

# THE FLORIDA BOARD OF MEDICINE

## ANNUAL REGULATORY PLAN 2020-2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Medicine. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch. 2020-031, Laws of Fla. Eff. July 1, 2020 (SB 698 – Reproductive Health)	Modified §456.072, and §458.331, Fla. Stat.; Created §456.51, Fla. Stat.	<u>64B8-8.001</u> , F.A.C. <u>64B8-30.015</u> , F.A.C.	Yes	September 2020 November 2020	October 2020 December 2020	In addition to implementing provisions of SB 698 and SB 1084, the Board proposes guidelines to implement Section 456.47, F.S., and amendments to existing guidelines.

Ch. 2020-076, Laws of Fla. Eff. July 1, 2020 (SB 1084 – Emotional Support Animals)	Modified §456.072, Fla. Stat.	<u>64B8-8.001</u> , F.A.C.  <u>64B8-30.015</u> , F.A.C.	Yes	November 2020  November 2020	December 2020  December 2020	In addition to implementing provisions of SB 698 and SB 1084, the Board proposes guidelines to implement Section 456.47, F.S., and amendments to existing guidelines.
Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)	Created §120.82, F.S.; Modified §456.0635, F.S., §456.072, F.S., and §456.074, F.S.; and Repealed §456.0721, F.S.	<u>64B8-4.009</u> , F.A.C. <u>64B8-30.003</u> , F.A.C. <u>64B8-31.003</u> , F.A.C.  <u>64B8-42.001</u> , F.A.C. <u>64B8-42.002</u> , F.A.C.  <u>64B8-51.001</u> , F.A.C. <u>64B8-51.002</u> , F.A.C. <u>64B8-51.006</u> , F.A.C.	Yes	June 16, 2020 September 2020 September 2020  June 10, 2020 June 10, 2020  October 2020 October 2020 October 2020	July 21, 2020 October 2020 October 2020  October 2020 October 2020  November 2020 November 2020 November 2020	N/A
Ch. 2020-133, Laws of Fla. Eff. July 1, 2020 (HB 713 – Health Regulations)	Repealed §456.0721, Fla. Stat. Also modified §458.3312, Fla. Stat.	<u>64B8-4.009</u> , F.A.C. <u>64B8-30.003</u> , F.A.C. <u>64B8-31.003</u> , F.A.C.  <u>64B8-11.001</u> , F.A.C.  <u>64B8-42.001</u> , F.A.C. <u>64B8-42.002</u> , F.A.C.  <u>64B8-51.001</u> , F.A.C. <u>64B8-51.002</u> , F.A.C. <u>64B8-51.006</u> , F.A.C.	Yes	June 16, 2020 September 2020 September 2020  September 2020  June 10, 2020 June 10, 2020  October 2020 October 2020 October 2020	July 21, 2020 October 2020 October 2020  October 2020  October 2020 October 2020  November 2020 November 2020 November 2020	N/A

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Medicine intends to implement through rulemaking by July 1, 2020, that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
<u>64B8-4.009</u> , F.A.C. (Applications)	§§456.013, 458.311, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.317, and 458.345, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B8-30.003</u> , F.A.C., (PA licensure)	§§456.013, and 458.347, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B8-31.003</u> , F.A.C., (AA licensure)	§§456.013, and 458.3475, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B8-44.003</u> , F.A.C. (Disciplinary Guidelines)	§456.47, F.S.	Clarify
<u>64B8-51.001</u> , F.A.C. (Manner of Application)	§456.013, F.S., §456.0635, F.S., §478.45, F.S., §478.46, F.S., §478.47, F.S., §478.55, F.S.,	Clarify, Increase Efficiency
<u>64B8-51.002</u> , F.A.C. (Licensure by Examination)	§456.017, F.S., §456.0635, F.S. §478.45, F.S.	Increase Efficiency; Reduce regulatory costs
<u>64B8-51.006</u> , F.A.C.	§456.013, F.S., §456.033, F.S.,	Simplify, clarify, increase efficiency

(Rule Governing Licensure and Inspection of Electrology Facilities)	§478.43(4), F.S., §478.50(2), (4)(a) and (b), F.S.	
<u>64B8-52.003</u> , F.A.C. (Procedure for Approval of Attendance at Continuing Education Courses)	§456.013, F.S., §456.033, F.S., §478.43(4), F.S., §478.50(2), (4)(a) and (b), F.S.	Simplify, clarify, increase efficiency
<u>64B8-55.001</u> , F.A.C, (Disciplinary Guidelines)	§456.072, F.S., §456.073, F.S., §456.079, F.S., §478.52(4), F.S.	Simplify, clarify, increase efficiency
<u>64B8-55.002</u> , F.A.C. (Citations)	§456.072(3) and (4), F.S., §456.077(1) and (2), F.S., §478.51, F.S., and §478.52, F.S.	Simplify, clarify, increase efficiency
<u>64B8-XXX</u> , F.A.C (Practice Standards for Certification of Smoking as a Route of Administration of Medical Use of Marijuana)	§381.986(4), F.S.	Create rule implementing statute

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are not any updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat.**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Medicine regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed 30th day of June, 2015, with continuing Board review through August, 2020.

/S/ Zachariah P. Zachariah, M.D.  
Zachariah P. Zachariah, M.D.  
Chair of the Board of Medicine

August 28, 2020  
Date Signed

/S/ Edward A. Tellechea, Esq.  
Edward A. Tellechea  
Chief Assistant Attorney General  
Counsel to the Board of Medicine

August 28, 2020  
Date Signed

# THE FLORIDA BOARD OF OSTEOPATHIC MEDICINE

## ANNUAL REGULATORY PLAN 2020-21

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Osteopathic Medicine. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch. 2020-031, Laws of Fla. Eff. July 1, 2020 (SB 698 – Reproductive Health)	Modified §456.072, and §459.015, Fla. Stat.; Created §456.51, Fla. Stat.	<u>64B15-19.002</u> , F.A.C.  <u>64B15-6.011</u> , F.A.C.	Yes  Yes	September 2020  November 2020	October 2020  December 2020	In addition to implementing provisions of SB 698 and SB 1084, the Board proposes guidelines to implement Section 456.47, F.S., and amendments to existing guidelines.

Ch. 2020-050, Laws of Fla. Eff. June 20, 2020 (SB 218 - Licensure Requirements for Osteopathic Physicians)	Modified §459.0055, Fla. Stat.	<u>64B15-12.003</u> , F.A.C.	Yes	May 29, 2020	July 17, 2020	N/A
Ch. 2020-076, Laws of Fla. Eff. July 1, 2020 (SB 1084 – Emotional Support Animals)	Modified §456.072, Fla. Stat.	<u>64B15-19.002</u> , F.A.C.  <u>64B15-6.011</u> , F.A.C.	Yes  Yes	September 2020  November 2020	October 2020  December 2020	In addition to implementing provisions of SB 698 and SB 1084, the Board proposes guidelines to implement Section 456.47, F.S., and amendments to existing guidelines.
Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)	Created §120.82, F.S.; Modified §456.0635, F.S., §456.072, F.S., and §456.074, F.S.; and Repealed §456.0721, F.S.	<u>64B15-12.003</u> , F.A.C. <u>64B15-12.005</u> , F.A.C. <u>64B15-12.009</u> , F.A.C. <u>64B15-12.010</u> , F.A.C. <u>64B15-12.011</u> , F.A.C. <u>64B15-22.004</u> , F.A.C.  <u>64B15-6.003</u> , F.A.C.  <u>64B15-7.003</u> , F.A.C.	Yes       Yes  Yes	May 29, 2020 May 29, 2020 May 29, 2020 May 29, 2020 May 29, 2020 May 29, 2020  June 18, 2020  September 2020	July 17, 2020 July 17, 2020 July 17, 2020 July 17, 2020 July 17, 2020 July 17, 2020  July 22, 2020  October 2020	N/A

Ch. 2020-133, Laws of Fla. Eff. July 1, 2020 (HB 713 – Health Regulations)	Repealed §456.0721, Fla. Stat. Also modified §459.0055, Fla. Stat. (same as Ch. 2020-050 above)	<u>64B15-12.003</u> , F.A.C.	Yes	May 29, 2020	July 17, 2020	N/A
		<u>64B15-12.005</u> , F.A.C.		May 29, 2020	July 17, 2020	
		<u>64B15-12.009</u> , F.A.C.		May 29, 2020	July 17, 2020	
		<u>64B15-12.010</u> , F.A.C.		May 29, 2020	July 17, 2020	
		<u>64B15-12.011</u> , F.A.C.		May 29, 2020	July 17, 2020	
		<u>64B15-22.004</u> , F.A.C.	May 29, 2020	July 17, 2020		
		<u>64B15-6.003</u> , F.A.C.	Yes	June 18, 2020	July 22, 2020	
<u>64B15-7.003</u> , F.A.C.	Yes	September 2020	October 2020			



