

**FOMA Enrolled Bill Report - Paul D. Seltzer, DO, Leg. Chair**

Ordered by Bill Number

**HB 0009 Protecting Consumers Against Pandemic-related Fraud** by Zika

Protecting Consumers Against Pandemic-related Fraud: Defines "personal protective equipment"; prohibits dissemination of false or misleading information relating to personal protective equipment with specified intent; prohibits dissemination of false or misleading vaccine information with specified intent; authorizes state attorney or statewide prosecutor to prosecute violation; authorizes AG to seek civil remedies. Effective Date: upon becoming a law

**HB 0017 Podiatric Medicine** by Bell

Podiatric Medicine: Authorizes Board of Podiatric Medicine to require specified number of continuing education hours related to safe & effective prescribing of controlled substances; provides for governance of podiatric physicians who are supervising medical assistants. Effective Date: July 1, 2021

**SB 0054 Motor Vehicle Insurance** by Burgess

Motor Vehicle Insurance; Repealing provisions which comprise the Florida Motor Vehicle No-Fault Law; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; revising minimum liability coverage requirements for motor vehicle owners or operators; revising financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; providing an exception to the circumstances under which a person who is damaged may bring a civil action against an insurer, etc. APPROPRIATION: \$83,651 Effective Date: Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect January 1, 2022

**SB 0072 Civil Liability for Damages Relating to COVID-19** by Brandes

Civil Liability for Damages Relating to COVID-19; Specifying requirements for civil actions based on COVID-19-related claims; requiring the court to make certain determinations in such actions; providing that plaintiffs have the burden of proof in such actions; providing preliminary procedures for civil actions based on COVID-19-related claims; requiring COVID-19-related claims to commence within specified timeframes, etc. Effective Date: Upon becoming a law

**SB 0080 Child Welfare** by Brodeur

Child Welfare; Requiring the case record of every child under the supervision or in the custody of the Department of Children and Families, the department's agents, or providers contracting with the department to include a case record face sheet; requiring the department to determine out-of-home placement based on priority of placements and other factors; establishing certain placement priorities for out-of-home placements; providing conditions under which a child may be removed from a caregiver's home; requiring the department or community-based care lead agency to create and implement individualized transition plans, etc. Effective Date: 10/1/2021

**HB 0149 Students with Disabilities in Public Schools** by DuBose

Students with Disabilities in Public Schools: Prohibits use of seclusion on students; revises provisions relating to use of restraint on certain students; provides DOE, school district, school, & personnel requirements; provides for placement of video camera in specified classrooms; provides requirements for such placement; requires continuing education & inservice training for teaching students with emotional or behavioral disabilities. Effective Date: July 1, 2021

**HB 0157 First Aid Training in Public Schools** by Hawkins

First Aid Training in Public Schools: Revises grade levels that school districts are encouraged provide certain first aid training; requires school district provide specified grade levels with certain first aid training; provides requirements for such training. Effective Date: July 1, 2021

**HB 0183 Office of Minority Health and Health Equity** by Brown

Office of Minority Health and Health Equity: Requires Office of Minority Health & Health Equity to

develop & promote statewide implementation of certain policies, programs, & practices; requires representative from each county health department to serve as minority health liaison; requires DOH to maintain specified information on its website; requires office to serve as liaison to & assist certain federal offices. Effective Date: July 1, 2021

**HB 0241** **Parents' Bill of Rights** by Grall

Parents' Bill of Rights: Provides parental rights relating to a minor child's education, upbringing, & health care; provides school district, health care practitioner, hospital requirements & specified penalties. Effective Date: July 1, 2021

**HB 0245** **Massage Therapy** by Chaney

Massage Therapy: Revises definition & purpose of massage therapy. Effective Date: July 1, 2021

**SB 0262** **Dispensing Medicinal Drugs** by Harrell

Dispensing Medicinal Drugs; Authorizing certain hospitals to dispense supplies of prescribed medicinal drugs in a specified amount to emergency department patients or inpatients upon discharge under certain circumstances; authorizing a greater specified supply of medicinal drugs to be prescribed and dispensed in areas in which a state of emergency has been declared and is in effect; authorizing a prescriber to provide a patient with a prescription for medicinal drugs beyond the initial prescription period under certain circumstances, etc. Effective Date: 7/1/2021

**SB 0272** **Rare Disease Advisory Council** by Baxley

Rare Disease Advisory Council; Creating the advisory council adjunct to the Department of Health; specifying the purpose of the advisory council; defining the term "rare disease"; prescribing duties and responsibilities of the advisory council, etc. Effective Date: 7/1/2021

