

# THE FLORIDA BOARD OF OSTEOPATHIC MEDICINE

## ANNUAL REGULATORY PLAN 2018-19

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2018 and ending September 30, 2019.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2018 Legislative Session which creates or modifies the duties or authority of the Board of Osteopathic Medicine. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2017	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. 2018-13, Laws of Fla., Effective July 1, 2018 (HB 21)	§456.0131	<u>64B15-13.001, F.A.C.</u> (Continuing Education for Biennial Renewal) <u>64B15-13.0025, F.A.C.</u> (Requirement for Continuing Education Course on Prescribing Controlled Substances)	Yes  Yes	5-31-18  4-23-18	6-18-18 Effective: 8-9-18 5-9-18 Effective: 7-11-18	

	§456.44	<u>64B15-14.005, F.A.C.</u> (Standards for the Prescribing of Controlled Substances for the Treatment of Acute Pain)	Yes	9-5-18	Late October, 2018	
	§456.072	<u>64B15-19.002, F.A.C.</u> (Violations and Penalties)	Yes	5-31-18	6-18-18 Effective: 8-9-18	
	§456.072	<u>64B15-19.007, F.A.C.</u> (Citations)	Yes	5-31-18	6-18-18 Effective: 8-9-18	
Ch. 2018-13, Laws of Fla., Effective March 19, 2018 (SB 510)	§456.0495	<u>64B15-19.002, F.A.C.</u> (Violations and Penalties)	Yes	5-31-18	6-18-18 Effective: 8-9-18	
Ch. 2018-13, Laws of Fla., Effective July 1, 2018 (HB 21)	§456.072	<u>64B15-6.011, F.A.C.</u> (Disciplinary Guidelines)	Yes	9-7-18		
	§456.072	<u>64B15-6.01051, F.A.C.</u> (Citation Authority)	Yes	9-7-18		

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Osteopathic Medicine intends to implement through rulemaking by July 1, 2019 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, 2019. §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>
<u>64B15-12.003</u> , F.A.C., (Gen. application)	§§456.013, and 459.0055, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B15-12.005</u> , F.A.C., (Limited license)	§§456.013, and 459.0075, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B15-12.010</u> , F.A.C., (Area Critical Need)	§§456.013, and 459.0076, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B15-12.011</u> , F.A.C. (Military ACN)	§§456.013, and 456.0761, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B15-12.009</u> , F.A.C. (Osteo. Fac. Cert.)	§§456.013, and 459.0077, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B15-22.004</u> , F.A.C., (Reg. Unlic.	§§456.013, and 459.021, F.S.	Clarify, Simplify, Increase

Phys)		Efficiency
<u>64B15-6.003</u> , F.A.C., (PA licensure)	§§456.013, and 459.022, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B15-7.003</u> , F.A.C., (AA licensure)	§§456.013, and 459.023, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B15-19.002</u> , F.A.C., (Disciplinary Guidelines)	§§456.072 and 459.015, F.S.	Clarify, Simplify, Increase Efficiency
<u>64B15-14.007</u> , F.A.C., (Standard of Care for Office Surgery)	§§459.015, and 459.026, F.S.	Clarify

**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 Osteopathic Medicine 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, 2018.

/S/ Sandra Schwemmer, D.O.

Electronic Signature

Sandra Schewemmer, D.O.

Chair of the Board of Osteopathic Medicine

August 31, 2018

Date Signed

/S/ Donna C. McNulty, Esq.

Electronic Signature

Donna C. McNulty

Senior Assistant Attorney General

Counsel to the Board of Osteopathic Medicine

August 31, 2018

Date Signed