

Professions and Public Health Subcommittee

Thursday, January 13, 2022
9:00 AM – 11:00 AM
Webster Hall (212 Knott)

Action Packet

Chris Sprowls
Speaker

Will Robinson
Chair

Committee Meeting Notice

HOUSE OF REPRESENTATIVES

Professions & Public Health Subcommittee

Start Date and Time: Thursday, January 13, 2022 09:00 am

End Date and Time: Thursday, January 13, 2022 11:00 am

Location: Webster Hall (212 Knott)

Duration: 2.00 hrs

Consideration of the following bill(s):

HB 17 Telehealth Practice Standards by Fabricio, Giallombardo
HB 343 Mental Health Professional Licensure by Koster
HB 413 Delegation of the Administration of Prescription Medications by Snyder
HB 7005 OGSR/Information Relating to the Medical Use of Marijuana/Department of Health by Government Operations Subcommittee, Rizo
HB 7007 OGSR/Nonviable Birth Certificates/Department of Health by Government Operations Subcommittee, Fetterhoff

Medical use of marijuana implementation update by Christopher Ferguson, Director, Office of Medical Marijuana Use, Florida Department of Health

For information about attending or testifying at a committee meeting, please see the "Visiting the House" tab at www.myfloridahouse.gov.

NOTICE FINALIZED on 01/11/2022 4:02PM by Osborne.Erin

COMMITTEE MEETING REPORT

Professions & Public Health Subcommittee

1/13/2022 9:00AM

Location: Webster Hall (212 Knott)

Summary:

Professions & Public Health Subcommittee

Thursday January 13, 2022 09:00 am

HB 17	Favorable	Yeas: 17	Nays: 0
HB 343	Favorable With Committee Substitute	Yeas: 17	Nays: 0
	Amendment 327989 Adopted Without Objection		
HB 413	Favorable	Yeas: 16	Nays: 0
HB 7005	Favorable	Yeas: 17	Nays: 0
HB 7007	Favorable	Yeas: 16	Nays: 0

Committee meeting was reported out: Thursday, January 13, 2022 10:58AM

COMMITTEE MEETING REPORT

Professions & Public Health Subcommittee

1/13/2022 9:00AM

Location: Webster Hall (212 Knott)

Attendance:

	Present	*Absent*	*Excused*
William Robinson (Chair)	X		
Robert Andrade	X		
Kristen Arrington	X		
David Borrero	X		
Anna Eskamani	X		
Juan Fernandez-Barquin	X		
Sam Garrison	X		
Michael Gottlieb			X
Randall Maggard	X		
Stan McClain	X		
Michele Rayner	X		
Alex Rizo	X		
Bob Rommel	X		
Tyler Sirois	X		
Kelly Skidmore	X		
Carlos Smith	X		
John Snyder	X		
Kaylee Tuck	X		
Totals:	**17**	**0**	**1**

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COMMITTEE MEETING REPORT

Professions & Public Health Subcommittee

1/13/2022 9:00AM

Location: Webster Hall (212 Knott)

HB 17 : Telehealth Practice Standards

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Kristen Arrington	X				
David Borrero	X				
Anna Eskamani	X				
Juan Fernandez-Barquin	X				
Sam Garrison	X				
Michael Gottlieb			X		
Randall Maggard	X				
Stan McClain	X				
Michele Rayner	X				
Alex Rizo	X				
Bob Rommel	X				
Tyler Sirois	X				
Kelly Skidmore	X				
Carlos Smith	X				
John Snyder	X				
Kaylee Tuck	X				
William Robinson (Chair)	X				
	Total Yeas: 17	**Total Nays: 0**			

Appearances:

Nuland, Chris (Lobbyist) - Waive In Support
Florida Chapter, American College of Physicians
1000 Riverside Avenue, #115
Jacksonville Florida 32204
Phone: (904) 355-1555

Camara, Christian (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Institute for Justice
PO Box 122
Tallahassee FL
Phone: (305) 608-4300

Lyon, Martin (Chris) (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Florida Osteopathic Medical Association
315 S Calhoun St Ste 830
Tallahassee FL
Phone: (850) 222-5702

Fernandez, Edda (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
AARP
215 S Monroe St Suite #603
Tallahassee FL
Phone: (786) 804-4508

Committee meeting was reported out: Thursday, January 13, 2022 10:58AM

Location: Webster Hall (212 Knott)

HB 17 : Telehealth Practice Standards (continued)

Appearances: (continued)

Suderman, Phillip (Lobbyist) - Waive In Support
Americans for Prosperity
200 W College Ave # 113 113
Tallahassee FL 32301-7710
Phone: (850) 866-0710

Thomas, Mary (Lobbyist) - Waive In Support
Florida Medical Association
Ass. General Counsel
1430 Piedmont Dr E
Tallahassee FL 32308
Phone: (850) 224-6496

