredited by the Commission on Accreditation for Marriage and
 1164 Family Therapy Education or from a state university program
 1165 accredited by the Council for Accreditation of Counseling and
 1166 Related Educational Programs, or a closely related field, and
 1167 graduate courses approved by the Board of Clinical Social Work,
 1168 Marriage and Family Therapy, and Mental Health Counseling ~~has~~
 1169 ~~completed all of the following requirements:~~

1170 ~~a. Thirty six semester hours or 48 quarter hours of~~
 1171 ~~graduate coursework, which must include a minimum of 3 semester~~
 1172 ~~hours or 4 quarter hours of graduate-level course credits in~~
 1173 ~~each of the following nine areas: dynamics of marriage and~~
 1174 ~~family systems; marriage therapy and counseling theory and~~
 1175 ~~techniques; family therapy and counseling theory and techniques;~~

1176 ~~individual human development theories throughout the life cycle;~~
1177 ~~personality theory or general counseling theory and techniques;~~
1178 ~~psychopathology; human sexuality theory and counseling~~
1179 ~~techniques; psychosocial theory; and substance abuse theory and~~
1180 ~~counseling techniques. Courses in research, evaluation,~~
1181 ~~appraisal, assessment, or testing theories and procedures;~~
1182 ~~thesis or dissertation work; or practicums, internships, or~~
1183 ~~fieldwork may not be applied toward this requirement.~~

1184 ~~b. A minimum of one graduate-level course of 3 semester~~
1185 ~~hours or 4 quarter hours in legal, ethical, and professional~~
1186 ~~standards issues in the practice of marriage and family therapy~~
1187 ~~or a course determined by the board to be equivalent.~~

1188 ~~e. A minimum of one graduate-level course of 3 semester~~
1189 ~~hours or 4 quarter hours in diagnosis, appraisal, assessment,~~
1190 ~~and testing for individual or interpersonal disorder or~~
1191 ~~dysfunction; and a minimum of one 3-semester-hour or 4-quarter-~~
1192 ~~hour graduate-level course in behavioral research which focuses~~
1193 ~~on the interpretation and application of research data as it~~
1194 ~~applies to clinical practice. Credit for thesis or dissertation~~
1195 ~~work, practicums, internships, or fieldwork may not be applied~~
1196 ~~toward this requirement.~~

1197 ~~d. A minimum of one supervised clinical practicum,~~
1198 ~~internship, or field experience in a marriage and family~~
1199 ~~counseling setting, during which the student provided 180 direct~~
1200 ~~client contact hours of marriage and family therapy services~~

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

1217 ~~2. If the course title which appears on the applicant's~~
 1218 ~~transcript does not clearly identify the content of the~~
 1219 ~~coursework, the applicant shall be required to provide~~
 1220 ~~additional documentation, including, but not limited to, a~~
 1221 ~~syllabus or catalog description published for the course.~~

1222
 1223 The required master's degree must have been received in an
 1224 institution of higher education which at the time the applicant
 1225 graduated was: fully accredited by a regional accrediting body

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

1251 institution fully accredited by the Commission on Accreditation
 1252 for Marriage and Family Therapy Education recognized by the
 1253 United States Department of Education.

1254 (c) Has had at least 2 years of clinical experience during
 1255 which 50 percent of the applicant's clients were receiving
 1256 marriage and family therapy services, which must be at the post-
 1257 master's level under the supervision of a licensed marriage and
 1258 family therapist with at least 5 years of experience, or the
 1259 equivalent, who is a qualified supervisor as determined by the
 1260 board. An individual who intends to practice in Florida to
 1261 satisfy the clinical experience requirements must register
 1262 pursuant to s. 491.0045 before commencing practice. If a
 1263 graduate has a master's degree with a major emphasis in marriage
 1264 and family therapy or a closely related field that did not
 1265 include all the coursework required under paragraph (b) ~~sub-~~
 1266 ~~subparagraphs (b)1.a.-c.~~, credit for the post-master's level
 1267 clinical experience shall not commence until the applicant has
 1268 completed a minimum of 10 of the courses required under
 1269 paragraph (b) ~~sub-subparagraphs (b)1.a.-c.~~, as determined by the
 1270 board, and at least 6 semester hours or 9 quarter hours of the
 1271 course credits must have been completed in the area of marriage
 1272 and family systems, theories, or techniques. Within the 2 ~~3~~
 1273 years of required experience, the applicant shall provide direct
 1274 individual, group, or family therapy and counseling, to include
 1275 the following categories of cases: unmarried dyads, married