**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Osteopathic Medicine intends to implement through rulemaking by July 1, 2021, that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
<u>64B15-12.003</u> , F.A.C., (Gen. application)	§§456.013, and 459.0055, F.S.	Clarify, Simplify, Increase Efficiency, Update Forms
<u>64B15-12.005</u> , F.A.C., (Limited license)	§§456.013, and 459.0075, F.S.	Clarify, Simplify, Increase Efficiency, Update Forms
<u>64B15-12.010</u> , F.A.C., (Area Critical Need)	§§456.013, and 459.0076, F.S.	Clarify, Simplify, Increase Efficiency, Update Forms
<u>64B15-12.011</u> , F.A.C. (Military ACN)	§§456.013, and 456.0761, F.S.	Clarify, Simplify, Increase Efficiency, Update Forms
<u>64B15-12.009</u> , F.A.C. (Osteo. Fac. Cert.)	§§456.013, and 459.0077, F.S.	Clarify, Simplify, Increase Efficiency, Update Forms
<u>64B15-22.004</u> , F.A.C., (Reg. Unlic.	§§456.013, and 459.021, F.S.	Clarify, Simplify, Increase

Phys)		Efficiency, Update Forms
<u>64B15-6.003</u> , F.A.C., (PA licensure)	§§456.013, and 459.022, F.S.	Clarify, Simplify, Increase Efficiency, Update Forms
<u>64B15-7.003</u> , F.A.C., (AA licensure)	§§456.013, and 459.023, F.S.	Clarify, Simplify, Increase Efficiency, Update Forms
<u>64B15-XXX</u> , F.A.C (Practice Standards for Certification of Smoking as a Route of Administration of Medical Use of Marijuana)	§381.986(4), F.S.	Create rule implementing statute

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are not any updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat.**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Osteopathic Medicine regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30th day of June, 2015, with continuing Board review through August, 2020.

/S/ Joel Rose, D.O.  
Electronic Signature  
Joel Rose, D.O.  
Chair of the Board of Osteopathic Medicine

August 28, 2020  
Date Signed

/S/ Donna C. McNulty, Esq.  
Electronic Signature  
Donna C. McNulty  
Special Counsel  
Counsel to the Board of Osteopathic Medicine

August 28, 2020  
Date Signed

# THE FLORIDA BOARD OF ACUPUNCTURE

## ANNUAL REGULATORY PLAN 2020-2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2017). The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2019 Legislative Session which creates or modifies the duties or authority of the Board of Acupuncture. §120.74(1)(a), Fla. Stat. (2017).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Chapter 2019-137	Section 456.47	Rule 64B1-9.001, F.A.C.	yes	Pending	Pending	

HB 115	120.82. Keep Our Graduates Working Act	Rule 64B1-4.0011 Documentation Necessary for Licensure Application	Yes	Pending	Pending	
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**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Acupuncture intends to implement through rulemaking by July 1, 2018 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2020. §120.74(1)(b), Fla. Stat. (2017).

Rule Number And Title	Law Expected to Be Implemented Through Rulemaking	Intent of Rulemaking
None		

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat. (2017).

- There are no updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2017)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Acupuncture regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30 day of June 2016 with continuing board review through August 2020.

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Kathy Veon  
Electronic Signature  
KATHY VEON  
Chair of the Board of Acupuncture

\_\_\_\_\_  
June 26, 2020  
Date Signed

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/S/  
Electronic Signature  
Diane L. Guillemette  
Assistant Attorney General  
Counsel to the Board of Acupuncture

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June 26, 2020  
Date Signed

# THE FLORIDA BOARD OF ATHLETIC TRAINING

## ANNUAL REGULATORY PLAN 2020-21

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Athletic Training. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch. 2020-29, Laws of Florida, Effective 7/1/2020 (HB 713)	§ 468.707, F.S.	Rule 64B33-2.001, F.A.C. and Form DOH-AT-001	Yes	No	October 1, 2020	

Ch. 2020-29, Laws of Florida, Effective 7/1/2020 (HB 713)	§ 468.711, F.S.	Rule 64B33-2.005, F.A.C. and Form DOH- AT-001	No	No	October 1, 2020	Update current rule language to be consistent with statutory changes.
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**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Athletic Training intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
Rule 64B33-2.001, F.A.C.	§ 468.707	Update and clarify application health history questions
Rule 64B33-5.001, F.A.C.	§ 456.47	Update disciplinary guidelines for telehealth providers



**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are not any updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2019)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Athletic Training regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on June 23, 2020.

/S/ Billy J. McDougal, ATC, LAT  
Electronic Signature  
Billy J. McDougal, ATC, LAT  
Chair of the Board of Athletic Training

6/23/2020  
Date Signed

/S/ Lynette Norr, Esq.  
Electronic Signature  
Lynette Norr, PhD, JD  
Assistant Attorney General  
Counsel to the Board of Athletic Training

6/23/2020  
Date Signed

# THE FLORIDA BOARD OF ORTHOTISTS AND PROSTHETISTS

## ANNUAL REGULATORY PLAN 2020-2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Orthotists and Prosthetists. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2018	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
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Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)	Created §120.82, F.S.; Modified §456.0635, F.S., §456.072, F.S., and §456.074, F.S.; and Repealed §456.0721, F.S.	64B14-4.003, F.A.C 64B14-4.005, F.A.C 64B14-4.100, F.A.C. 64B14-4.115, F.A.C.	Yes	Pending	Pending	n/a
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Ch. 2020-133, Laws of Fla. Eff. July 1, 2020 (HB 713 – Health Regulations)	Repealed §456.0721, Fla. Stat. Also modified §458.3312, Fla. Stat.	64B14-4.003, F.A.C 64B14-4.005, F.A.C 64B14-4.100, F.A.C. 64B14-4.115, F.A.C.	Yes	Pending	Pending	n/a
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**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Orthotists and Prosthetists intends to implement through rulemaking by July 1, 2019 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64BB14-4.110 Requirements for Prosthetic or Orthotic Residency or Internship	§ 468.803 FS.	To clarify program accreditation.

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are no updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2018)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Hearing Aid Specialists regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30th day of June, 2015 with continuing board review through August, 2020.

/S/ Brett R. Saunders  
Electronic Signature  
Brett Saunders, C.P.O., F.A.A.O.P.  
Chair of the Board of Orthotists and Prosthetists

August 28, 2020  
Date Signed

/S/ John B. Fricke, Jr.  
Electronic Signature  
John B. Fricke, Jr.  
Assistant Attorney General  
Counsel to the Board of Orthotists and Prosthetists

August 28, 2020  
Date Signed

# THE FLORIDA BOARD OF CHIROPRACTIC MEDICINE

## ANNUAL REGULATORY PLAN 2020 - 2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2020). The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the previous twelve (12) months which creates or modifies the duties or authority of the Board of Chiropractic Medicine. §120.74(1)(a), Fla. Stat. (2019).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
2020-31, Laws of Florida, §(1) 2020-76, §(4)	456.072(1)(pp)	64B2-16.003	No	N/A	N/A	The statute creates a new disciplinary offense. If the Board determines this offense is applicable to Chapter 460 licensees, a penalty guideline will need to be created.
2020-31, Laws of Florida, §(2) 2020-125, §(5) 2020-133, §(12) 2020-160, §(17)	456.074	None	No	N/A	N/A	The statute is self-implementing.

2020-31, Laws of Florida, §(3)	456.51	None	No	N/A	N/A	The statute is self-implementing.
2020-31, Laws of Florida, §(6)	784.086	None	No	N/A	N/A	The statute is self-implementing.
2020-79, Laws of Florida, §(4)	456.0496	None	No	N/A	N/A	The statute is self-implementing.
2020-125, Laws of Florida, §(2)	456.0635	64B2-16.003	No	N/A	N/A	The statute is self-implementing.
2020-125, Laws of Florida, §(3) 2020-160, §(15)	456.072(1)(k)	64B2-16.003	No	N/A	N/A	The statute is self-implementing.
2020-125, Laws of Florida, §(4) 2020-160, §(16)	456.0721	None	No	N/A	N/A	The repeal of the statute is self-implementing.
2020-133, Laws of Florida, §(8)	456.013	None	No	N/A	N/A	The statutory changes are self-implementing., and none of the statutory changes affect current BOCM licensure processes.
2020-133, Laws of Florida, §(9)	456.053	None	No	N/A	N/A	The statutory changes are self-implementing.
2020-133, Laws of Florida, §(11) 2020-160, §(16)	456.0721	None	No	N/A	N/A	The statutory changes are self-implementing.



