

**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**

**HEALTH REGULATION**  
**Senator Garcia, Chair**  
**Senator Sobel, Vice Chair**

**MEETING DATE:** Tuesday, April 12, 2011  
**TIME:** 1:00 —6:00 p.m.  
**PLACE:** Pat Thomas Committee Room, 412 Knott Building

**MEMBERS:** Senator Garcia, Chair; Senator Sobel, Vice Chair; Senators Altman, Bennett, Diaz de la Portilla, Fasano, Gaetz, Gardiner, Jones, Latvala, Norman, and Ring

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	<b>SB 1770</b> Hays (Similar H 1247)	Parental Notice of Abortion; Revises notice requirements relating to the termination of pregnancy of a minor. Provides exceptions to the notice requirements. Revises procedure for judicial waiver of notice. Provides for the minor to petition for a hearing within a specified time. Provides that in a hearing relating to waiving the requirement for parental notice, the court consider certain additional factors, including whether the minor's decision to terminate her pregnancy was due to undue influence. Provides a procedure for appeal if judicial waiver of notice is not granted, etc.  HR 04/04/2011 Not Considered HR 04/12/2011 Favorable JU	Favorable Yeas 9 Nays 3
2	<b>SB 688</b> Richter (Compare H 1295, CS/H 4045, CS/S 692, CS/S 1458)	Assisted Living Facilities; Repeals a provision authorizing the Department of Elderly Affairs to collect information regarding the cost of providing certain services in facilities and to conduct field visits and audits. Repeals a provision authorizing a local subsidy.  CF 04/04/2011 Favorable HR 04/12/2011 Favorable	Favorable Yeas 11 Nays 0
3	<b>SB 690</b> Richter (Compare CS/CS/H 119, H 1295, CS/H 4045, CS/S 692, CS/S 1736)	Assisted Living Facilities; Removes an obsolete provision requiring the Department of Elderly Affairs to submit to the Legislature for review and comment a copy of proposed department rules establishing standards for resident care.  CF 04/04/2011 Favorable HR 04/12/2011 Favorable	Favorable Yeas 11 Nays 0
4	<b>SB 692</b> Richter (Compare H 1295, CS/H 4045)	Assisted Living Facilities; Removes an obsolete reporting requirement.  CF 04/04/2011 Favorable HR 04/12/2011 Favorable RC	Favorable Yeas 11 Nays 0

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5	<b>SB 1000</b> Wise (Identical H 797)	Interscholastic and Intrascholastic Sports; Removes certain provisions relating to a pilot program in which a middle school student or a high school student in a private school may participate in athletics at a public school. Provides for statewide implementation of the program. Requires that the athletic director of each public school maintain the records of students participating in the program. Limits participation in the program to students who are enrolled in non-FHSAA member private schools consisting of a maximum number of students, etc.  ED 03/17/2011 Favorable HR 04/12/2011 Favorable BC	Favorable Yeas 11 Nays 0
6	<b>CS/SB 1754</b> Banking and Insurance / Garcia (Identical CS/H 1193)	Health Insurance; Prohibits a person from being compelled to purchase health insurance except under specified conditions. Specifies that the act does not prohibit the collection of certain debts.  BI 03/22/2011 Temporarily Postponed BI 04/05/2011 Fav/CS HR 04/12/2011 Favorable RC	Favorable Yeas 8 Nays 2
7	<b>SB 1146</b> Sachs (Similar CS/H 91)	Drug-related Overdoses; Provides that a person acting in good faith who seeks medical assistance for an individual experiencing a drug-related overdose may not be charged, prosecuted, or penalized for specified offenses in certain circumstances. Provides that a person who experiences a drug-related overdose and needs medical assistance may not be charged, prosecuted, or penalized for specified offenses in certain circumstances, etc.  CJ 03/28/2011 Fav/1 Amendment HR 04/12/2011 Favorable BC	Favorable Yeas 11 Nays 0
8	<b>SB 1192</b> Rich (Compare CS/H 579)	Public Records/Regional Autism Centers; Provides an exemption from public records requirements for all records that relate to a client of a regional autism center, the client's family, or a teacher or other professional who receives the services of a center or participates in center activities. Provides for release of specified confidential and exempt information by a center under certain circumstances. Provides for review and repeal of the exemption. Provides a statement of public necessity.  CF 03/14/2011 Favorable HR 04/12/2011 Fav/1 Amendment GO	Fav/1 Amendment (112706) Yeas 10 Nays 0