Jim Doughton (Lobbyist) - Waive In Support
Florida Academy of Family Physicians
1175 Monroe St.
Tallahassee FL 32301

Lisa McGorkle - Information Only
NORML Tallahassee
Secretary
2532 NW 49th Ave
Gainesville FL 32605
Phone: 850-284-6832

Committee meeting was reported out: Thursday, January 13, 2022 10:58AM

COMMITTEE MEETING REPORT

Professions & Public Health Subcommittee

1/13/2022 9:00AM

Location: Webster Hall (212 Knott)

HB 343 : Mental Health Professional Licensure

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Kristen Arrington	X				
David Borrero	X				
Anna Eskamani	X				
Juan Fernandez-Barquin	X				
Sam Garrison	X				
Michael Gottlieb			X		
Randall Maggard	X				
Stan McClain	X				
Michele Rayner	X				
Alex Rizo	X				
Bob Rommel	X				
Tyler Sirois	X				
Kelly Skidmore	X				
Carlos Smith	X				
John Snyder	X				
Kaylee Tuck	X				
William Robinson (Chair)	X				
	Total Yeas: 17	**Total Nays: 0**			

HB 343 Amendments

Amendment 327989

[X] *Adopted Without Objection*

Appearances:

Walsh, Mark (Lobbyist) (State Employee) - Waive In Support
University of South Florida
Assistant VP for Government Relations
4202 E Fowler Ave 4202 E Fowler Ave CGS 301
Tampa FL 33620-9951
Phone: (813) 974-1830

Rachel Wittbracht (Lobbyist) (State Employee) - Waive In Support
University of West Florida
Director of Government Relations
11000 University Pkwy
Pensacola FL
Phone: 850-501-7941

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COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	Y	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER		

Committee/Subcommittee hearing bill: Professions & Public Health Subcommittee

Representative Koster offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Subsections (3) and (4) of section 491.005, Florida Statutes, are amended to read:

491.005 Licensure by examination.—

(3) MARRIAGE AND FAMILY THERAPY.— Upon verification of documentation and payment of a fee not to exceed $200, as set by board rule, ~~plus the actual cost of the purchase of the examination from the Association of Marital and Family Therapy Regulatory Board, or similar national organization,~~ the department shall issue a license as a marriage and family

therapist to an applicant who the board certifies has met all of the following criteria:

(a) ~~Has~~ Submitted an application and paid the appropriate fee.

(b) 1. Attained one of the following:

a. A minimum of a master's degree in marriage and family therapy from a program accredited by the Commission on Accreditation for Marriage and Family Therapy Education;

b. A minimum of a master's degree with a major emphasis in marriage and family therapy or a closely related field from a university program accredited by the Council on Accreditation of Counseling and Related Educational Programs and graduate courses approved by the board; or

c. Has a minimum of a master's degree with an ~~major~~ emphasis in marriage and family therapy or a closely related field, with a degree conferred before September 1, 2027, from an institutionally accredited college or university ~~from a program accredited by the Commission on Accreditation for Marriage and Family Therapy Education or from a Florida university program accredited by the Council for Accreditation of Counseling and Related Educational Programs~~ and graduate courses approved by the board ~~of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling~~.

2. If the course title that appears on the applicant's transcript does not clearly identify the content of the

coursework, the applicant must ~~shall~~ provide additional documentation, including, but not limited to, a syllabus or catalog description published for the course. The required master's degree must have been received in an institution of higher education that, at the time the applicant graduated, was fully accredited by an institutional ~~a regional~~ accrediting body recognized by the Council for Higher Education Accreditation or its successor organization ~~Commission on Recognition of Postsecondary Accreditation~~ or publicly recognized as a member in good standing with the Association of Universities and Colleges of Canada, or an institution of higher education located outside the United States and Canada which, at the time the applicant was enrolled and at the time the applicant graduated, maintained a standard of training substantially equivalent to the standards of training of those institutions in the United States which are accredited by an institutional ~~a regional~~ accrediting body recognized by the Council for Higher Education Accreditation or its successor organization ~~Commission on Recognition of Postsecondary Accreditation~~. Such foreign education and training must have been received in an institution or program of higher education officially recognized by the government of the country in which it is located as an institution or program to train students to practice as professional marriage and family therapists or psychotherapists. The applicant has the burden of establishing that the

requirements of this provision have been met, and the board shall require documentation, such as an evaluation by a foreign equivalency determination service, as evidence that the applicant's graduate degree program and education were equivalent to an accredited program in this country. An applicant with a master's degree from a program that did not emphasize marriage and family therapy may complete the coursework requirement in a training institution fully accredited by the Commission on Accreditation for Marriage and Family Therapy Education recognized by the United States Department of Education.