2020-133, Laws of Florida, §(18)	460.4166	64B2-12.0155	YES	XX-XX-20	YY-YY-20	Repeal of existing rules necessary.
2020-133, Laws of Florida, §(54)	456.0135	None	No	N/A	N/A	The statutory changes are self-implementing.
2020-156, Laws of Florida, §(57)	456.001	None	No	N/A	N/A	The statutory changes are self-implementing.
2020-156, Laws of Florida, §(58)	456.057(2)	None	No	N/A	N/A	The statutory changes are self-implementing.
2020-156, Laws of Florida, §(59)	456.057	None	No	N/A	N/A	The statutory changes are self-implementing.

**PART TWO**

**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Chiropractic Medicine intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat. (2020).

Rule Number And Title	Law Expected to Be Implemented Through Rulemaking	Intent of Rulemaking
<u>64B2-11.001, F.A.C. (Application for Licensure Examination)</u>	§§456.013 and 460.406, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs
<u>64B2-11.012, F.A.C. (Application for Acupuncture Certification)</u>	§§456.013 and 460.406, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs
<u>64B2-12.0155, F.A.C. (Fee for Registered Chiropractic Assistants)</u>	§460.4166, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs
<u>64B2-12.022, F.A.C. (Medical Faculty Certificate Fees)</u>	§§456.013, 460.4062, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs
<u>64B2-13.004, F.A.C. (Continuing Education)</u>	§§456.013, 456.025, 456.036, 460.408, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs
<u>64B2-13.007, F.A.C. (Continuing Education Requirements During Initial Licensure Period)</u>	§§456.013, 460.408, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs
<u>64B2-16.003, F.A.C. (Guidelines for the Disposition of Disciplinary Cases)</u>	§§456.039, 456.072, 456.079, 460.413, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs, Improve Coordination with Other Agencies.
<u>64B2-16.0075, F.A.C. (Citations)</u>	§§456.035, 456.039, 456.072(3), 456.073, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs, Improve Coordination with Other Agencies.
<u>64B2-16.011, F.A.C. (Notice of Noncompliance)</u>	§§120.695, 456.073, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs, Improve Coordination with Other Agencies.
<u>64B2-18.002, F.A.C. (Application for Certification as a Chiropractic Physician's Assistant)</u>	§§456.013 and 460.4165, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs
<u>64B2-18.005 (Certification of Supervising Physicians)</u>	§460.4165, F.S.	Clarify, Simplify, Increase Efficiency, Reduce Regulatory Costs

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat. (2020).

There are no updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2020)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Chiropractic Medicine regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30th day of June 2015 with continuing board review through August 2020.

*s/ Danita Thomas Heagy, D.C.*

Danita Thomas Heagy, D.C.  
Chair of the Board of Chiropractic Medicine

*July 20, 2020*

Date Signed

*s/ Lawrence D. Harris*

Lawrence D. Harris, Jr.  
Senior Assistant Attorney General  
Counsel to the Board of Chiropractic Medicine

*August 10, 2020*

Date Signed

# THE FLORIDA BOARD OF CLINICAL LABORATORY PERSONNEL

## ANNUAL REGULATORY PLAN 2020-21

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2019). The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Clinical Laboratory Personnel. §120.74(1)(a), Fla. Stat. (2019).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking is Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking is Not Necessary, Explain
Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)	§120.82, F.S. §456.0635, F.S. §456.0721, F.S. §456.074, F.S. §1009.95, F.S.	<u>Rule 64B3-3.001, F.A.C. (General Requirements of Clinical Laboratory Personnel Training)</u>  <u>Rule 64B3-4.001, F.A.C. (Trainee Registration)</u>  <u>64B3-6.001 (Manner of Application)</u>	Yes	Unknown	Unknown	N/A

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED**  
**THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Clinical Laboratory Personnel intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat. (2019).

<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Rule Number And Title</b>	<b>Reason for Rulemaking</b>
§381.0034 §483.823	64B3-6.001 (Manner of Application)	Clarify; Increase Efficiency
§483.809 §483.811	64B3-3.001 (General Requirements of Clinical Laboratory Personnel Training Programs)  64B3-3.003 (General Requirements of Clinical Laboratory Personnel Training Programs)	Clarify, Simplify, Increase Efficiency  Clarify, Simplify, Increase Efficiency
§456.013 §456.022 §456.033 §456.0635 §483.815 §483.823	64B3-6.001 (Manner of Application)	Clarify, Simplify, Increase Efficiency

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat. (2019).

**There are no updates to the prior year's annual regulatory plan.**

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2019)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Clinical Laboratory Personnel regularly reviews all its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 21<sup>st</sup> day of August 2020 with continuing board review through August 2020.

\_\_\_\_\_  
*Carleen P. Van Sicken*

Electronic Signature  
Carleen P. Van Sicken,  
MSHA, MLS(ASCP)  
Chair of the Board of Clinical Laboratory Personnel

08/18/2020  
Date Signed

*/s Timothy Frizzell*

Electronic Signature  
Timothy Frizzell  
Assistant Attorney General  
Counsel to the Board of Clinical Laboratory Personnel

08/26/2020  
Date Signed

# THE FLORIDA BOARD OF CLINICAL SOCIAL WORK, MARRIAGE & FAMILY THERAPY AND MENTAL HEALTH COUNSELING

## ANNUAL REGULATORY PLAN 2020-21

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2019). The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Clinical Social Work, Marriage & Family Therapy and Mental Health Counseling. §120.74(1)(a), Fla. Stat. (2019).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking is Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking is Not Necessary, Explain
Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)	§120.82, F.S. §456.0635, F.S. §456.0721, F.S. §456.074, F.S. §1009.95, F.S.	64B4-3.0085 (Intern Registration)  64B4-3.0075 (Provisional Licensure)  64B4-3.010 (Marriage and Family Therapy Dual Licensure)	Yes	Unknown	Unknown	N/A

		64B4-3.009 (Limited Licenses)  64B4-3.001 (Application for Licensure for Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling Applicants)				
Ch. 2020-133, Laws of Florida, Effective July 1, 2020 (HB 713)	§491.0045, F.S. §491.005, F.S. §491.006, F.S. §491.007, F.S. §491.009, F.S.	64B4-22.110 (Course Content)	No	N/A	N/A	§491.005(3) grants the Board authority to create rules regarding approving courses for Marriage and Family Therapy. It does not require creation of rules to implement and leaves it at the discretion of the Board to determine what rules are needed to administer the section, if any.



**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Board of Clinical Social Work, Marriage & Family Therapy and Mental Health Counseling intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2020. §120.74(1)(b), Fla. Stat. (2019).

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64B4-2.002 (Definition of “Supervision” for Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling)	§491.005, F.S.	Simplify, Clarify
64B4-7.0081 (Requirements to be a Qualified Practitioner for Completing Risk Assessments and Treatment of Sexual Offenders)	§941.1405(7)(a)5., F.S. §948.001(10) and (11), F.S. §948.30(1)(e), F.S.	Simplify, Clarify
64B4-31.008 (Definition of “Research”)	§491.005, F.S.	Clarify
64B4-2.0025 (Definition of “Qualified Supervisor”)	§456.072(1), F.S. §494.005(1)(c), (3)(c) and (4) (c) F.S.	Clarify

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat. (2019).

**There are no updates to the prior year's annual regulatory plan.**

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2019)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Clinical Social Work, Marriage & Family Therapy and Mental Health Counseling regularly reviews all its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 26<sup>th</sup> day of August 2020 with continuing board review through September 2020.

/s Lisa Bolhouse  
Electronic Signature  
Lisa Bolhouse,  
LCSW

Chair of the Board of Board of Clinical  
Social Work, Marriage & Family Therapy  
and Mental Health Counseling

08/21/2020  
Date Signed

/s Timothy Frizzell  
Electronic Signature  
Timothy Frizzell, Esquire  
Assistant Attorney General  
Counsel to the Board of Board of Clinical  
Social Work, Marriage & Family Therapy  
and Mental Health Counseling

08/26/2020  
Date Signed

# THE FLORIDA BOARD OF DENTISTRY

## ANNUAL REGULATORY PLAN 2020-2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2020). The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Dentistry. §120.74(1)(a), Fla. Stat. (2020).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch. 2020-133, Laws of Fla., Eff. July 1, 2020 (HB 713)	Amended: Section 23 of the Bill amended § 466.006, Fla. Stat.	64B5-2.0146(2), F.A.C.  64B5-2.013, F.A.C.	No  Yes	N/A  October 2020	N/A  December 2020	The statute is clear on its face and the companion rule may be updated for clarification purposes only.