1276 couples, separating and divorcing couples, and family groups
 1277 including children. A doctoral internship may be applied toward
 1278 the clinical experience requirement. A licensed mental health
 1279 professional must be on the premises when clinical services are
 1280 provided by a registered intern in a private practice setting.

1281 (d) Has passed a theory and practice examination
 1282 designated ~~provided~~ by the board ~~department~~ for this purpose.

1283 (e) Has demonstrated, in a manner designated by board rule
 1284 ~~of the board~~, knowledge of the laws and rules governing the
 1285 practice of clinical social work, marriage and family therapy,
 1286 and mental health counseling.

1287 (f) For the purposes of dual licensure, the department
 1288 shall license as a marriage and family therapist any person who
 1289 meets the requirements of s. 491.0057. Fees for dual licensure
 1290 shall not exceed those stated in this subsection.

1291 (4) MENTAL HEALTH COUNSELING.—Upon verification of
 1292 documentation and payment of a fee not to exceed \$200, as set by
 1293 board rule, plus the actual per applicant cost ~~to the department~~
 1294 for purchase of the examination from the National Board for
 1295 Certified Counselors or its successor ~~Professional Examination~~
 1296 ~~Service for the National Academy of Certified Clinical Mental~~
 1297 ~~Health Counselors or a similar national organization~~, the
 1298 department shall issue a license as a mental health counselor to
 1299 an applicant who the board certifies:

1300 (a) Has submitted an application and paid the appropriate

1301 fee.

1302 (b)1. Has a minimum of an earned master's degree from a
 1303 mental health counseling program accredited by the Council for
 1304 the Accreditation of Counseling and Related Educational Programs
 1305 that consists of at least 60 semester hours or 80 quarter hours
 1306 of clinical and didactic instruction, ~~including a course in~~
 1307 ~~human sexuality and a course in substance abuse.~~ If the master's
 1308 degree is earned from a program related to the practice of
 1309 mental health counseling that is not accredited by the Council
 1310 for the Accreditation of Counseling and Related Educational
 1311 Programs, then the coursework and practicum, internship, or
 1312 fieldwork must consist of at least 60 semester hours or 80
 1313 quarter hours and meet the following requirements:

1314 a. Thirty-three semester hours or 44 quarter hours of
 1315 graduate coursework, which must include a minimum of 3 semester
 1316 hours or 4 quarter hours of graduate-level coursework in each of
 1317 the following 11 content areas: counseling theories and
 1318 practice; human growth and development; diagnosis and treatment
 1319 of psychopathology; human sexuality; group theories and
 1320 practice; individual evaluation and assessment; career and
 1321 lifestyle assessment; research and program evaluation; social
 1322 and cultural foundations; substance abuse; and legal, ethical,
 1323 and professional standards issues in the practice of mental
 1324 health counseling in community settings; and substance abuse.
 1325 Courses in research, thesis or dissertation work, practicums,

1326 | internships, or fieldwork may not be applied toward this
 1327 | requirement.

1328 | b. A minimum of 3 semester hours or 4 quarter hours of
 1329 | graduate-level coursework addressing diagnostic processes,
 1330 | including differential diagnosis and the use of the current
 1331 | diagnostic tools, such as the current edition of the American
 1332 | Psychiatric Association's Diagnostic and Statistical Manual of
 1333 | Mental Disorders. The graduate program must have emphasized the
 1334 | common core curricular experience ~~in legal, ethical, and~~
 1335 | ~~professional standards issues in the practice of mental health~~
 1336 | ~~counseling, which includes goals, objectives, and practices of~~
 1337 | ~~professional counseling organizations, codes of ethics, legal~~
 1338 | ~~considerations, standards of preparation, certifications and~~
 1339 | ~~licensing, and the role identity and professional obligations of~~
 1340 | ~~mental health counselors. Courses in research, thesis or~~
 1341 | ~~dissertation work, practicums, internships, or fieldwork may not~~
 1342 | ~~be applied toward this requirement.~~