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9	<b>CS/SB 1426</b> Banking and Insurance / Hays (Identical CS/H 4101)	Repeal of Health Insurance Provisions; Repeals provisions relating to a requirement that the board of directors of the Florida Health Insurance Plan annually report to the Governor and the Legislature. Deletes a requirement that the Office of Insurance Regulation of the Department of Financial Services annually report to the Governor and the Legislature concerning the Small Employers Access Program.  BI 03/16/2011 Fav/CS HR 04/04/2011 Not Considered HR 04/12/2011 Favorable BC	Favorable Yeas 11 Nays 0
10	<b>CS/SB 1554</b> Transportation / Hays (Similar H 1135)	Emergency Vehicles; Increases the fine for the failure to comply with a provision relating to yielding to emergency vehicles. Conforms provisions to changes made by the act.  TR 03/16/2011 Fav/CS HR 04/04/2011 Not Considered HR 04/12/2011 Favorable MS	Favorable Yeas 10 Nays 0
11	<b>SB 1788</b> Bogdanoff (Identical H 4113)	Bicycle Regulations; Removes a requirement to keep one hand on the handlebars while operating a bicycle. Conforms a cross-reference to changes made by the act.  TR 03/22/2011 Favorable CA 04/04/2011 Favorable HR 04/12/2011 Favorable	Favorable Yeas 8 Nays 0
TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
12	<b>Senate Confirmation Hearing:</b> A public hearing will be held for consideration of the below-named executive appointment to the office indicated.		
	<b>Secretary of Health Care Administration</b>		
	Dudek, Elizabeth (Tallahassee)	Pleasure of Governor	Recommend Confirm Yeas 10 Nays 0
	<b>State Surgeon General</b>		
	Farmer, Harry Frank, Jr. (Ormond Beach)	Pleasure of Governor	Recommend Confirm Yeas 11 Nays 0

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13	<b>CS/SB 1158</b> Children, Families, and Elder Affairs / Garcia (Similar CS/H 843)	Teaching Agency for Home and Community-based Care; Authorizes the Department of Elderly Affairs to designate a home health agency as a teaching agency for home and community-based care. Establishes criteria for qualification. Authorizes a teaching agency to be affiliated with an academic research university in the state that meets certain criteria. Authorizes a teaching agency to be affiliated with an academic health center, etc.  CF 03/28/2011 Fav/CS HR 04/12/2011 Favorable BC	Favorable Yeas 11 Nays 0
14	<b>SB 1358</b> Oelrich (Similar H 909)	Emergency Medical Services; Deletes the requirement for emergency medical technicians and paramedics to complete an educational course on the modes of transmission, infection control procedures, clinical management, and prevention of human immunodeficiency virus and acquired immune deficiency syndrome. Redefines the term "basic life support" for purposes of the Raymond H. Alexander, M.D., Emergency Medical Transportation Services Act. Revises the requirements for certification for an out-of-state trained emergency medical technician or paramedic, etc.  HR 04/04/2011 Not Considered HR 04/12/2011 Favorable BC	Favorable Yeas 11 Nays 0
15	<b>SB 472</b> Evers (Similar CS/H 467, Compare S 2144)	Prepaid Limited Health Service Organizations/Taxes; Provides that an organization providing services solely to Medicaid recipients under a contract with Medicaid is exempt from paying certain insurance premium taxes. Provides for retroactive operation. Specifies that the act is remedial in nature and not a basis for certain refunds of tax.  HR 04/12/2011 Fav/1 Amendment BC	Fav/1 Amendment (386990) Yeas 11 Nays 0
16	<b>SB 1544</b> Jones (Compare CS/H 1067)	Death and Fetal Death Registration; Provides for advanced registered nurse practitioners to provide certification of death or fetal death.  HR 04/12/2011 Temporarily Postponed RI BC	Temporarily Postponed