Ch. 2020-133, Laws of Fla., Eff. July 1, 2020 (HB713)	Reenacted: Sections 24 through 26 of the Bill reenact §§ 466.0067; 00671; 00672, Fla. Stat.	None	No	N/A	N/A	The health access dental rules were not repealed in anticipation of the reenactment of these provisions. Therefore, rulemaking is already complete.
<u>See Also</u> Ch. 2020- 47, Laws of Fla., Eff. July 1, 2020 (HB1461: Health Access Dental License)	Reenacted the same statutes.	None	No	N/A	N/A	Same as above.
Ch. 2020-133, Laws of Fla., Eff. July 1, 2020 (HB713)	Amended: Section 27 of the Bill amended §466.007, Fla. Stat.	64B5-2.0135, F.A.C.	Yes	October 2020	December 2020	N/A
Ch. 2020-133, Laws of Fla., Eff. July 1, 2020 (HB713)	Amended: Section 27 of the Bill amended §466.017, Fla. Stat.	None	No	N/A	N/A	This provision does not mandate rulemaking and merely codifies what the Board already required by Rule.

Ch. 2020-125, Laws of Fla, Eff. July 1, 2020 (HB 115).	Created §120.82, Fla. Stat.; Amended §456.0635, Fla. Stat., and §456.074, Fla. Stat., and Repealed §456.0721, Fla. Stat.	All application rules.	No	N/A	N/A	All applications are already adopted and incorporated and are not in conflict with this Bill, but all applications will be updated for clarification, uniformity and ease of use.
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**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Dentistry intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat. (2020).

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
<u>Chapter 64B5</u> , F.A.C. (Board of Dentistry)	Multiple / Various Chapter 456 and Chapter 466, Fla. Stat.	Clarify, Simplify and Increase Efficiency. Review all application forms for necessary updates and to amend the Health History Questions within the application; create uniformity and increase ease of use for applicant to expedite license review and increase business productivity.
<u>Chapter 65B5-2</u> , F.A.C. (Examination and Licensure of Dentists and Dental Hygienists).	Multiple / Various under Chapter 456 and 466 of the Florida Statues.	Update this Chapter after finalization of 2020 Comprehensive Rule Review Project and to implement amendments from 2020 legislation as identified in Part I.
<u>Chapter 64B5-7</u> , F.A.C. (Dental Practice Permits).	Multiple / Various under Chapter 456 and 466 of the Florida Statues.	Clarify, Simplify, and Increase Efficiency via update to all applications and implement statutory changes from the 2020 legislation as identified in Part I.

<u>64B5-9.011</u> , F.A.C. (Radiography Training for Dental Assistants).	§§ 466.017(7), Fla. Stat.	Clarify, Simplify, and Increase Efficiency through updates to the incorporated application.
<u>64B5-10.007</u> , F.A.C. (Retired Status and Reactivation of Retired Status License).	§ 456.036, Fla. Stat.	Clarify, Simplify and Increase Efficiency through updates to the reactivation requirements.
<u>64B5-12.0185</u> , F.A.C. (Standard for Board Approval of Pro Bono Programs)	§456.013, Fla. Stat.	Clarify, Simplify and Increase Efficiency related to receiving CE credit for providing pro bono services.
<u>64B5-13.0045</u> , F.A.C. (Minor Violations).	§ 456.073, Fla. Stat.	Clarify, Simplify, Increase Efficiency and Reduce unnecessary regulatory burden.
<u>64B5-13.0046</u> , F.A.C. (Citation Authority).	§456.077, Fla. Stat.	Clarify, Simplify, Increase Efficiency and Reduce unnecessary regulatory burden.
<u>64B5-13.005</u> , F.A.C. (Disciplinary Guidelines).	§§456.072(2); 456.079(1); and 466.028, Fla. Stat.	Clarify, Simplify and Update.
<u>Chapter 64B5-14</u> , F.A.C (Anesthesia).	§466.017, Fla. Stat.	Clarify, Simplify, Increase Efficiency. Completed entire Chapter rewrite from last ARP and will continue review for incorporating updated applications.
<u>64B5-16.001</u> , F.A.C. (Definitions of Remediable Tasks and Supervision Levels).	§§ 466.023; 466.0235; 466.024; 466.003, Fla. Stat.	Clarify, Simplify and Increase Efficiency. The rule will be reviewed to determine needed updates to eliminate confusion.

<u>64B5-16.002</u> , F.A.C. (Required Training).	§466.023 and 024, Fla.Stat.	Clarify, Simplify, Increase Efficiency.
<u>64B5-16.005</u> , F.A.C. (Remediable Tasks Delegable to Dental Assistants).	§466.024, Fla. Stat.	Clarify, Simplify, Increase Efficiency and Reduce Regulatory Costs.
<u>64B5-16.006</u> , F.A.C. (Remediable Tasks Delegable to Dental Hygienist).	§§466.017; 466.023; 466.024, Fla. Stat.	Clarify, Simplify, Increase Efficiency, and Reduce Regulatory Costs.
<u>64B5-25.007</u> , F.A.C. (Disposition of Biohazardous Waste).	§466.028(1)(u), Fla. Stat.	Clarify, Simplify, Increase Efficiency.



**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat. (2020).

**There are not any updates to the prior year's annual regulatory plan.**

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2020)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Dentistry regularly reviews all its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30th day of June 2015 with continuing board review through August 2020. The Board is currently completing a 2020 Comprehensive Review for the Office of Fiscal Accountability and Regulatory Reform.

/S/ *Naved Fatmi, D.M.D.*  
Electronic Signature  
Naved Fatmi, D.M.D.  
Chair of the Board of Dentistry

September 4, 2020  
Date Signed

/S/ *David D. Flynn, Esquire*  
Electronic Signature  
David D. Flynn, Esquire  
Senior Assistant Attorney General  
Counsel to the Board of Dentistry

September 4, 2020  
Date Signed

# THE FLORIDA BOARD OF HEARING AID SPECIALIST

## ANNUAL REGULATORY PLAN 2020-2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Hearing Aid Specialists. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)	Created §120.82, F.S.; Modified §456.0635, F.S., §456.072, F.S., and §456.074, F.S.; and Repealed §456.0721, F.S.	64B6-2.003, F.A.C. 64B6-3.001, F.A.C. 64B6-8.002, F.A.C. 64B6-8.003, F.A.C.	yes	04/13/2020 04/13/2020 04/13/2020 04/13/2020	05/08/2020 05/08/2020 05/08/2020 05/08/2020	n/a

Ch. 2020-133, Laws of Fla. Eff. July 1, 2020 (HB 713 – Health Regulations)	Repealed §456.0721, Fla. Stat. Also modified §458.3312, Fla. Stat.	64B6-2.003, F.A.C. 64B6-3.001, F.A.C 64B6-8.002, F.A.C. 64B6-8.003, F.A.C.	yes	04/13/2020 04/13/2020 04/13/2020 04/13/2020	05/08/2020 05/08/2020 05/08/2020 05/08/2020	n/a

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Hearing Aid Specialists intends to implement through rulemaking by July 1, 2020 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2020. §120.74(1)(b), Fla. Stat.

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64B6-5.001 Continuing Education as a Condition for Renewal.	§§456.013(7), 484.047(4) FS	Clarify and increase efficiency. Amendment to allow for distanced learning.
64B6-6.004 Certified Testing Room.	§§484.047, 484.0501 FS.	Clarify. Amendment to incorporate new certified testing room waiver form.

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are no updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2018)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Hearing Aid Specialists regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30th day of June, 2015 with continuing board review through August 2020.

ISI Leanne E. Polhill

Electronic Signature

Date Signed 8/28/2020

Leanne E. Polhill, H.A.S.

Chair of the Board of Hearing Aid Specialist

ISI John B. Fricke, Jr.

Electronic Signature

Date Signed 8/31/2020

John B. Fricke, Jr.

