

1989

Session Law 89-318

Florida Senate & House of Representatives

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H 877 GENERAL BILL/CS by Regulatory Reform; Lombard (Similar S 487)

Acupuncture/Certification; modifies qualifications for certification to practice acupuncture. Amends 457.105. Effective Date: 10/01/89.

03/16/89 HOUSE Prefiled
03/23/89 HOUSE Referred to Regulatory Reform
04/04/89 HOUSE Introduced, referred to Regulatory Reform -HJ 85
04/10/89 HOUSE On Committee agenda—Regulatory Reform, 04/12/89, 1:15 pm, 21-HOB—For ratification of referral to subcommittee
04/12/89 HOUSE Subreferred to Subcommittee on Professional Regulation
04/14/89 HOUSE On subcommittee agenda—Regulatory Reform, 04/18/89, 8:30 am, 21-HOB
04/18/89 HOUSE Subcommittee Recommendation: Favorable with 1 amendment
04/21/89 HOUSE On Committee agenda—Regulatory Reform, 04/25/89, 3:45 pm, 21-HOB
04/25/89 HOUSE Preliminary Committee Action by Regulatory Reform: Favorable as a CS
05/01/89 HOUSE Comm. Report: CS by Regulatory Reform, placed on Calendar -HJ 337; CS read first time -HJ 335
05/03/89 HOUSE Placed on Special Order Calendar; Read second time -HJ 363
05/09/89 HOUSE Read third time; CS passed; YEAS 113 NAYS 1 -HJ 425
05/10/89 SENATE In Messages
05/16/89 SENATE Received, referred to Economic, Professional and Utility Regulation -SJ 362
05/24/89 SENATE Withdrawn from Economic, Professional and Utility Regulation; Substituted for SB 487 -SJ 442; Amendment adopted -SJ 446
05/25/89 SENATE Placed on Special Order Calendar -SJ 450
05/26/89 SENATE Placed on Special Order Calendar -SJ 477
05/29/89 SENATE Placed on Special Order Calendar -SJ 493
05/30/89 SENATE Placed on Special Order Calendar -SJ 560
05/31/89 SENATE Placed on Special Order Calendar -SJ 618; Amendment reconsidered, failed; CS passed; YEAS 28 NAYS 5 -SJ 644
05/31/89 Ordered enrolled
06/20/89 Signed by Officers and presented to Governor
07/05/89 Approved by Governor; Chapter No. 89-318

NOTES: Above bill history from Division of Legislative Information's *FINAL LEGISLATIVE BILL INFORMATION, 1989 SESSIONS*. Staff Analyses for bills amended beyond final committee action may not be in accordance with the enacted law. Journal page numbers (HJ & SJ) refer to daily Journals and may not be the same as final bound Journals.

STORAGE NAME: h877s-f.rr
DATE: June 23, 1989

**HOUSE OF REPRESENTATIVES
COMMITTEE ON REGULATORY REFORM
FINAL ANALYSIS & ECONOMIC IMPACT STATEMENT**

BILL #: CS/HB 877

RELATING TO: Acupuncture

SPONSOR(S): Regulatory Reform and Representative Lombard

EFFECTIVE DATE: October 1, 1989

DATE BECAME LAW: July 5, 1989

CHAPTER #: 89-318, Laws of Florida

COMPANION BILL(S): SB 487

OTHER COMMITTEES OF REFERENCE: (1) none

I. SUMMARY:

The bill provides an additional method for certification to practice acupuncture.

A. PRESENT SITUATION:

Currently, any person seeking licensure to practice acupuncture in the State of Florida must pass an examination administered by the Department of Professional Regulation, which tests the applicant's competency and knowledge of the practice of acupuncture.

B. EFFECT OF PROPOSED CHANGES:

The bill provides an additional avenue for certification to practice acupuncture in the State of Florida. An applicant would not be required to take a written examination if the applicant has completed a national certification process approved by the Board of Acupuncture or holds an active license in another state through examination, the requirements of which have been approved by the Florida board.

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II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE AGENCIES/STATE FUNDS:

1. Non-recurring or First Year Start-Up Effects:

none

2. Recurring or Annualized Continuation Effects:

The increased revenue should assist in the reduction of the board's current deficit.

3. Long Run Effects Other Than Normal Growth:

none

4. Appropriations Consequences:

none

B. FISCAL IMPACT ON LOCAL GOVERNMENTS AS A WHOLE:

1. Non-recurring or First Year Start-Up Effects:

none

2. Recurring or Annualized Continuation Effects:

none

3. Long Run Effects Other Than Normal Growth:

none

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

1. Direct Private Sector Costs:

none

2. Direct Private Sector Benefits:

Out-of-state applicants will have alternative ways of obtaining certification in Florida without having to take Florida's licensure examination and incurring those costs.

3. Effects on Competition, Private Enterprise, and Employment Markets:

none

D. FISCAL COMMENTS:

The Department of Professional Regulation should realize increased revenues from the additional number of licensees

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without increased costs to the Department.

III. LONG RANGE CONSEQUENCES:

none

IV. COMMENTS:

none

V. AMENDMENTS:

none

VI. SIGNATURES:

SUBSTANTIVE COMMITTEE:

Prepared by:



Jim Cordero

Staff Director:



Patrick L. "Booter" Imhof

SECOND COMMITTEE OF REFERENCE:

Prepared by:

Staff Director:

APPROPRIATIONS:

Prepared by:

Staff Director:


REVISED: _____

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DATE: April 7, 1989

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SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

<u>ANALYST</u>	<u>STAFF DIRECTOR</u>	<u>REFERENCE</u>	<u>ACTION</u>
1. <u>Masterton</u>	^{gsm} <u>Krasovsk</u> 	1. <u>EPUR</u>	<u>Favorable</u>
2. _____	_____	2. _____	_____
3. _____	_____	3. _____	_____
4. _____	_____	4. _____	_____

SUBJECT:

Acupuncture

BILL NO. AND SPONSOR:

SB 487 by
Senator Dudley

I. SUMMARY:

A. Present Situation:

Chapter 457, Florida Statutes, provides for the regulation of the practice of acupuncture by the Board of Acupuncture within the Department of Professional Regulation. The law sets forth the requirements for licensure, including completion of certain educational or experience requirements and passage of an examination administered by the department. Currently, the statute does not provide for licensure of individuals licensed to practice acupuncture in other states.

B. Effect of Proposed Changes:

The bill adds alternatives to passage of the department's licensure examination as avenues to qualify for licensure as an acupuncturist in Florida. These alternative criteria for licensure are successful completion of a board-approved national certification process, or active licensure in another state with examination requirements which are substantially equivalent to the Florida examination requirements. Applicants must still meet the current educational or experience requirements for licensure set forth in the statute.

II. ECONOMIC IMPACT AND FISCAL NOTE:

A. Public:

Applicants who meet one of the alternative criteria to passing the Florida licensure examination will benefit by not incurring the costs associated with taking the examination.

B. Government:

If the bill results in an increase in the number of acupuncture licensees, as anticipated by the department, it will benefit the department through increased revenues. These increased revenues should help offset the Board of Acupuncture's current deficit in its Professional Regulation Trust Fund account. In fiscal year 1988-89, the deficit is projected to be \$337,589.

III. COMMENTS:

According to the department, applicants for licensure for 29 of the 43 professions under its jurisdiction are afforded the opportunity to qualify for licensure by endorsement. Generally, criteria for licensure by endorsement include either licensure in another state with substantially equivalent licensing requirements, or passage of a national examination equivalent to the examination required in Florida.

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IV. AMENDMENTS:

None.