1343 | c. The equivalent, as determined by the board, of at least
 1344 | 700 ~~1,000~~ hours of university-sponsored supervised clinical
 1345 | practicum, internship, or field experience that includes at
 1346 | least 280 hours of direct client services, as required in the
 1347 | accrediting standards of the Council for Accreditation of
 1348 | Counseling and Related Educational Programs for mental health
 1349 | counseling programs. This experience may not be used to satisfy
 1350 | the post-master's clinical experience requirement.

1351 2. If the course title which appears on the applicant's
 1352 transcript does not clearly identify the content of the
 1353 coursework, the applicant shall be required to provide
 1354 additional documentation, including, but not limited to, a
 1355 syllabus or catalog description published for the course.
 1356
 1357 Education and training in mental health counseling must have
 1358 been received in an institution of higher education which at the
 1359 time the applicant graduated was: fully accredited by a regional
 1360 accrediting body recognized by the Council for Higher Education
 1361 Accreditation or its successor ~~Commission on Recognition of~~
 1362 ~~Postsecondary Accreditation~~; publicly recognized as a member in
 1363 good standing with ~~the Association of Universities and Colleges~~
 1364 ~~of~~ Canada; or an institution of higher education located outside
 1365 the United States and Canada, which at the time the applicant
 1366 was enrolled and at the time the applicant graduated maintained
 1367 a standard of training substantially equivalent to the standards
 1368 of training of those institutions in the United States which are
 1369 accredited by a regional accrediting body recognized by the
 1370 Council for Higher Education Accreditation or its successor
 1371 ~~Commission on Recognition of Postsecondary Accreditation~~. Such
 1372 foreign education and training must have been received in an
 1373 institution or program of higher education officially recognized
 1374 by the government of the country in which it is located as an
 1375 institution or program to train students to practice as mental

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

1388 (c) Has had at least 2 years of clinical experience in
 1389 mental health counseling, which must be at the post-master's
 1390 level under the supervision of a licensed mental health
 1391 counselor or the equivalent who is a qualified supervisor as
 1392 determined by the board. An individual who intends to practice
 1393 in Florida to satisfy the clinical experience requirements must
 1394 register pursuant to s. 491.0045 before commencing practice. If
 1395 a graduate has a master's degree with a major related to the
 1396 practice of mental health counseling that did not include all
 1397 the coursework required under sub-subparagraphs (b)1.a.-b.,
 1398 credit for the post-master's level clinical experience shall not
 1399 commence until the applicant has completed a minimum of seven of
 1400 the courses required under sub-subparagraphs (b)1.a.-b., as

1401 determined by the board, one of which must be a course in
 1402 psychopathology or abnormal psychology. A doctoral internship
 1403 may be applied toward the clinical experience requirement. A
 1404 licensed mental health professional must be on the premises when
 1405 clinical services are provided by a registered intern in a
 1406 private practice setting.

1407 (d) Has passed a theory and practice examination
 1408 designated ~~provided~~ by the board ~~department~~ for this purpose.

1409 (e) Has demonstrated, in a manner designated by board rule
 1410 ~~of the board~~, knowledge of the laws and rules governing the
 1411 practice of clinical social work, marriage and family therapy,
 1412 and mental health counseling.

1413 Section 12. Subsection (3) of section 491.0057, Florida
 1414 Statutes, is amended to read:

1415 491.0057 Dual licensure as a marriage and family
 1416 therapist.—The department shall license as a marriage and family
 1417 therapist any person who demonstrates to the board that he or
 1418 she:

1419 (3) Has passed the examination designated ~~provided~~ by the
 1420 board ~~department~~ for marriage and family therapy.