Assistant Attorney General

Counsel to the Board of Hearing Aid Specialists

# THE FLORIDA BOARD OF MASSAGE THERAPY

## ANNUAL REGULATORY PLAN 2019-2020.

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2018). The Plan covers the period beginning October 1, 2019 and ending September 30, 2020.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2019 Legislative Session which creates or modifies the duties or authority of the Board of Massage Therapy. §120.74(1)(a), Fla. Stat. (2018).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch. 2020-125, Laws of Florida, Effective July 1, 2020 HB 115 Keep our Graduates Working	456.072 Grounds for discipline; penalties; enforcement	64B7-25.001 Examination Requirements	Yes  Yes	Yes  Yes	8.20.20  8.20.20	

Ch. 2020-133, Laws of Fla. Eff. July 1, 2020 HB 713	480.033 Definitions. 480.041 Massage therapist: qualifications; licensure; endorsement.	64B7-29.001 Definitions; 64B7-29.002 Qualifications; 64B7-29.003 Massage Apprenticeship Training Program; 64B7-29.004 Termination; 64B7-29.006 Change of Sponsoring massage Therapist; 64B7-29.007 Apprenticeship Program  64B7-32.005 Minimum Standards for Colonics Irrigation Training				
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**PART TWO**

**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Massage Therapy intends to implement through rulemaking by July 1, 2020 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat. (2018).

Rule Number And Title	Law Expected to Be Implemented Through Rulemaking	Intent of Rulemaking
64B7-28.002 Biennial Renewal of Massage Establishment License; 64B7-28.0043 Biennial Renewal of Massage Therapist License; 64B7-28.009 Required Continuing Education for Massage Therapists; 64B7-28.0096 Minimum Standards for Continuing Education; 64B7-28.010 Requirements for Board Approval of continuing Education Programs	§480.043(8), F.S., (Massage establishments; requisites; licensure; inspection, human trafficking awareness training and policies) §480.044(1)(e), F.S., (Fees; disposition) §456.036, F.S. (Licenses; active and inactive status; delinquency.) §480.0415, F.S., (License renewal) §456.013, F.S., (Department; general licensing provisions) §456.025 F.S., (Fees; receipts; disposition.)	Re-organize chapter for clarity.
64B7-30.002, F.A.C. (Disciplinary Guidelines)	§456.072, F.S. (Grounds for discipline; penalties; enforcement) §456.079, F.S. (Disciplinary guidelines) §480.041, F.S. (Massage therapists; qualifications; licensure; endorsement) §480.043, F.S. (Massage establishments; requisites; licensure; inspection) §480.046, F.S. (grounds for disciplinary action by the board.) §480.047, F.S. (Penalties)	Rewording rule for updates and clarification



64B7-32.001 Definitions; 64B7-32.003 Minimum Requirements for Board Approved Massage Schools	§480.033, F.S. (Definitions) §480.041, F.S. (Massage therapists; qualifications; licensure; endorsement)	
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**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2018)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Massage Therapy regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 31 day of August, 2020.

/s/ Christopher Brooks

Electronic Signature  
Christopher Brooks, LMT, Chair  
of the Board of Massage Therapy

August, 07, 2020  
Date Signed

/s/ Diane L. Guillemette

Electronic Signature  
Diane L. Guillemette  
Assistant Attorney General  
Counsel to the Board of Massage Therapy

August 4, 2020  
Date Signed

# THE FLORIDA BOARD OF NURSING

## ANNUAL REGULATORY PLAN 2020-2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE

### LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Nursing. §120.74(1)(a), Fla. Stat.

<b>Law Enacted or Modified on or after Oct. 1, 2019</b>	<b>Florida Statute (modified or created)</b>	<b>Rule (impacted)</b>	<b>Must Agency Adopt Rules?</b>	<b>If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?</b>	<b>Expected Publication Date for Notice of Proposed Rulemaking</b>	<b>If Rulemaking Not Necessary, Explain</b>
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<p>Ch. 2020-009, Laws of Fla. Eff. July 1, 2020 (CS for HB 607 – Direct Care Workers)</p>	<p>Modified §456.053, §464.003, §464.012, §464.018; and Created §464.003(5), F.S., §464. 0123, F.S. §464.0156 and §464.2035, Fla. Stat.</p>	<p><u>64B9-8.006</u>, F.A.C.  <u>64B9-14.001</u>, F.A.C.  <u>64B9-14.0015</u>, F.A.C.  <u>64B9-15.002</u>, F.A.C.  <u>64B9-15.005</u>, F.A.C.  <u>64B9-15.007</u>, F.A.C.  <u>64B9-15.0025</u>, F.A.C.  <u>64B9-15.0026</u>, F.A.C.</p>	<p>Yes</p>	<p>October 2020  July 20, 2020  July 20, 2020  July 22, 2020  July 22, 2020  October 2020  July 22, 2020  July 22, 2020</p>	<p>December 2020  September 2020  September 2020  September 2020  September 2020  December 2020  October 2020  October 2020</p>	
<p>Ch. 2020-031, Laws of Fla. Eff. July 1, 2020 (SB 698 – Reproductive Health)</p>	<p>Modified §456.072, Fla. Stat., and §456.074 Created §456.51</p>	<p><u>64B9-8.006</u>, F.A.C.  <u>64B9-15.009</u>, F.A.C.</p>		<p>October 2020  October 2020</p>	<p>December 2020  December 2020</p>	<p>In addition to implementing provisions of SB 698, SB 1084, and HB 115, the Board proposes amendments to existing guidelines</p>

Ch. 2020-076, Laws of Fla. Eff. July 1, 2020 (SB 1084 – Emotional Support Animals)	Modified §456.072, Fla. Stat.	<u>64B9-8.006</u> , F.A.C.	Yes	October 2020	December 2020	
Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)	Created §120.82, F.S.; Modified §456.0635, F.S., §456.072, F.S., and §456.074, F.S.; and Repealed §456.0721, F.S.	<u>64B9-8.006</u> , F.A.C.  <u>64B9-15.009</u> , F.A.C.	Yes	November 2020  November 2020	December 2020  December 2020	
Ch. 2020-133, Laws of Fla. Eff. July 1, 2020 (HB 713 – Health Regulations)	Modified §456.013, F.S., §456.053, F.S. §456.074, F.S., Repealed §456.0721, Fla. Stat. Modified §464.019, F.S., §464.202, F.S., §464.203, F.S., §464.204, F.S.	<u>64B9-2.016</u> , F.A.C. <u>64B9-2017</u> , F.A.C. <u>64B9-2.019</u> , F.A.C.  <u>64B9-3.002</u> , F.A.C. <u>64B9-3.008</u> , F.A.C.  <u>64B9-4.001</u> , F.A.C. <u>64B9-4.020</u> , F.A.C.  <u>64B9-15.0035</u> , F.A.C.	Yes	October 2020 October 2020 October 2020  July 16, 2020 July 16, 2020  October 2020 October 2020  July 16, 2020	December 2020 December 2020 December 2020  September 2020 September 2020  December 2020 December 2020  September 2020	

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Nursing intends to implement through rulemaking by July 1, 2020, that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

Rule Number And Title	Law Expected to Be Implemented Through Rulemaking	Intent of Rulemaking
64B9-3.016, F.A.C. (Multi-State License Upgrade)	§456.013, F.S., §456.0635, F.S. and §464.0095, F.S	Clarify, Simplify, Increase Efficiency
64B9-4.002, F.A.C., (Requirements for Licensure)	§§456.048, 456.072, 456.0135, and 456.0635, F.S. and §464.012, and 464.018, F.S.	Clarify, Simplify, Increase Efficiency
64B9-4.011, F.A.C., (Dispensing Practitioners)	§§464.012, and 465.0276, F.S.	Clarify, Simplify, Increase Efficiency
64B9-5.005, F.A.C. (Procedure Relating to the Provider)	§464.013, F.S.	Clarify, Simplify
64B9-6.003, F.A.C. (Reactivation of Inactive License)	§456.013, F.S., §456.036, F.S., §456.0635, F.S., and §464.014, F.S.	Clarify, Simplify, Increase Efficiency
64B9-6.004, F.A.C. (Retired License Status)	§456.036, F.S.,	Increase Efficiency; Simplify
64B9-8.003, F.A.C. (Citations)	§456.077, F.S.	Simplify, clarify, increase efficiency, decrease regulation
64B9-8.0045, F.A.C.	§120.695, F.S., §456.073, F.S.	Simplify, clarify, increase efficiency, decrease regulation

(Minor Violations)		
64B9-12.005, F.A.C. (Competency and Knowledge Requirements Necessary to Qualify the LPN to Administer IV Therapy	§464.003	Simplify, clarify, update, increase efficiency



**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are not any updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat.**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Nursing regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 3<sup>rd</sup> day of September, 2020.