**SB 0348** **Medicaid** by Rodriguez (A)

Medicaid; Revising the types of emergency transportation vehicle services provided to Medicare-eligible persons for which Medicaid shall pay deductibles and coinsurance; specifying that such payments must be made according to certain procedure codes, etc. Effective Date: 7/1/2021

**SB 0388** **Injured Police Canines** by Wright

Injured Police Canines; Authorizing licensed life support services to transport injured police canines under certain circumstances; authorizing a paramedic or an emergency medical technician to provide emergency medical care to injured police canines under certain circumstances; providing for immunity from criminal and civil liability under certain circumstances, etc. Effective Date: 7/1/2021

**SB 0420** **Motor Vehicle Insurance Coverage Exclusions** by Hooper

Motor Vehicle Insurance Coverage Exclusions; Providing that private passenger motor vehicle policies may exclude certain coverages for claims resulting from the operation of motor vehicles by identified individuals under certain circumstances; requiring excluded drivers to meet certain requirements for financial responsibility, etc. Effective Date: 7/1/2021

**HB 0431** **Physician Assistants** by Rommel

Physician Assistants: Revising legislative intent; defining and redefining terms; revising a limitation on the number of physician assistants a physician may supervise at one time; deleting a requirement that a physician assistant inform his or her patients that they have the right to see a physician before the physician assistant prescribes or dispenses a prescription; authorizing physician assistants to procure drugs and medical devices; revising requirements for a certain formulary; authorizing physician assistants to authenticate documents that may be authenticated by a physician, etc. Effective Date: July 1, 2021

**HB 0441** **Elder-focused Dispute Resolution Process** by Hage

Elder-focused Dispute Resolution Process: Authorizes courts to appoint eldercaring coordinators & refer parties to eldercaring coordination; specifies duration of appointments; requires courts to conduct review hearings; provides for qualifications, disqualifications, removal, & suspension of coordinators;

authorizes courts to award certain fees & costs of eldercaring coordination; provides immunity from liability for certain parties; requires Florida Supreme Court to establish minimum standards & procedures. Effective Date: July 1, 2021

**HB 0485 Personal Care Attendants** by Garrison

Personal Care Attendants: Authorizes nursing home facilities to employ personal care attendants if certain training requirement is met; requires AHCA, in consultation with Board of Nursing, to develop certain training program; provides minimum requirements for such program; provides certain requirements & prohibitions applicable to personal care attendants; authorizes certain persons to be employed by nursing home facility as personal care attendants for specified period if certain training requirement is met; defines "personal care attendants." Effective Date: upon becoming a law

**HB 0519 Required Health Education Instruction** by Yarborough

Required Health Education Instruction: Provides additional requirements for health education; revises grades when students receive certain health education instruction; requires health education instruction include prevention of specified harms. Effective Date: July 1, 2021

**SB 0530 Nonopioid Alternatives** by Perry

Nonopioid Alternatives; Authorizing certain health care practitioners to provide a specified educational pamphlet to patients in an electronic format, etc. Effective Date: 7/1/2021

**HB 0545 Reproductive Health and Disease Education** by Chaney

Reproductive Health and Disease Education: Requires each school district to publish notice on district's website concerning parent's right to exempt student from reproductive health & disease education; requires district school boards to annually approve instructional materials relating to reproductive health & disease education in an open, noticed public meeting; specifies that reproductive health & disease education instructional materials are to be made available for public review & comment under specific process. Effective Date: July 1, 2021

**SB 0590 School Safety** by Harrell

School Safety; Revising parent, guardian, or caregiver notification requirements that must be met before an involuntary examination of a minor; requiring a principal or his or her designee who successfully notifies any known emergency contact to share only the information necessary to alert such contact that the parent or caregiver must be contacted; requiring codes of student conduct to include provisions relating to civil citation or similar prearrest diversion programs for specified purposes; revising training requirements for school safety officers, etc. Effective Date: 7/1/2021

**HB 0701 Behavior Health Care Services Coverage and Access** by Stevenson

Behavior Health Care Services Coverage and Access: Requires DFS to submit report relating to behavioral health care services & benefits to Governor & Legislature by specified date; specifies minimum information report must contain; requires department to make certain information available on its website; requires health insurers & health maintenance organizations to disclose specified information on their websites; requires health insurers & health maintenance organizations to annually provide certain written notices to insureds or subscribers. Effective Date: October 1, 2021

**SB 0716 Consent for Pelvic Examinations** by Book

Consent for Pelvic Examinations; Revising the definition of the term "pelvic examination"; revising the circumstances under which a pelvic examination may be performed without consent; providing that certain health care practitioners and students need only obtain written consent for the initial pelvic examination for certain patients under certain circumstances; requiring such written consent form to inform the patient that multiple pelvic examinations may be conducted during the course of care and treatment, etc. Effective Date: 7/1/2021

