

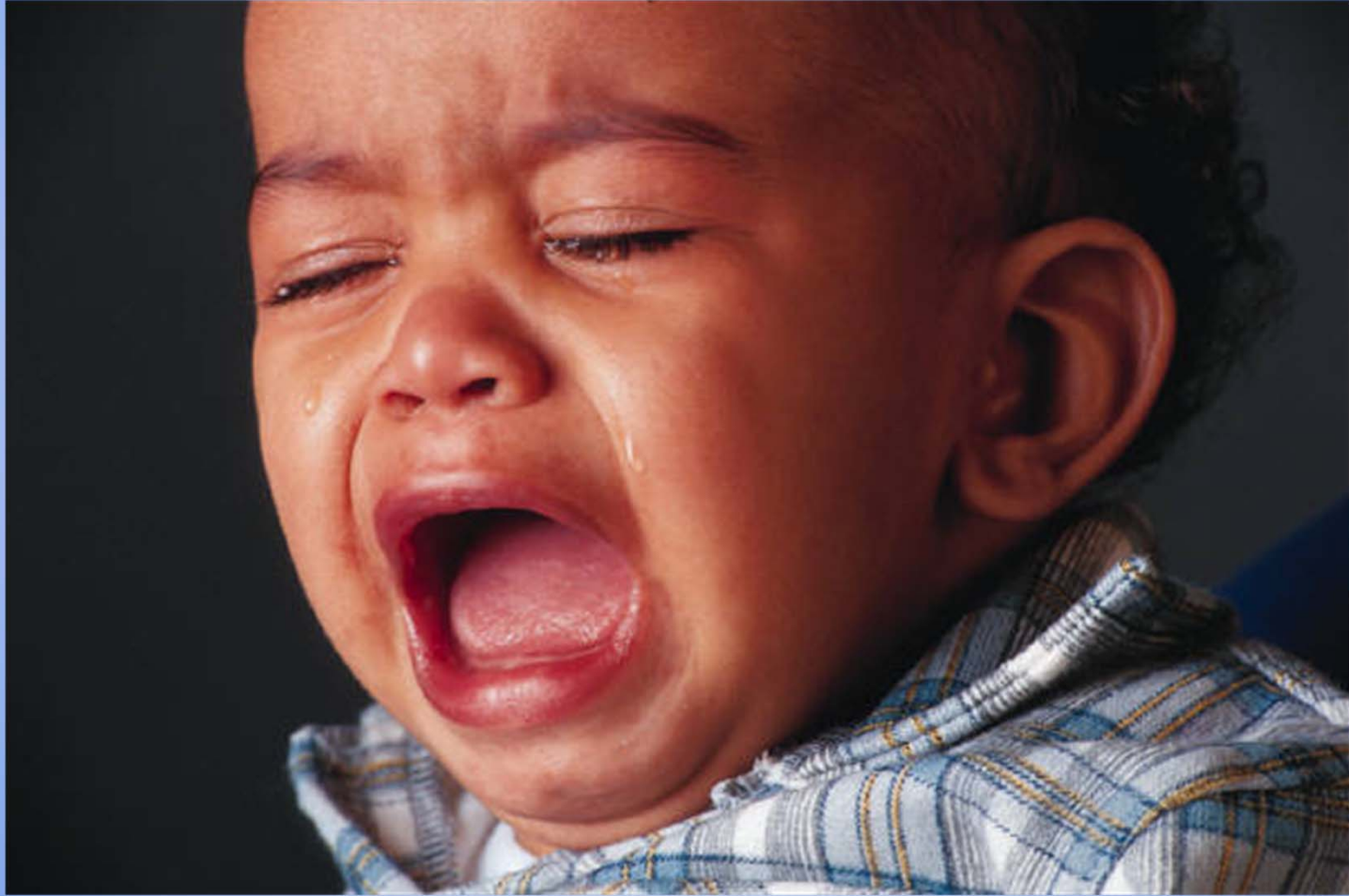
NEW LEGISLATION AND OFFICE SURGERY RULES

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TALLAHASSEE



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.



Human Trafficking

By January 1, 2021, all licensees must complete a one hour CME on Human Trafficking

HB 843

- 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

