Office Surgery (SB 732)

- Response to rash of deaths, especially in private equity clinics in South Florida.
- First draft would have made all office surgery illegal in Florida. Final Draft only addresses Level II and III (systemic anesthesia).
- New law allows DOH to issue emergency suspension of facility, not just of doctor.
- Owners, operators AND physicians may be suspended from office surgery for up to five years.
- State inspections may be unannounced.
Technicalities

• Each facility must have a “designated physician.”

• Inspection exemption for short (less than 5 minutes) Level II removed.

• Facilities must meet financial responsibility requirements if separate from physician.

• $5,000 per day fine for unregistered offices.
Telemedicine- HB 23

• Took BOM Rule as Its Base, BUT:
• Out of State Providers Do NOT need Florida license, but do need
  – Accountability to Florida Courts; and
  – Accountability to Florida Board of Medicine
• No controlled substance prescribing via telemedicine (except psychiatric and hospice)
• Standard of Care Does Not Change
Non-Opioid Directive

- Providers will have to discuss risks/benefits of opioids;
- Providers must give patients a DOH-approved pamphlet
- BOM Rules
- Applies if giving anesthesia or
- Schedule II opioid
Electronic Prescribing- HB 831

- If your office has an EMR, you MUST electronically prescribe ALL prescriptions as of your next renewal date;
- Exception if you believe (and document) that patient should be allowed to shop for the best price for such a prescription.
By January 1, 2021, all licensees must complete a one hour CME on Human Trafficking
• Gayle Harrell Pro-Medicine Package
• Hospitals must notify PCPs of admissions/discharges and allow PCPs to consult;
• 24 hour ambulatory surgical centers authorized;
• Allows for override of redundant step therapy;
• Invalidates restrictive covenants that would create county-wide specialty monopolies.
THREATS AVERTED

• ARNP INDEPENDENT PRACTICE
• PHYSICIAN ASSISTANT INDEPENDENT PRACTICE
• PHARMACIST ABILITY TO DIAGNOSE AND PRESCRIBE
• AG approval of all physician mergers
Meanwhile, at the Board of Medicine...

- New BBL restrictions;
- Telemedicine Rules
- Adverse Incident Forms Include Level I Mishaps