1421 Section 13. Paragraph (b) of subsection (1) of section
 1422 491.006, Florida Statutes, is amended to read:

1423 491.006 Licensure or certification by endorsement.—

1424 (1) The department shall license or grant a certificate to
 1425 a person in a profession regulated by this chapter who, upon

1426 applying to the department and remitting the appropriate fee,
 1427 demonstrates to the board that he or she:

1428 (b)1. Holds an active valid license to practice and has
 1429 actively practiced the profession for which licensure is applied
 1430 in another state for 3 of the last 5 years immediately preceding
 1431 licensure.

1432 ~~2. Meets the education requirements of this chapter for~~
 1433 ~~the profession for which licensure is applied.~~

1434 2.3. Has passed a substantially equivalent licensing
 1435 examination in another state or has passed the licensure
 1436 examination in this state in the profession for which the
 1437 applicant seeks licensure.

1438 ~~3.4.~~ Holds a license in good standing, is not under
 1439 investigation for an act that would constitute a violation of
 1440 this chapter, and has not been found to have committed any act
 1441 that would constitute a violation of this chapter. ~~The fees paid~~
 1442 ~~by any applicant for certification as a master social worker~~
 1443 ~~under this section are nonrefundable.~~

1444 Section 14. Subsections (2) and (3) of section 491.007,
 1445 Florida Statutes, are amended to read:

1446 491.007 Renewal of license, registration, or certificate.—

1447 (2) Each applicant for renewal shall present satisfactory
 1448 evidence that, in the period since the license or certificate
 1449 was issued, the applicant has completed continuing education
 1450 requirements set by rule of the board or department. Not more

1451 than 25 classroom hours of continuing education per year shall
 1452 be required. ~~A certified master social worker is exempt from the~~
 1453 ~~continuing education requirements for the first renewal of the~~
 1454 ~~certificate.~~

1455 ~~(3) The board or department shall prescribe by rule a~~
 1456 ~~method for the biennial renewal of an intern registration at a~~
 1457 ~~fee set by rule, not to exceed \$100.~~

1458 Section 15. Subsection (2) of section 491.009, Florida
 1459 Statutes, is amended to read:

1460 491.009 Discipline.—

1461 (2) ~~The department, or, in the case of psychologists, the~~
 1462 ~~board,~~ may enter an order denying licensure or imposing any of
 1463 the penalties in s. 456.072(2) against any applicant for
 1464 licensure or licensee who is found guilty of violating any
 1465 provision of subsection (1) of this section or who is found
 1466 guilty of violating any provision of s. 456.072(1).

1467 Section 16. Paragraph (a) of subsection (1) of section
 1468 491.012, Florida Statutes, is amended to read:

1469 491.012 Violations; penalty; injunction.—

1470 (1) It is unlawful and a violation of this chapter for any
 1471 person to:

1472 (a) Use the following titles or any combination thereof,
 1473 unless she or he holds a valid, active license as a clinical
 1474 social worker issued pursuant to this chapter:

1475 1. "Licensed clinical social worker."

- 1476 2. "Clinical social worker."
- 1477 3. "Licensed social worker."
- 1478 4. "Psychiatric social worker."
- 1479 5. "Psychosocial worker."
- 1480 6. "Certified master social worker."

1481 Section 17. Section 491.0145, Florida Statutes, is amended
 1482 to read:

1483 491.0145 Certified master social worker.—

1484 (1) The department shall license ~~may certify~~ an applicant
 1485 for a designation as a certified master social worker who, upon
 1486 applying to the department and remitting the appropriate fee,
 1487 demonstrates to the board that he or she has met the following
 1488 conditions:

1489 (a)-(1) The applicant has submitted ~~completes~~ an
 1490 application and has paid ~~to be provided by the department and~~
 1491 ~~pays~~ a nonrefundable fee not to exceed \$250 to be established by
 1492 rule of the board ~~department~~. ~~The completed application must be~~
 1493 ~~received by the department at least 60 days before the date of~~
 1494 ~~the examination in order for the applicant to qualify to take~~
 1495 ~~the scheduled exam.~~

1496 (b)-(2) The applicant submits proof satisfactory to the
 1497 board ~~department~~ that the applicant has received a doctoral
 1498 degree in social work, or a master's degree in social work with
 1499 a major emphasis or specialty in ~~clinical practice or~~
 1500 ~~administration, including, but not limited to, agency~~

