

THE FLORIDA BOARD OF CLINICAL LABORATORY PERSONNEL

ANNUAL REGULATORY PLAN 2017-18

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2017). The Plan covers the period beginning October 1, 2017 and ending September 30, 2018.

PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2017 Legislative Session which creates or modifies the duties or authority of the Board of Clinical Laboratory Personnel. §120.74(1)(a), Fla. Stat. (2017).

Law Enacted or Modified on or after Oct. 1, 2016	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
Ch 2017-041, §3, Laws of Fla., Effective 05/31/17 (Bill No. HB229)	§456.0635, F.S. (Health care fraud; disqualification for license, certificate, or registration)	64B3-4.001 F.A.C. (Trainee Registration)	No	n/a	n/a	The statute was amended to exempt applicants who were arrested or charged with one of the specified felonies before July 1, 2009. The licensure application already requires the applicant to disclose whether he or she has been arrested or charged for the specified felonies.
		64B3-5.008, F.A.C. (Public Health Laboratory Personnel)	No	n/a	n/a	
		64B3-6.001, F.A.C. (Manner of Application)	No	n/a	n/a	

PART TWO
LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING

Part Two of this plan addresses those laws which the Board of Clinical Laboratory Personnel intends to implement through rulemaking by July 1, 2018 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, 2018. §120.74(1)(b), Fla. Stat. (2017).

Rule Number And Title	Law Expected to Be Implemented Through Rulemaking	Intent of Rulemaking
64B3-3.001, F.A.C. (General Requirements of Clinical Laboratory Personnel Training Programs)	§483.811, F.S. (Approval of laboratory personnel training programs)	Simplify, clarify, increase efficiency, by clarifying the requirements for a board approved clinical laboratory personnel training program
64B3-3.003, F.A.C. (Curriculum Requirements for Clinical Laboratory Personnel Training Programs)	§483.811, F.S. (Approval of laboratory personnel training program)	Clarify the curriculum required for a board approved clinical laboratory training program

64B3-5.002, F.A.C. (Supervisor)	§483.823, F.S. (Qualifications of clinical laboratory personnel)	Clarify and simplify qualifications for licensure; update certification examinations, if needed
64B3-5.003, F.A.C. (Technologist)	§483.823, F.S. (Qualifications of clinical laboratory personnel)	Clarify and simplify qualifications for licensure; update certification examinations, if needed
64B3-5.004, F.A.C. (Technician)	§483.823, F.S. (Qualifications of clinical laboratory personnel)	Clarify and simplify qualifications for licensure; update certification examinations, if needed
64B3-5.007, F.A.C. (Director)	§483.824, F.S. (Qualifications of clinical laboratory director)	Clarify and simplify qualifications for licensure; update certification examinations, if needed

<p>64B3-5.008, F.A.C. (Public Health Laboratory Personnel)</p>	<p>§483.812, F.S. (Public health laboratory scientists; licensure)</p>	<p>Clarify and simplify qualifications for licensure; update certification examinations, if needed</p>
<p>64B3-10.005, F.A.C. (Scope of Practice Relative to Specialty of License)</p>	<p>§483.823, F.S.; §483.824, F.S. (Qualifications of clinical laboratory personnel; Qualifications of clinical laboratory director)</p>	<p>Clarify and simplify the parameters of each licensure specialty</p>
<p>64B3-12.001, F.A.C. (Disciplinary Guidelines)</p>	<p>§456.079, F.S. (Disciplinary guidelines)</p>	<p>Increase efficiency and clarification. To make certain and clarify that each statutory violation has a corresponding disciplinary guideline.</p>
<p>64B3-12.002, F.A.C. (Citations)</p>	<p>§456.077, F.S. (Authority to issue citations)</p>	<p>Increase efficiency and clarification. To designate violations that can be addressed and resolved quickly by citation instead of going through entire disciplinary process.</p>

PART THREE
UPDATES TO PRIOR YEAR'S PLAN

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(c), Fla. Stat. (2017).

- 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 Clinical Laboratory Personnel 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 comprehensive enhanced review having been completed on the 30th day of June 2015 with continuing board review through August 2017.

/S/ Linda Valdes
Electronic Signature
Linda Valdes, MS, MT (ASCP) QLS^{CM}
Vice-Chair of the Board of Clinical Laboratory Personnel

September 15, 2017
Date Signed

/S/ Deborah Bartholow Loucks
Electronic Signature
Deborah Bartholow Loucks
Assistant Attorney General
Counsel to the Board of Clinical Laboratory Personnel

September 15, 2017
Date Signed