**SB 0768 Administration of Vaccines** by Baxley

Administration of Vaccines; Revising the specified immunizations or vaccines that certified pharmacists and registered interns may administer to adults; authorizing certain pharmacists to administer influenza vaccines to individuals 7 years of age or older under certain circumstances, etc. Effective Date: 7/1/2021

**SB 0804 Substance Abuse Services** by Harrell

Substance Abuse Services; Providing criminal penalties for making certain false representations or omissions of material facts when applying for service provider licenses; requiring the Department of Children and Families to suspend a service provider's license under certain circumstances; expanding the applicability of certain exemptions for disqualification to applications for certification of a recovery residence or a recovery residence administrator, respectively; specifying that certain dwellings converted to recovery residences do not have a change of occupancy under the Florida Building Code due to such conversion, etc. Effective Date: 7/1/2021

**HB 0805 Volunteer Ambulance Services** by Caruso

Volunteer Ambulance Services: Authorizing certain medical staff of a volunteer ambulance service to use red lights on a privately owned vehicle under certain circumstances; authorizing vehicles of volunteer ambulance services to show or display red lights and operate emergency lights and sirens under certain circumstances; authorizing privately owned vehicles belonging to certain medical staff of a volunteer ambulance service to display or use red warning signals under certain circumstances; providing that county and municipal governments may not limit, prohibit, or prevent volunteer ambulance services from responding to emergencies or providing emergency medical services or transport within their respective jurisdictions, etc. Effective Date: July 1, 2021

**HB 0833 Unlawful Use of DNA** by Tomkow

Unlawful Use of DNA: Prohibits DNA analysis & disclosure of DNA analysis results without express consent; removes criminal penalties; prohibits collection or retention of DNA sample of another person without express consent for specified purposes; prohibits specified DNA analysis & disclosure of DNA analysis results without express consent; provides criminal penalties. Effective Date: October 1, 2021

**HB 0871 Sovereign Immunity for Child Protection Teams** by Snyder

Sovereign Immunity for Child Protection Teams: Revises term "officer, employee, or agent" as it applies to immunity from personal liability to include members of Child Protection Teams in certain circumstances. Effective Date: July 1, 2021

**SB 0922 Veterans' Preference in Employment** by Burgess

Veterans' Preference in Employment; Authorizing the state and its political subdivisions to waive certain postsecondary educational requirements for employment for servicemembers and veterans who meet specified criteria; revising the list of positions that are exempt from veterans' preference requirements; requiring, rather than authorizing, each political subdivision to develop and implement a veterans' recruitment plan for specified purposes; modifying point preferences given to veterans and their family members when a numerically based selection process is used for hiring, etc. Effective Date: 7/1/2021

**HB 1057 Agency for Health Care Administration** by Garrison

Agency for Health Care Administration: Removes certain reporting requirements applicable to AHCA, certain requirements for Medicaid Pharmaceutical & Therapeutics Committee, & provisions relating to agency's implementation of prescribed-drug spending-control program & Organ Transplant Advisory Council. Effective Date: July 1, 2021

**SB 1080 Tobacco and Nicotine Products** by Hutson

Tobacco and Nicotine Products; Revising age limitations relating to mail order, Internet, and remote sales of tobacco products; providing that it is unlawful for persons under 21 years of age to smoke tobacco or vape in, on, or within 1,000 feet of the real property comprising a public or private elementary, middle, or secondary school during specified hours; preempting the establishment of the minimum age for purchasing and possessing, and the regulation for the marketing, sale, or delivery of, tobacco products to the state; requiring proof of age for certain purchases of tobacco products; requiring retail nicotine product dealers to acquire a permit, etc. Effective Date: 10/1/2021

**HB 1157 Freestanding Emergency Departments** by Koster

Freestanding Emergency Departments: Prohibits hospital-based off-campus emergency department from holding itself out to public as urgent care center; requires such departments to post signs

containing specified statements; provides requirements for advertisement of such departments; requires AHCA & health insurers to post & annually update certain information on their websites. Effective Date: July 1, 2021

**HB 1189**      **Victims of Sexual Offenses** by Fine

Victims of Sexual Offenses: Requires county health departments to participate in sexual assault response teams coordinated by certified rape crisis centers; authorizes establishment of teams by certified rape crisis centers; provides for duties & membership of sexual assault response teams; requires FL Council Against Sexual Violence to provide specified technical assistance; requires sexual assault response teams to promote & support use of sexual assault forensic examiners meeting certain requirements; requires Criminal Justice Standards & Training Commission to establish minimum standards for basic skills & continued education training programs for law enforcement officers that include specified response to sexual assault; provides requirements for courses & law enforcement officers; requires officer's certification to be placed on inactive status for failure to complete certain training. Effective Date: July 1, 2021