(c) Completed ~~Has had~~ at least 2 years of clinical experience during which 50 percent of the applicant's clients were receiving marriage and family therapy services, which must be at the post-master's level under the supervision of a licensed marriage and family therapist with at least 5 years of experience, or the equivalent, who is a qualified supervisor as determined by the board. An individual who intends to practice in Florida to satisfy the clinical experience requirements must register pursuant to s. 491.0045 before commencing practice. If a graduate has a master's degree with a major emphasis in marriage and family therapy or a closely related field which did not include all of the coursework required by paragraph (b), credit for the post-master's level clinical experience may not commence until the applicant has completed a minimum of 10 of

the courses required by paragraph (b), as determined by the board, and at least 6 semester hours or 9 quarter hours of the course credits must have been completed in the area of marriage and family systems, theories, or techniques. Within the 2 years of required experience, the applicant shall provide direct individual, group, or family therapy and counseling to cases including those involving unmarried dyads, married couples, separating and divorcing couples, and family groups that include children. A doctoral internship may be applied toward the clinical experience requirement. A licensed mental health professional must be on the premises when clinical services are provided by a registered intern in a private practice setting.

(d) ~~Has~~ Passed a theory and practice examination designated by board rule ~~provided by the department~~.

(e) ~~Has~~ Demonstrated, in a manner designated by board rule, knowledge of the laws and rules governing the practice of clinical social work, marriage and family therapy, and mental health counseling.

For the purposes of dual licensure, the department shall license as a marriage and family therapist any person who meets the requirements of s. 491.0057. Fees for dual licensure may not exceed those stated in this subsection.

(4) MENTAL HEALTH COUNSELING.—Upon verification of documentation and payment of a fee not to exceed $200, as set by

board rule, ~~plus the actual per applicant cost of purchase of the examination from the National Board for Certified Counselors or its successor organization,~~ the department shall issue a license as a mental health counselor to an applicant who the board certifies has met all of the following criteria:

(a) Has submitted an application and paid the appropriate fee.

(b)1. Attained ~~Has~~ a minimum of an earned master's degree from a mental health counseling program accredited by the Council for the Accreditation of Counseling and Related Educational Programs which consists of at least 60 semester hours or 80 quarter hours of clinical and didactic instruction, including a course in human sexuality and a course in substance abuse. If the master's degree is earned from a program related to the practice of mental health counseling which is not accredited by the Council for the Accreditation of Counseling and Related Educational Programs, then the coursework and practicum, internship, or fieldwork must consist of at least 60 semester hours or 80 quarter hours and meet all of the following requirements:

a. Thirty-three semester hours or 44 quarter hours of graduate coursework, which must include a minimum of 3 semester hours or 4 quarter hours of graduate-level coursework in each of the following 11 content areas: counseling theories and practice; human growth and development; diagnosis and treatment

of psychopathology; human sexuality; group theories and practice; individual evaluation and assessment; career and lifestyle assessment; research and program evaluation; social and cultural foundations; substance abuse; and legal, ethical, and professional standards issues in the practice of mental health counseling. Courses in research, thesis or dissertation work, practicums, internships, or fieldwork may not be applied toward this requirement.

b. A minimum of 3 semester hours or 4 quarter hours of graduate-level coursework addressing diagnostic processes, including differential diagnosis and the use of the current diagnostic tools, such as the current edition of the American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders. The graduate program must have emphasized the common core curricular experience.

c. The equivalent, as determined by the board, of at least 700 hours of university-sponsored supervised clinical practicum, internship, or field experience that includes at least 280 hours of direct client services, as required in the accrediting standards of the Council for Accreditation of Counseling and Related Educational Programs for mental health counseling programs. This experience may not be used to satisfy the post-master's clinical experience requirement.

2. ~~Has~~ Provided additional documentation if a course title that appears on the applicant's transcript does not clearly

identify the content of the coursework. The documentation must include, but is not limited to, a syllabus or catalog description published for the course.

Education and training in mental health counseling must have been received in an institution of higher education that, at the time the applicant graduated, was fully accredited by an institutional ~~a regional~~ accrediting body recognized by the Council for Higher Education Accreditation or its successor organization or publicly recognized as a member in good standing with the Association of Universities and Colleges of Canada, or an institution of higher education located outside the United States and Canada which, at the time the applicant was enrolled and at the time the applicant graduated, maintained a standard of training substantially equivalent to the standards of training of those institutions in the United States which are accredited by an institutional ~~a regional~~ accrediting body recognized by the Council for Higher Education Accreditation or its successor organization. Such foreign education and training must have been received in an institution or program of higher education officially recognized by the government of the country in which it is located as an institution or program to train students to practice as mental health counselors. The applicant has the burden of establishing that the requirements of this provision have been met, and the board shall require

documentation, such as an evaluation by a foreign equivalency determination service, as evidence that the applicant's graduate degree program and education were equivalent to an accredited program in this country. Beginning July 1, 2025, an applicant must have a master's degree from a program that is accredited by the Council for Accreditation of Counseling and Related Educational Programs, the Masters in Psychology and Counseling Accreditation Council, or an equivalent accrediting body which consists of at least 60 semester hours or 80 quarter hours to apply for licensure under this paragraph.

