

NOTICE OF PROPOSED REGULATION AMENDMENT

Date: May 8, 2012

REGULATION TITLE:

University of Florida College of Medicine; Duty to Maintain Active and Unrestricted Clinical Privileges

REGULATION NO.:

5.0763

SUMMARY: The changes clarify that all employees assigned or otherwise required to practice or deliver clinical services at any health care facility are responsible for maintaining active and unrestricted clinical privileges and shall be placed on leave without pay or terminated (subject to applicable state or federal law concerning a protected health condition) if the privileges are suspended, otherwise become inactive or terminated.

AUTHORITY: BOG Regulation 1.001

COMMENTS CONCERNING THE PROPOSED REGULATION SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW. The comments must identify the regulation you are commenting on.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED REGULATION IS: Rebecca J. Holt, Senior Administrative Assistant, 123 Tigert Hall, Post Office Box 113125, University of Florida, Gainesville, Florida 32611, 352-392-1358 office, 352-392-4387 facsimile, regulations@ufl.edu.

NAME OF PERSON WHO APPROVED THE PROPOSED REGULATION: David S. Guzick, Senior Vice President for Health Affairs

THE FULL TEXT OF THE PROPOSED REGULATION IS ATTACHED TO THIS NOTICE.

REGULATIONS~~RULES~~ OF THE
UNIVERSITY OF FLORIDA

~~6C1-5.0763 University of Florida~~ College of Medicine; Duty to Maintain Active and Unrestricted Clinical Privileges.

(1) ~~Any College of Medicine employee-faculty member~~ assigned or otherwise required to practice or deliver clinical services at any health care facility is responsible for obtaining, establishing and maintaining active and unrestricted clinical privileges at that health care facility.

(2) If, at any time and for any reason, such an ~~employee-faculty member~~'s clinical privileges are suspended or otherwise become inactive at any such health care facility, ~~then-and~~ notwithstanding any other University of Florida regulation, the University shall place the ~~employee-faculty member~~ on leave without pay for a period equal to the period of suspended or inactive privileges and if that period exceeds three-months, the University may terminate the employee in accordance with Section (4) below.

(3) If, at any time and for any reason ~~such any employee-a-clinical-faculty member~~'s clinical privileges are ~~restricted-or-terminated~~ or permanently restricted at any such health care facility, ~~then-and notwithstanding any other University of Florida regulation,~~ the University shall dismiss the employee from employment ~~in accord with the provisions of Rule 6C1-7.048, F.A.C.~~

(4) To terminate an employee under this regulation, the applicable department head, dean, or vice president shall notify the employee of the intent to terminate and provide the employee 10 days, excluding Saturdays, Sundays, and university holidays, in which to respond in writing to the individual who issued the notice or to schedule a meeting to present any matter which the employee believes should be brought to the attention of the individual providing the

notice. The notice shall be hand delivered or forwarded to the employee by certified mail with a return receipt requested. The deposit of such notice in the U.S. Mail satisfies the requirement of notification.

(5) If an employee's clinical privileges are suspended, restricted or terminated based upon a physical or mental impairment, serious health condition or other health condition protected by state or federal law, the University will act in accordance with applicable law. Any period of leave or other accommodation provided as of right under applicable law shall run concurrently with the three-month period specified in section (2) of this regulation.

~~Specific Authority:~~ BOG Regulation 1.001-1001.74(4) FS.

~~Law Implemented 1001.74(19) FS~~

History--New 7-3-01, Amended 5-30-04, 7-19-05, Formerly 6C1-5.0763, Amended

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