/S/ Deborah McKeen  
Electronic Signature  
Deborah McKeen, CD-LPN, BS  
Chair of the Board of Nursing

September 3, 2020  
Date Signed

/S/ Deborah Bartholow Loucks  
Electronic Signature  
Deborah Bartholow Loucks  
Senior Assistant Attorney General  
Counsel to the Board of Nursing

September 3, 2020  
Date Signed

# THE FLORIDA BOARD OF NURSING HOME ADMINISTRATORS

## ANNUAL REGULATORY PLAN 2020-21

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Nursing Home Administrators. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
N/A						

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Nursing Home Administrators intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64B10-11.001, F.A.C. (Application for Licensure)	§456.013, F.S., (Department; general licensing provisions) §456.0635, F.S., (Health care fraud; disqualification for license, certificate, or registration) §468.1685(2), F.S., (Powers and duties of board and department) §468.1695(1), F.S., (Licensure by examination) §468.1705, F.S., (Licensure by endorsement; temporary license)	Clarify and update/ new application
64B10-11.002 (Eligibility for Licensure)	§456.017, F.S., (Examinations) §468.1685(2), F.S., (Powers and duties of board and department) §468.1695(1), (2), F.S., (Licensure by examination) §468.1705, F.S., (Licensure by endorsement; temporary license)	Clarify and update

64B10-11.003 (Reexamination)	§456.017(2), F.S., (Examinations)	Clarify and Update/ new application
64B10-14.004 (Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances)	§456.072, F.S., (Grounds for Discipline; penalties; enforcement) §456.073, F.S., (Disciplinary proceedings) §456.079, F.S., (Disciplinary guidelines) §468.1685, F.S., (Powers and duties of board and department) §468.1755, F.S., (Disciplinary proceedings)	Clarify and update
64B10-15.001, F.A.C. (Continuing Education for Licensure Renewal)	§456.013, F.S., (Department; general licensing provisions) §468.1715(3), F.S., (Renewal of License)	Clarify; Increase Efficiency
64B10-16.001 (General Information; Monitors)	§456.013, F.S., (Department; general licensing provisions) §468.1695, F.S., (Licensure by Examination)	Clarify and update/ new application

64B10-16.002  
(Preceptor)

§468.1695, F.S., (Licensure by  
Examination)

Clarify and update/ new application

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat.

- There are not any updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat.**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Nursing Home Administrators regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 1st day of August, 2019 with continuing board review through August, 2020.

/S/ Henry Gerrity III  
Electronic Signature  
Henry Gerrity III  
Chair of the Board of  
Nursing Home Administrators

8/14/2020  
Date Signed

/S/ Rachelle Munson  
Electronic Signature  
Rachelle Munson  
Assistant Attorney General  
Counsel to the Board of  
Nursing Home Administrators

8/14/2020  
Date Signed

# THE FLORIDA BOARD OF OCCUPATIONAL THERAPY

## ANNUAL REGULATORY PLAN 2020-21

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### **PART ONE** **LAWS ENACTED OR AMENDED**

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Occupational Therapy Practice. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Laws of Florida, Chapter 2020-125	120.82, 456.0635, 456.072, 456.0721, 456.074	64B11-2.003 Fees; Application	YES	YES		

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Occupational Therapy Practice intends to implement through rulemaking by July 1, 2020 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64B11-4.001 Use of Prescription Devices	468.203(4)	Provide education and experience requirements for the use of certain prescription devices by occupational therapists.
64B11-2.003 Fees; Application	456.0635, 456.072, 456.0721, 456.074	Simplify and clarify licensure application; make changes to licensure application necessary to implement student loan provisions in recent legislation.



64B11-5.001 Requirements for License Renewal of an Active License; Continuing Education	456.013, 456.033, 456.036, 468.219	Allows the instructor of an online instruction continuing education program to interact in real time, including live chat, with a licensee in a question and answer session upon completion of the program.
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**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are not any updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2017)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Occupational Therapy Practice regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most recent comprehensive enhanced review completed the 1<sup>st</sup> day of August, 2019 with continuing board review through August, 2020.

/S/ James F. Spafford, M.B.A.

Electronic Signature

James F. Spafford, M.B.A.,

Chair of the Board of Occupational Therapy

August 10, 2020

Date Signed

/S/ Ronald Jones, Esq.

Electronic Signature

Ronald Jones

Assistant Attorney General

Counsel to the Board of Occupational Therapy

August 10, 2020

Date Signed

# THE FLORIDA BOARD OF OPTICIANRY

## ANNUAL REGULATORY PLAN 2020-21

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2019). The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Opticianry. §120.74(1)(a), Fla. Stat. (2019).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking is Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking is Not Necessary, Explain
Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)	§120.82, F.S. §456.0635, F.S. §456.0721, F.S. §456.074, F.S. §1009.95, F.S.	<u>Rule 64B12-9.0015, F.A.C.</u> (Examination for Licensure)  <u>Rule 64B12-16.003, F.A.C.</u> (Apprenticeship Requirements and Training Program)	Yes	Unknown	Unknown	N/A

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED**  
**THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Board of Opticianry intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat. (2019).

<b>Rule Number and Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64B4-3.003 (Examination for Licensure)	§456.017, F.S.	Clarify, Increase Efficiency
64B12-15 (Continuing Education)	§456.013, F.S. §484.008, F.S.	Clarify, Increase Efficiency

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat. (2019).

**There are no updates to the prior year's annual regulatory plan.**

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2018)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Opticianry regularly reviews all its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30<sup>th</sup> day of June 2020 with continuing board review through August, 2020.

\_\_\_\_\_  
*/s John B. Girdler*

Electronic Signature

John B. Girdler

Chair of the Board of Board of Opticianry

08/21/2020

Date Signed

*/s Timothy Frizzell*

Electronic Signature

Timothy Frizzell, Esquire

Assistant Attorney General

Counsel to the Board of Board of Opticianry

08/26/2020

Date Signed

# THE FLORIDA BOARD OF OPTOMETRY

## ANNUAL REGULATORY PLAN 2020-2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Optometry. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch. 2020-076, Laws of Fla. Eff. July 1, 2020 (SB 1084 – Emotional Support Animals)	Modified §456.072, Fla. Stat.	<u>64B13-15.005</u> , F.A.C. <u>64B13-15.006</u> , F.A.C.				In addition to implementing provisions of SB 1084, the Board proposes amendments to existing guidelines.

<p>Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)</p>	<p>Created §120.82, F.S.; Modified §456.0635, F.S., §456.072, F.S., and §456.074, F.S.; and Repealed §456.0721, F.S.</p>	<p><u>64B13-15005</u>, F.A.C.</p>	<p>Yes</p>	<p>No</p>	<p>October 2020</p>	
<p>Ch. 2020-133, Laws of Fla. Eff. July 1, 2020 (HB 713 – Health Regulations)</p>	<p>Repealed §456.0721, Fla. Stat. Also modified §456.013, Fla. Stat.</p>	<p><u>64B13-4.004</u>, F.A.C.  <u>64B13-4.007</u>, F.A.C.</p>	<p>Yes</p>	<p>August 2020  August 2020</p>	<p>September 2020  September 2020</p>	

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Optometry intends to implement through rulemaking by July 1, 2020, that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64B13-4.004, F.A.C. (Applications)	§§456.013, and 463.006, F.S.	Clarify, Simplify, Increase Efficiency
64B13-4.007, F.A.C., (Optometry Faculty Certificate)	§§456.013, and 463.0057, F.S.	Clarify, Simplify, Increase Efficiency
64B13-15.005, F.A.C., (Designation of Administrative Violations; Major; Minor)	§§456.072, and 463.016, F.S.	Clarify
64B13-15.006, F.A.C. (Designation of Patient Care Violations; Major; Minor)	§456.072 and 463.016, F.S.	Clarify
64B13-4.001, F.A.C. (Examination Requirements)	§456.013, F.S., §463.006, F.S., §463.017, F.S.	Clarify, Simplify, Increase Efficiency
64B13-5.001, F.A.C. (Hours Requirement)	§456.013, F.S., §456.0301, F.S. §463.005, F.S., §463.007, F.S.	Clarify, Simplify
64B13-18.002, F.A.C. (Formulary of Topical Ocular Pharmaceutical Agents)	§463.0055, F.S.,	Clarify



**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are not any updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat.**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Optometry regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 31<sup>st</sup> day of August, 2020.

/S/ Stuart Kaplan, O.D.

Electronic Signature

Stuart Kaplan, O.D.