(c) Completed ~~Has had~~ at least 2 years of clinical experience in mental health counseling, which must be at the post-master's level under the supervision of a licensed mental health counselor or the equivalent who is a qualified supervisor as determined by the board. An individual who intends to practice in Florida to satisfy the clinical experience requirements must register pursuant to s. 491.0045 before commencing practice. If a graduate has a master's degree with a major related to the practice of mental health counseling which did not include all the coursework required under sub-subparagraphs (b)1.a. and b., credit for the post-master's level clinical experience may not commence until the applicant has completed a minimum of seven of the courses required under sub-subparagraphs (b)1.a. and b., as determined by the board, one of which must be a course in psychopathology or abnormal

psychology. A doctoral internship may be applied toward the clinical experience requirement. A licensed mental health professional must be on the premises when clinical services are provided by a registered intern in a private practice setting.

(d) Has passed a theory and practice examination designated by department rule ~~provided by the department for this purpose~~.

(e) ~~Has~~ Demonstrated, in a manner designated by board rule, knowledge of the laws and rules governing the practice of clinical social work, marriage and family therapy, and mental health counseling.

Section 2. This act shall take effect upon becoming a law.

T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert: An act relating to mental health professional licensure; amending s. 491.005, F.S.; revising licensing requirements for marriage and family therapists and mental health counselors; providing an effective date.

COMMITTEE MEETING REPORT

Professions & Public Health Subcommittee

1/13/2022 9:00AM

Location: Webster Hall (212 Knott)

HB 413 : Delegation of the Administration of Prescription Medications

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Kristen Arrington	X				
David Borrero	X				
Anna Eskamani	X				
Juan Fernandez-Barquin			X		
Sam Garrison	X				
Michael Gottlieb			X		
Randall Maggard	X				
Stan McClain	X				
Michele Rayner	X				
Alex Rizo	X				
Bob Rommel	X				
Tyler Sirois	X				
Kelly Skidmore	X				
Carlos Smith	X				
John Snyder	X				
Kaylee Tuck	X				
William Robinson (Chair)	X				
	Total Yeas: 16	**Total Nays: 0**			

Appearances:

Bogdanoff, Ellyn (Lobbyist) - Information Only
Private Care Association of Florida, Inc.
1 E Broward Blvd Ste 1800
Fort Lauderdale FL 33301
Phone: (954) 364-6005

Committee meeting was reported out: Thursday, January 13, 2022 10:58AM

COMMITTEE MEETING REPORT

Professions & Public Health Subcommittee

1/13/2022 9:00AM

Location: Webster Hall (212 Knott)

HB 7005 : OGSR/Information Relating to the Medical Use of Marijuana/Department of Health

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Kristen Arrington	X				
David Borrero	X				
Anna Eskamani	X				
Juan Fernandez-Barquin	X				
Sam Garrison	X				
Michael Gottlieb			X		
Randall Maggard	X				
Stan McClain	X				
Michele Rayner	X				
Alex Rizo	X				
Bob Rommel	X				
Tyler Sirois	X				
Kelly Skidmore	X				
Carlos Smith	X				
John Snyder	X				
Kaylee Tuck	X				
William Robinson (Chair)	X				
	Total Yeas: 17	**Total Nays: 0**			

Appearances:

Patty Farley (General Public) - Waive In Support
173 Coral Way East
Indialantic FL 32937
Phone: 321-794-1955

James, Jodi (General Public) - Waive In Support
Florida Cannabis Action Network
Executive Director
1375 Cypress Ave
Melbourne FL 32935
Phone: (321) 890-7302

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COMMITTEE MEETING REPORT

Professions & Public Health Subcommittee

1/13/2022 9:00AM

Location: Webster Hall (212 Knott)

HB 7007 : OGSR/Nonviable Birth Certificates/Department of Health

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Robert Andrade	X				
Kristen Arrington	X				
David Borrero	X				
Anna Eskamani	X				
Juan Fernandez-Barquin			X		
Sam Garrison	X				
Michael Gottlieb			X		
Randall Maggard	X				
Stan McClain	X				
Michele Rayner	X				
Alex Rizo	X				
Bob Rommel	X				
Tyler Sirois	X				
Kelly Skidmore	X				
Carlos Smith	X				
John Snyder	X				
Kaylee Tuck	X				
William Robinson (Chair)	X				
	Total Yeas: 16	**Total Nays: 0**			

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