

THE FLORIDA BOARD OF RESPIRATORY CARE

ANNUAL REGULATORY PLAN 2019-20

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes*. The Plan covers the period beginning October 1, 2019 and ending September 30, 2020.

PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2019 Legislative Session which creates or modifies the duties or authority of the Board of Respiratory Care. §120.74(1)(a), Fla. Stat.

Law Enacted or Modified on or after Oct. 1, 2018	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. 2019-137, Laws of Florida, Effective July 1, 2019 (HB 23) (Telehealth)	§§456.47; 627.42396; 641.31(45), F.S.	N/A	No	N/A	N/A	Section 456.47(7), F.S., grants the Board authority to create rules to administer this section. It does not require creation of rules to implement and leaves it at the discretion of the Board to determine what rules are needed to administer the section, if any.

HB851	456.0341, F.S., Requirements for Instruction on Human Trafficking	N/A	No	N/A	N/A	Statute is self-executing. By January 1, 2021, licensees must complete 1 hour of instruction on human trafficking. The requirement is time limited and upon completion not required as continuing education for license renewal.
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PART TWO
LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING

Part Two of this plan addresses those laws which the Board of Respiratory Care 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, 2020. §120.74(1)(b), Fla. Stat.

Rule Number And Title	Law Expected to Be Implemented Through Rulemaking	Intent of Rulemaking
64B32-2.001, F.A.C., (Licensure by Endorsement).	§§456.013; 456.072(1),(2); 456.0635; 468.358; 468.364; 468.365(1), (2), F.S.	Amendment to clarify incorporated application.
64B32-2.003, F.A.C., (Fees for Application and Initial Licensure.)	§§456.065; 468.364, F.S.	Simplify, Clarify, and Increase Efficiency.

64B32-5.001, F.A.C., (Disciplinary Guidelines).	§§456.0635; 456.072; 456.079; 468.365, F.S.	Simplify, Clarify, and Increase Efficiency.
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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. (2018)

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Respiratory Care 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, 2019.

/S/ *Ronald E Mitchell*
Electronic Signature
Ronald Eric Mitchell, C.R.T.
Chair of the Board of Respiratory Care

9/06/2019
Date Signed

/S/ John B. Fricke, Jr.
Electronic Signature
John B. Fricke, Jr.
Assistant Attorney General
Counsel to the Board of Respiratory Care

09/09/2019
Date Signed