1501 administration and supervision, program planning and evaluation,
 1502 staff development, research, community organization, community
 1503 services, social planning, and human service advocacy. Doctoral
 1504 degrees must have been received from a graduate school of social
 1505 work which at the time the applicant was enrolled and graduated
 1506 was accredited by an accrediting agency approved by the United
 1507 States Department of Education. Master's degrees must have been
 1508 received from a graduate school of social work which at the time
 1509 the applicant was enrolled and graduated was accredited by the
 1510 Council on Social Work Education or the Canadian Association of
 1511 Schools for ~~of~~ Social Work Education or by one that meets
 1512 comparable standards.

1513 (c) ~~(3)~~ The applicant has had at least 2 ~~3~~ years'
 1514 experience, as defined by rule of the board, including, but not
 1515 limited to, clinical services or administrative activities as
 1516 defined in subsection (2), 2 years of which must be at the post-
 1517 master's level under the supervision of a person who meets the
 1518 education and experience requirements for certification as a
 1519 certified master social worker, as defined by rule of the board,
 1520 or licensure as a clinical social worker under this chapter. A
 1521 doctoral internship may be applied toward the supervision
 1522 requirement.

1523 (d) ~~(4)~~ Any person who holds a master's degree in social
 1524 work from institutions outside the United States may apply to
 1525 the board ~~department~~ for certification if the academic training

1526 in social work has been evaluated as equivalent to a degree from
 1527 a school accredited by the Council on Social Work Education. Any
 1528 such person shall submit a copy of the academic training from
 1529 the Foreign Equivalency Determination Service of the Council on
 1530 Social Work Education.

1531 (e) ~~(5)~~ The applicant has passed an examination required by
 1532 the board ~~department~~ for this purpose. ~~The nonrefundable fee for~~
 1533 ~~such examination may not exceed \$250 as set by department rule.~~

1534 (2) ~~(6)~~ Nothing in this chapter shall be construed to
 1535 authorize a certified master social worker to provide clinical
 1536 social work services.

1537 (3) The board may adopt rules to implement this section.

1538 Section 18. Section 491.0149, Florida Statutes, is amended
 1539 to read:

1540 491.0149 Display of license; use of professional title on
 1541 promotional materials.—

1542 (1) (a) A person licensed under this chapter as a clinical
 1543 social worker, marriage and family therapist, or mental health
 1544 counselor, or certified as a master social worker shall
 1545 conspicuously display the valid license issued by the department
 1546 or a true copy thereof at each location at which the licensee
 1547 practices his or her profession.

1548 (b)1. A licensed clinical social worker shall include the
 1549 words "licensed clinical social worker" or the letters "LCSW" on
 1550 all promotional materials, including cards, brochures,

1551 stationery, advertisements, social media, and signs, naming the
 1552 licensee.

1553 2. A licensed marriage and family therapist shall include
 1554 the words "licensed marriage and family therapist" or the
 1555 letters "LMFT" on all promotional materials, including cards,
 1556 brochures, stationery, advertisements, social media, and signs,
 1557 naming the licensee.

1558 3. A licensed mental health counselor shall include the
 1559 words "licensed mental health counselor" or the letters "LMHC"
 1560 on all promotional materials, including cards, brochures,
 1561 stationery, advertisements, social media, and signs, naming the
 1562 licensee.

1563 (c) A generalist social worker shall include the words
 1564 "certified master social worker" or the letters "CMSW" on all
 1565 promotional materials, including cards, brochures, stationery,
 1566 advertisements, social media, and signs, naming the licensee.

1567 (2) (a) A person registered under this chapter as a
 1568 clinical social worker intern, marriage and family therapist
 1569 intern, or mental health counselor intern shall conspicuously
 1570 display the valid registration issued by the department or a
 1571 true copy thereof at each location at which the registered
 1572 intern is completing the experience requirements.