Chair of the Board of Optometry

August 31, 2020

Date Signed

/S/ Deborah Bartholow Loucks

Electronic Signature

Deborah Bartholow Loucks

Senior Assistant Attorney General

Counsel to the Board of Optometry

August 31, 2020

Date Signed

# THE FLORIDA BOARD OF PHARMACY

## ANNUAL REGULATORY PLAN 2020-2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2020). The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Pharmacy. §120.74(1)(a), Fla. Stat. (2020).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch. 2020-124, Laws of Fla., Eff. July 1, 2020 (HB 59 Automated Pharmacy Systems)	§465.0235, Fla. Stat.	Rule 64B16-28.141, Fla. Admin. Code.	No	October 2020	Determined based on further Board Review.	The statute clearly states that the Board “may adopt rules.” However, the Board is reviewing and considering necessary changes to this Rule to ensure it does not conflict with the statute being implemented.

Ch. 2020-125, Laws of Fla, Eff. July 1, 2020 (HB 115: Keep Our Graduates Working Act)	Created §120.82, Fla. Stat.; Amended §456.0635, Fla. Stat., and §456.074, Fla. Stat., and Repealed §456.0721, Fla. Stat.	All application rules.	No	N/A	N/A	All applications are already adopted and incorporated and are not in conflict with this Bill, but all applications will be updated for clarification, uniformity and ease of use.
Ch. 2020-7, Laws of Fla, Eff. July 1, 2020. (HB 389: Practice of Pharmacy)	Amended §465.003(13), Fla. Stat.; Created §§ 465.1865 and 1895, Fla. Stat.	Ch. 64B16-31, Fla. Admin. Code. <a href="#">64B16-31.001</a> Collaborative Practice Certification (CPC). <a href="#">64B16-31.003</a> Collaborative Practice Certification: Initial Certification Course. <a href="#">64B16-31.005</a> Collaborative Practice Certification: Collaborative Pharmacy Practice Agreement Submission. <a href="#">64B16-31.007</a> Collaborative Practice Certification: Chronic Health Conditions. <a href="#">64B16-31.009</a> Collaborative Practice Certification: Mandatory Continuing Education. <a href="#">64B16-31.033</a> Test and Treat Certification (TTC). <a href="#">64B16-31.035</a> Test and Treat Certification: Initial Certification Course. <a href="#">64B16-31.037</a> Test and Treat Certification: Written Protocol	Yes	6/15/2020 Vol 46/116	September/October 2020.	The Board is implementing HB389 via an entirely new Rule Chapter within the <i>Florida Administrative Code</i> .

		<p>and Written Protocol Submission.</p> <p><a href="#">64B16-31.039</a> Test and Treat Certification: Formulary of Medicinal Drugs.</p> <p><a href="#">64B16-31.041</a> Test and Treat Certification: Patient Records.</p> <p><a href="#">64B16-31.043</a> Test and Treat Certification: Follow-Up Care.</p> <p><a href="#">64B16-31.050</a> Mandatory Review of Rule Chapter 64B16-31, F.A.C.</p>				
Ch. 2020-103, Laws of Fla, Eff. July 1, 2020 (HB559: Institutional Formularies Established by Nursing Home Facilities)	Amended §§400.143 and 465.025, Fla. Stat.	None	No	N/A	N/A	The amendments are self-executing and the Board determined no rules were impacted or necessary for full implementation of this Bill.
Ch. 2020-8, Laws of Fla., Eff. July 1, 2020 (HB599: Consultant Pharmacists)	Amended §465.003, Fla. Stat. Amended §465.0125, Fla. Stat.	Rules 64B16-26.300 and 64B16-26.301, Fla. Admin. Code.	Yes	October 2020	December 2020	The Board already has rules in place for Consultant pharmacists and this specific statute. The amendments do not necessitate mandatory rulemaking, but the Board is updating the rules to increase efficiency and remove obsolete or unnecessary or over burdensome requirements.

Ch. 2020-133, Laws of Fla., Eff. July 1, 2020 (HB 713: Health Regulation)	Repealed §456.0721, Fla. Stat.	All Application Rules	No	N/A	N/A	The repeal does not directly impact the applications and the applications are not in direct conflict, so rulemaking is not mandatory. However, the Board will complete a comprehensive review of all applications over the next year and update them for Clarification, Simplicity and Efficiency.
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**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Pharmacy intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat. (2020).

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
<u>Chapter 64B16</u> , F.A.C. (Board of Pharmacy)	Multiple / Various Chapter 456; 465; 499; 893 and Applicable Federal Law.	Clarify, Simplify and Increase Efficiency. Review all application forms for necessary updates and to amend the Health History Questions within the application; create uniformity and increase ease of use for applicant to expedite license review and increase business productivity.
<u>64B16-27.120</u> , F.A.C. (Ordering and Evaluation of Laboratory Tests)	None	Repeal. The rule is duplicative of the §465.0125, Fla. Stat.
<u>64B16-30.001</u> , F.A.C. (Dis. Guidelines ....)	§§ 456.072; 079; 047; 465.016 and .023, Fla. Stat.	Update; Clarify, Simplify.

<u>64B16-30.002</u> , F.A.C. (Minor Violations)	§ 456.073, Fla. Stat.	Clarify, Simplify, Increase Efficiency and Reduce unnecessary regulatory burden.
<u>64B16-30.003</u> , F.A.C. (Citations)	§456.077, Fla. Stat.	Clarify, Simplify, Increase Efficiency and Reduce unnecessary regulatory burden.

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat. (2020).

**There are not any updates to the prior year's annual regulatory plan.**

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2020)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Pharmacy regularly reviews all its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30th day of June 2015 with continuing board review through August 2020. The Board is currently completing a 2020 Comprehensive Review for the Office of Fiscal Accountability and Regulatory Reform.

*/S/ Richard E. Montgomery, BPharm, MBA*  
Electronic Signature  
Richard E. Montgomery, BPharm, MBA  
Chair of the Board of Pharmacy

September 3, 2020  
Date Signed

*/S/ David D. Flynn, Esquire*  
Electronic Signature  
David D. Flynn, Esquire  
Senior Assistant Attorney General  
Counsel to the Board of Pharmacy

September 3, 2020  
Date Signed



# THE FLORIDA BOARD OF PHYSICAL THERAPY PRACTICE

## ANNUAL REGULATORY PLAN 2020-21

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Physical Therapy Practice. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch. 2020-128, Laws of Florida, Effective 7/1/2020 (HB 467)	§§ 486.025, 486.117	64B17-6.008, F.A.C. (New)	YES	YES	September 2020	
Ch. 2020-29, Laws of Florida, Effective 7/1/2020 (HB 713)	§ 456.0721	64B17-3.001 and 3.002, F.A.C.	YES	YES	September 2020	

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Physical Therapy Practice intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
Rule 64B17-3.001, F.A.C. Rule 64B17-3.002, F.A.C.	§§ 486.028, 486.031, 486.087	Update Application Form
Rule 64B17-7.001, F.A.C.	§ 456.47	Provide notice to the public of disciplinary guidelines for out-of-state telehealth registrants; Update existing Florida license disciplinary guidelines
Rule 64B17-9.001, F.A.C.	§§ 456.013, 486.109	Clarify definitions of continuing education credits; Update online continuing education credits

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are no updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2019)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Physical Therapy Practice regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on June 26, 2020.

/S/ Kay Tasso, P.T., Ph.D., P.C.S.  
Electronic Signature  
Kay Tasso, P.T., Ph.D., P.C.S.  
Chair of the Board of Physical Therapy Practice

\_\_\_\_August 5, 2020\_\_\_\_\_  
Date Signed

/S/ Lynette Norr, Esq.  
Electronic Signature  
Lynette Norr, Ph.D., J.D.  
Assistant Attorney General  
Counsel to the Board of Physical Therapy Practice

\_\_\_\_August 5, 2020\_\_\_\_\_  
Date Signed

# THE FLORIDA BOARD OF PODIATRIC MEDICINE

## ANNUAL REGULATORY PLAN 2020-2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Podiatric Medicine. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
N/A						

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Podiatric Medicine intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
Rules 64B18-11.001, 12.008, 16.005, 16.006, 24.001, and 24.002 Licensure Applications or Registration Requirements for Podiatrists, Podiatric Residents, and Podiatric X-Ray Assistants	456.013, 456.0635, 461.006, and 461.014	Update, simplify, and clarify applications; ensure applications are consistent with laws implemented.
64B18-13.008 Procedure for Reactivation of Inactive Status to Active Status.	456.036, and 461.008	Clarify procedures for reactivation of license to be consistent with 461.007 requirement of active practice.
64B18-14.002 Disciplinary Guidelines.	456.072, 456.47, and 461.012	Update to ensure all potential violations are addressed; clarify

		existing language.
64B18-14.009 Minor Violations; Notices of Non-Compliance.	120.695	Update list of minor violations.
64B18-17.001 Continuing Education Required for License Renewal.	456.013(6), 465.013(7), 456.033, 456.0301(1) and 461.007	Open rule for development to allow for additional opportunities for continuing education
64B18-17.001 Continuing Education Required for License Renewal	456.013(6), 465.013(7), 456.033, 456.0301(1) and 461.007	Open 64B18-17.001(7) for development to enumerate pre- approved courses for future applicants

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**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are no updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2020)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Podiatric Medicine regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30th day of June 2019 with continuing board review through August 2020.

