

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Lee offered the following:

**Amendment (with title amendment)**

Between lines 122 and 123, insert:

Section 3. Subsection (6) of section 395.1041, Florida Statutes, is amended to read:

395.1041 Access to emergency services and care.—

(6) RIGHTS OF PERSONS BEING TREATED.—

(a) A hospital providing emergency services and care to a person who is being involuntarily examined under the provisions of s. 394.463 shall adhere to the rights of patients specified in part I of chapter 394 and the involuntary examination procedures provided in s. 394.463, regardless of whether the

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14 hospital, or any part thereof, is designated as a receiving or  
15 treatment facility under part I of chapter 394 and regardless of  
16 whether the person is admitted to the hospital.

17 (b) Each hospital with an emergency department shall  
18 develop a best practices policy to promote the prevention of  
19 unintentional drug overdoses. The policy may include, but is not  
20 limited to:

21 1. A process to obtain the patient's consent to notify the  
22 patient's next of kin, and each physician or health care  
23 practitioner who prescribed a controlled substance to the  
24 patient, regarding the patient's overdose, her or his location,  
25 and the nature of the substance or controlled substance involved  
26 in the overdose.

27 2. A process for providing the patient or the patient's  
28 next of kin with information about licensed substance abuse  
29 treatment services, voluntary admission procedures under part IV  
30 of chapter 397, involuntary admission procedures under part V of  
31 chapter 397, and involuntary commitment procedures under chapter  
32 394.

33 3. Guidelines for emergency department health care  
34 practitioners authorized to prescribe controlled substances to  
35 reduce the risk of opioid use, misuse, and addiction.

36 4. The use of licensed or certified behavioral health  
37 professionals or peer specialists in the emergency department to  
38 encourage the patient to seek substance abuse treatment.

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39           5. The use of Screening, Brief Intervention, and Referral  
40 to Treatment protocols in the emergency department.

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**T I T L E   A M E N D M E N T**

Remove line 11 and insert:  
providing for use of such data; amending s. 395.1041,  
F.S.; requiring a hospital with an emergency  
department to develop a best practices policy to  
promote the prevention of unintentional drug  
overdoses; authorizing the policy to include certain  
processes, guidelines, and protocols; providing an  
effective