

## CHAPTER 97-3

### House Bill No. 53

An act relating to limited licensure of physicians; amending ss. 458.317 and 459.0075, F.S.; eliminating the requirement that a physician or osteopathic physician be retired as a condition of being issued a limited license; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraphs (a) and (b) of subsection (1) of section 458.317, Florida Statutes, are amended to read:

458.317 Limited licenses.—

(1)(a) Any person desiring to obtain a limited license shall:

1. Submit to the board, with an application and fee not to exceed \$300, an affidavit stating that he has been licensed to practice medicine in any jurisdiction in the United States for at least 10 years ~~and has retired or intends to retire from the practice of medicine~~ and intends to practice only pursuant to the restrictions of a limited license granted pursuant to this section. However, if a physician is not fully retired in all jurisdictions, he can only use the limited license for non-compensated practice. If the person applying for a limited license submits a notarized statement from the employing agency or institution stating that he will not receive monetary compensation for any service involving the practice of medicine, the application fee and all licensure fees shall be waived.

2. Meet the requirements in s. 458.311(1)(b)-(f) and (5). If the applicant graduated from medical school prior to 1946, the board or its appropriate committee may accept military medical training or medical experience as a substitute for the approved 1-year residency requirement in s. 458.311(1)(f).

(b) After approval of an application under this section, no license shall be issued until the applicant provides to the board an affidavit ~~that the applicant has in fact retired from the practice of medicine in this or any other jurisdiction in which the applicant holds a license~~ and that there have been no substantial changes in status since initial application.

Nothing herein limits in any way any policy by the board, otherwise authorized by law, to grant licenses to physicians duly licensed in other states under conditions less restrictive than the requirements of this section. Notwithstanding the other provisions of this section, the board may refuse to authorize a physician otherwise qualified to practice in the employ of any agency or institution otherwise qualified if the agency or institution has caused or permitted violations of the provisions of this chapter which it knew or should have known were occurring.

Section 2. Paragraph (b) of subsection (1) of section 459.0075, Florida Statutes, is amended to read:

459.0075 Limited licenses.—

(1) Any person desiring to obtain a limited license shall:

(b) Submit an affidavit that such osteopathic physician has been licensed to practice osteopathic medicine in any jurisdiction in the United States in good standing and pursuant to law for at least 10 years and has now retired ~~and that he was in good standing at the time of his retirement.~~

Section 3. This act shall take effect October 1, 1997.

Approved by the Governor April 8, 1997.

Filed in Office Secretary of State April 8, 1997.