**HB 1381**      **Maternal Health Outcomes** by Brown

Maternal Health Outcomes: Revises DOH's duties under Closing the Gap grant program; revises requirements for Closing the Gap grant proposals; requires DOH to establish telehealth minority maternity care pilot programs in specified counties by specified date; provides for funding of pilot programs. Effective Date: July 1, 2021

**SB 1770**      **Genetic Counseling** by Jones

Genetic Counseling; Creating the "Genetic Counseling Workforce Act"; providing licensure, licensure renewal, and continuing education requirements; requiring the Department of Health to adopt by rule continuing education requirements; prohibiting the licensing of a genetic counselor from being contingent on his or her participation in counseling that conflicts with his or her deeply held moral or religious beliefs; revising the definition of the term "health care practitioner" to include licensed genetic counselors, etc. APPROPRIATION: \$45,964 Effective Date: 7/1/2021

**SB 1786**      **Florida Birth-Related Neurological Injury Compensation Plan** by Burgess

Florida Birth-Related Neurological Injury Compensation Plan; Requiring the Florida Birth-Related Neurological Injury Compensation Association to administer the Florida Birth-Related Neurological Injury Compensation Plan in a specified manner; revising requirements for the award for compensation for claims under the plan; increasing the maximum amount that may be awarded to the parents or legal guardians of an infant found to have sustained a birth-related neurological injury, as of a specified date; requiring association employees to annually sign and submit a conflict-of-interest statement as a condition of employment, etc. Effective Date: Upon becoming a law

**SB 1934**      **Health Care Practitioner Discipline** by Book

Health Care Practitioner Discipline; Subjecting health care practitioners to disciplinary action for specified offenses; revising provisions relating to immediate suspension of licensure to apply to all health care practitioners; requiring the Department of Health to issue emergency orders to suspend health care practitioners' licenses if they enter a criminal plea to, or are convicted or found guilty of, a felony relating to homicide or are arrested for committing or attempting, soliciting, or conspiring to commit acts that would constitute violations of specified criminal offenses, etc. Effective Date: 7/1/2021

**SB 2006**      **Emergency Management** by Burgess

Emergency Management; Authorizing the Legislative Budget Commission to convene to transfer certain funds to the Emergency Preparedness and Response Fund; requiring that the state comprehensive emergency management plan provide for certain public health emergency communications and include the Department of Health's public health emergency plan; redefining the term "essentials" to include personal protective equipment used during public health emergencies; specifying that a political subdivision has the burden of proving the proper exercise of its police power in the issuance of certain emergency orders, etc. Effective Date: Except as otherwise expressly provided in this act, this act shall take effect July 1, 2021

**SB 2500**      **Appropriations** by Appropriations



Appropriations; Providing moneys for the annual period beginning July 1, 2021, and ending June 30, 2022, and supplemental appropriations for the period ending June 30, 2021, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government, etc. APPROPRIATION: \$94,958,184,153 Effective Date: Except as otherwise provided herein, this act shall take effect July 1, 2021, or upon becoming law, whichever occurs later; however, if this act becomes law after July 1, 2021, then it shall operate retroactively to July 1, 2021

**SB 2518**     **Health Care** by Appropriations

Health Care; Revising the amount of money residents of a veterans' nursing home must receive monthly before being required to contribute to their maintenance and support; revising eligibility for Medicaid coverage for children according to the resource limits under the Temporary Cash Assistance Program; deleting authorization for payment for chiropractic, hearing, optometric, podiatric, and visual services provided to Medicaid recipients; revising the years of audited disproportionate share data the agency must use for calculating an average for purposes of calculating disproportionate share payments, etc. Effective Date: Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2021

**HB 6095**     **Scheduling of Drug Products Containing Cannabidiol** by Fischer

Scheduling of Drug Products Containing Cannabidiol: Removes provisions concerning scheduling of certain drug products containing cannabidiol. Effective Date: upon becoming a law

**HB 7001**     **OGSR/Nurse Licensure Compact** by Government Operations Subcommittee

OGSR/Nurse Licensure Compact: Removes scheduled repeal of exemption from public records requirements for certain information held by Department of Health or Board of Nursing pursuant to Nurse Licensure Compact & exemption from public meeting requirements for certain meetings of Interstate Commission of Nurse Licensure Compact Administration. Effective Date: October 1, 2021

**HB 7023**     **Veterans Treatment Court Programs** by Criminal Justice & Public Safety Subcommittee

Veterans Treatment Court Programs: Authorizes courts to create & administer veterans treatment court programs; requires such programs to adopt certain policies & procedures; provides eligibility criteria for participation in program; authorizes court to impose condition requiring certain probationers or community controllees to participate in treatment programs. Effective Date: July 1, 2021