/S/ Joseph Strickland, D.P.M.  
Electronic Signature  
Joseph Strickland, D.P.M.,  
Chair of the Board of Podiatric Medicine

August 31, 2020  
Date Signed

/S/ Christopher R. Dierlam, Esq.  
Electronic Signature  
Christopher Dierlam  
Assistant Attorney General  
Counsel to the Board of Podiatric Medicine

August 31, 2020  
Date Signed

# THE FLORIDA BOARD OF PSYCHOLOGY

## ANNUAL REGULATORY PLAN 2020-2021.

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2019). The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Psychology. §120.74(1)(a), Fla. Stat. (2020).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Chapter No. 2020-133 (HB 713)	Section 490.003, F.S.; Section 490.005, F.S.; and Section 490.006, F.S.	64B19-11.0035 (Licensure by Examination); 64B19-11.011, F.A.C. (Provisional License) and 64B19-11.012, F.A.C. (Application Forms)	Yes, agency must modify rules and incorporated applications through rulemaking.	No.	9/1/2020	



Chapter No. 2020-76 (SB 1084)	Section 456.072, F.S.	64B19-17.002, F.A.C. (Disciplinary Guidelines)	Yes, agency must modify disciplinary guidelines to provide guideline for new violation.	No.	11/2/2020	
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**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Psychology intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat. (2020).

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
Rule 64B19-11.001, F.A.C. Examination.	456.017(1)(b), (c), (6), F.S.; 456.0635(2), F.S.; and 490.005, F.S.	Update, simplify, and clarify applications; ensure applications are consistent with laws implemented.
Rule 64B19-11.010, F.A.C. Limited Licensure.	456.013, F.S.; 456.015, F.S.; and 456.0635, F.S.	Update, simplify, and clarify applications; ensure applications are consistent with laws implemented.
Rule 64B19-11.011, F.A.C., Provisional License; Supervision of Provisional Licenses.	456.013, F.S.; 456.025, F.S.; 456.0635, F.S.; 490.003(6), F.S.; 490.0051, F.S., and 490.009, F.S.	Update, simplify, and clarify applications; ensure applications are consistent with laws implemented.
Rule 64B19-11.012, F.A.C., Application Forms.	456.013, F.S.; 456.025, F.S.; 456.0635, F.S.; 490.005, F.S.; 490.006, F.S.; and 490.007(1), F.S.	Update, simplify, and clarify applications; ensure applications are consistent with laws implemented.

Rule 64B19-17.002, F.A.C. (Disciplinary Guidelines)	456.47, F.S.; 456.079, F.S.; and 490.009, F.S.	Provide disciplinary guidelines for out-of-state telehealth registrants.
Rule 64B19-18.002, F.A.C. (Use of the Title Sex Therapist)	490.003(4), F.S.; and 490.0143, F.S.	Clarify term “clock hours”.
Rule 64B19-18.003, F.A.C. (Qualifications to Practice Hypnosis)	490.003(4), F.S.; and 490.0141, F.S.	Clarify term “clock hours”.
Rule 64B19-18.008, F.A.C. (Board Approval of Specialty Certifying Bodies.)	490.149, F.S.	Incorporate most recent version of “Ethical Principles of Psychologists and Code of Conduct”.

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**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat. (2020).

- There are no updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2020)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Psychology regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30<sup>th</sup> day of June 2016, through August 2020.

/S/ Randi Mackintosh, Psy.D.

Electronic Signature

Dr. Randi Mackintosh, Psy.D.

Chair of the Board of Psychology

August 31, 2020

Date Signed

/S/ Christopher Dierlam, Esq.

Electronic Signature

Christopher Dierlam

Assistant Attorney General

Counsel to the Board of Psychology

August 31, 2020

Date Signed

# THE FLORIDA BOARD OF RESPIRATORY CARE

## ANNUAL REGULATORY PLAN 2020-2021

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Respiratory Care. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch. 2020-125, Laws of Florida, Effective July 1, 2020 (HB 115)	Created §120.82, F.S.; Modified §456.0635, F.S., §456.072, F.S., and §456.074, F.S.; and Repealed §456.0721, F.S.	64B32-2.001, F.A.C	yes	August 12, 2020	Pending	n/a

Ch. 2020-133, Laws of Fla. Eff. July 1, 2020 (HB 713 – Health Regulations)	Repealed §456.0721, Fla. Stat. Also modified §458.3312, Fla. Stat.	64B32-2.001, F.A.C	Yes	August 20, 2020	Pending	n/a
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**PART TWO**

**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Respiratory Care intends to implement through rulemaking by July 1, 2021 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat.

Rule Number And Title	Law Expected to Be Implemented Through Rulemaking	Intent of Rulemaking
None	.	

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan addresses whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat.

- There are no updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2018)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Respiratory Care regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 30th day of June, 2015 with continuing board review through August 2020.

/S/ Joseph A. Frey

Electronic Signature

Joseph Frey, RRT

Chair of the Board of Respiratory Care

8/31/2020

Date Signed

/S/ John B. Fricke., Jr.

Electronic Signature

John B. Fricke, Jr.

Assistant Attorney General

Counsel to the Board of Respiratory Care

8/31/2020

Date Signed

# THE FLORIDA BOARD OF SPEECH LANGUAGE PATHOLOGY AND AUDIOLOGY ANNUAL REGULATORY PLAN 2020-21

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2019). The Plan covers the period beginning October 1, 2020 and ending September 30, 2021.

## PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2020 Legislative Session which creates or modifies the duties or authority of the Board of Speech Language Pathology and Audiology. §120.74(1)(a), Fla. Stat. (2019).

Law Enacted or Modified on or after Oct. 1, 2019	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Laws of Florida, Chapter 2020-125	456.0635, 456.072, 456.074	64B20-2.001, F.A.C. (Licensure by Certification of Credentials)	Yes	Yes	6/27/2020	
		64B20-2.003, F.A.C. (Provisional Licensure; Requirements)	Yes	Yes	6/27/2020	



		64B20-4.001, F.A.C. (Certification of Assistants)	Yes	Yes	6/27/2020	
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**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Speech Language Pathology and Audiology intends to implement through rulemaking by July 1, 2020 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2021. §120.74(1)(b), Fla. Stat. (2019).

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64B20-2.001, F.A.C. (Licensure by Certification of Credentials)	§456.0635, F.S., (Health care fraud; disqualification for license, certificate, or registration) §456.072, F.S., (Grounds for discipline; Penalties; Enforcement.)	Simplify and clarify licensure application; make changes to licensure application necessary to implement student loan provisions in pending legislation.
64B20-2.003, F.A.C. (Provisional License; Requirement)	§456.0635, F.S., (Health care fraud; disqualification for license, certificate, or registration) §456.072, F.S., (Grounds for discipline; Penalties; Enforcement.)	Simplify and clarify licensure application; make changes to licensure application necessary to implement student loan provisions in pending legislation.

64B20-4.001, F.A.C. (Certification of Assistants)	§456.0635, F.S., (Health care fraud; disqualification for license, certificate, or registration) §456.072, F.S., (Grounds for discipline; Penalties; Enforcement.)	Simplify and clarify licensure application; make changes to licensure application necessary to implement student loan provisions in pending legislation.
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**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat. (2019).

- There are not any updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2019)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Speech Language Pathology and Audiology regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the   1st   day of   August  , 2020 with continuing board review through August, 2021.

/S/ Peter Johnson

Electronic Signature

Peter Johnson, Ph.D., Chair

Board of Speech-Language Pathology and Audiology

July 24, 2020

Date Signed

/S/ Ronald Jones

Electronic Signature

Ronald Jones

Assistant Attorney General

Counsel to the Board of

Speech Language Pathology and Audiology

July 24, 2020

Date Signed