

# 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