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17	<b>SB 1918</b> Margolis (Similar CS/H 1237)	Legal and Medical Referral Service Advertising; Requires advertising from a medical or lawyer referral service related to motor vehicle accidents to comply with certain requirements regarding content. Requires advertisements or unsolicited written communications from certain legal referral services related to motor vehicle accidents to comply with the Supreme Court of Florida's Rules Regulating The Florida Bar. Provides civil and criminal penalties for violations relating to legal and medical referral advertising and relief to persons affected, etc.  HR 04/12/2011 Favorable BC	Favorable Yeas 11 Nays 0
18	<b>SB 1892</b> Bennett (Compare CS/CS/CS/CS/H 479, CS/S 1590, CS/CS/CS/S 1972)	Health Care; Requires the Board of Medicine and the Board of Osteopathic Medicine to issue expert witness certificates to certain physicians licensed outside the state. Expands the scope of practice to authorize an advanced registered nurse practitioner to order, administer, monitor, and alter any drug or drug therapies that are necessary for the proper medical care and treatment of a patient under specified circumstances. Revises the burden of proof that a claimant must demonstrate in order to prove medical negligence by a health care provider, etc.  HR 04/12/2011 Unfavorable BC	Unfavorable Yeas 6 Nays 6
19	<b>SB 1608</b> Ring (Compare H 1271)	Dentistry; Provides that an applicant who has maintained his or her dental license in good standing in another state for a specified number of years immediately before applying to take the licensing examinations to practice dentistry in this state is entitled to take such examinations.  HR 04/04/2011 Not Considered HR 04/12/2011 BC	Amendments Adopted - Temporarily Postponed
20	<b>SB 162</b> Sobel (Identical H 1265)	Tanning Facilities; Requires that the operator or proprietor of a tanning facility witness the signing of a written statement by the parent or legal guardian of a minor before the minor is allowed to use a tanning device. Prohibits a minor younger than a certain age from using a tanning device at a tanning facility. Deletes provisions authorizing the use of a tanning device by certain minors if accompanied by a parent or legal guardian, etc.  HR 04/12/2011 Favorable BC	Favorable Yeas 11 Nays 0

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21	<b>SB 1838</b> Wise (Identical H 1137)	Assisted Living Facilities; Creates the Florida Assisted Living Quality Improvement Initiative Pilot Project. Requires the Agency for Health Care Administration to create pilot projects in area offices. Authorizes licensed assisted living facilities to enroll in the pilot project. Establishes quality improvement teams. Provides conditions for termination of a quality improvement agreement with a facility. Provides procedures for investigating and monitoring complaints. Requires the agency to develop an assessment tool to evaluate the project, etc.  HR 04/12/2011 Fav/CS CF BC	Fav/CS Yeas 11 Nays 0
22	<b>SB 1396</b> Bogdanoff (Compare CS/H 661, CS/CS/S 1972)	Nursing Home Litigation Reform; Specifies conditions under which a nursing home resident has a cause of action against a licensee or management company. Requires the trial judge to conduct an evidentiary hearing before a claimant can assert a claim against certain interested parties. Provides a timeframe for a claimant to elect survival damages or wrongful death damages. Requires evidence of the basis for punitive damages. Provides limitations for admissibility of survey and licensure reports and the presentation of testimony or other evidence of staffing deficiencies, etc.  HR 03/28/2011 Temporarily Postponed HR 04/12/2011 Fav/CS JU BC	Fav/CS Yeas 7 Nays 5
23	<b>SB 1480</b> Evers (Similar CS/H 1409)	Public Swimming Pools and Spas; Requires public swimming pools and spas to be equipped with certain safety features.  HR 04/12/2011 Fav/CS RI CM BC	Fav/CS Yeas 11 Nays 0
24	<b>SM 1762</b> Smith (Identical HM 731)	Methylenedioxypropylvalerone (MDVP); Urges the Congress of the United States to ban the sale, distribution, and possession of methylenedioxypropylvalerone (MDVP).  HR 04/12/2011 Fav/1 Amendment	Fav/1 Amendment (231150) Yeas 12 Nays 0
25	<b>SB 1778</b> Bogdanoff (Similar H 4121)	Clove Cigarettes; Repeals provisions relating to prohibitions against sale, use, possession, transfer, or other disposing of clove cigarettes or similar products.  HR 04/12/2011 Favorable	Favorable Yeas 8 Nays 0

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26	<b>SB 2168</b> Health Regulation	Ratification of Rules; Ratifies specified rules for the sole and exclusive purpose of satisfying any condition on effectiveness established by s. 120.541(3), F.S., which requires ratification of any rule that meets any of the specified thresholds that may likely have an adverse impact or excessive regulatory cost.  HR 04/12/2011 Favorable	Favorable Yeas 11 Nays 0
27	<b>SB 1748</b> Flores (Similar CS/H 1397)	Abortions; Restricts the circumstances in which an abortion may be performed in the third trimester or after viability. Requires an abortion clinic to provide conspicuous notice on any form or medium of advertisement that the abortion clinic is prohibited from performing abortions in the third trimester or after viability. Prohibits a termination of pregnancy from being performed in a location other than a validly licensed hospital, abortion clinic, or physician's office, etc.  HR 03/28/2011 Not Considered HR 04/04/2011 Not Considered HR 04/12/2011 Fav/CS CJ BC	Fav/CS Yeas 7 Nays 4

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