1573 (b) A registered clinical social worker intern shall
 1574 include the words "registered clinical social worker intern," a
 1575 registered marriage and family therapist intern shall include

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

1582 (3) (a) A person provisionally licensed under this chapter
 1583 as a provisional clinical social worker licensee, provisional
 1584 marriage and family therapist licensee, or provisional mental
 1585 health counselor licensee shall conspicuously display the valid
 1586 provisional license issued by the department or a true copy
 1587 thereof at each location at which the provisional licensee is
 1588 providing services.

1589 (b) A provisional clinical social worker licensee shall
 1590 include the words "provisional clinical social worker licensee,"
 1591 a provisional marriage and family therapist licensee shall
 1592 include the words "provisional marriage and family therapist
 1593 licensee," and a provisional mental health counselor licensee
 1594 shall include the words "provisional mental health counselor
 1595 licensee" on all promotional materials, including cards,
 1596 brochures, stationery, advertisements, social media, and signs,
 1597 naming the provisional licensee.

1598 Section 19. Section 491.015, Florida Statutes, is
 1599 repealed.

1600 Section 20. Paragraph (h) is added to subsection (10) of

1601 section 768.28, Florida Statutes, to read:

1602 768.28 Waiver of sovereign immunity in tort actions;
 1603 recovery limits; limitation on attorney fees; statute of
 1604 limitations; exclusions; indemnification; risk management
 1605 programs.—

1606 (10)

1607 (h) For the purposes of this section, the representative
 1608 appointed from the Board of Medicine and the representative
 1609 appointed from the Board of Osteopathic Medicine, when serving
 1610 as commissioners of the Interstate Medical Licensure Compact
 1611 Commission pursuant to s. 456.4501, and any administrator,
 1612 officer, executive director, employee, or representative of the
 1613 Interstate Medical Licensure Compact Commission, when acting
 1614 within the scope of their employment, duties, or
 1615 responsibilities in this state, are considered agents of the
 1616 state. The commission shall pay any claims or judgments pursuant
 1617 to this section and may maintain insurance coverage to pay any
 1618 such claims or judgments.

1619 Section 21. Paragraph (c) of subsection (4) of section
 1620 414.065, Florida Statutes, is amended to read:

1621 414.065 Noncompliance with work requirements.—

1622 (4) EXCEPTIONS TO NONCOMPLIANCE PENALTIES.—Unless
 1623 otherwise provided, the situations listed in this subsection
 1624 shall constitute exceptions to the penalties for noncompliance
 1625 with participation requirements, except that these situations do

1626 | not constitute exceptions to the applicable time limit for
 1627 | receipt of temporary cash assistance:
 1628 | (c) Noncompliance related to treatment or remediation of
 1629 | past effects of domestic violence.—An individual who is
 1630 | determined to be unable to comply with the work requirements
 1631 | under this section due to mental or physical impairment related
 1632 | to past incidents of domestic violence may be exempt from work
 1633 | requirements, except that such individual shall comply with a
 1634 | plan that specifies alternative requirements that prepare the
 1635 | individual for self-sufficiency while providing for the safety
 1636 | of the individual and the individual's dependents. A participant
 1637 | who is determined to be out of compliance with the alternative
 1638 | requirement plan shall be subject to the penalties under
 1639 | subsection (1). The plan must include counseling or a course of
 1640 | treatment necessary for the individual to resume participation.
 1641 | The need for treatment and the expected duration of such
 1642 | treatment must be verified by a physician licensed under chapter
 1643 | 458 or chapter 459; a psychologist licensed under s. 490.005(1),
 1644 | s. 490.006, or the provision identified as s. 490.013(2) in s.
 1645 | 1, chapter 81-235, Laws of Florida; a therapist as defined in s.
 1646 | 491.003(3) or (7) ~~s. 491.003(2) or (6)~~; or a treatment
 1647 | professional who is registered under s. 39.905(1)(g), is
 1648 | authorized to maintain confidentiality under s. 90.5036(1)(d),
 1649 | and has a minimum of 2 years' ~~years~~ experience at a certified
 1650 | domestic violence center. An exception granted under this

PCS for HB 1143

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2020

1651 | paragraph does not automatically constitute an exception from
1652 | the time limitations on benefits specified under s. 414.105.
1653 | Section 22. This act shall take effect July 1, 2020.