

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

HEALTH REGULATION
Senator Garcia, Chair
Senator Sobel, Vice Chair

MEETING DATE: Monday, April 4, 2011**TIME:** 3:15 —5:15 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	SB 1744 Storms (Compare H 1127)	Abortions; Requires that an ultrasound be performed on a woman obtaining an abortion. Provides exceptions. Requires that the ultrasound be reviewed with the patient before the woman gives informed consent for the abortion procedure. Requires that the woman certify in writing that she declined to review the ultrasound and did so of her own free will and without undue influence. Provides an exemption from the requirement to view the ultrasound for women who have a serious medical condition necessitating the abortion, etc. HR 03/28/2011 Not Considered HR 04/04/2011 Fav/CS BC	Fav/CS Yeas 7 Nays 5
2	SB 1108 Storms (Identical H 851)	Use of Cigarette Tax Proceeds; Revises the payment and distribution of funds in the Cigarette Tax Collection Trust Fund. Provides specified purposes for the use of funds that are appropriated out of the trust fund. Authorizes moneys transferred to the Board of Directors of the H. Lee Moffitt Cancer Center and Research Institute to be used to secure financing to pay costs related to constructing, furnishing, equipping, and maintaining clinical facilities for cancer research. HR 03/28/2011 Not Considered HR 04/04/2011 Favorable BC	Favorable Yeas 12 Nays 0
3	CS/SB 1366 Children, Families, and Elder Affairs / Storms (Compare CS/H 959)	Child Welfare/Mental Health/Substance Abuse; Requires the Department of Children and Family Services, the Department of Health, the Agency for Persons with Disabilities, the Agency for Health Care Administration, community-based care lead agencies, managing entities, and their contracted monitoring agents to adopt certain revised policies for the administrative monitoring of providers of child welfare services, mental health services, and substance abuse services. Conforms provisions to changes made by the act. CF 03/14/2011 Fav/CS HR 04/04/2011 Fav/CS BC	Fav/CS Yeas 12 Nays 0

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A proposed committee substitute for the following bill (SB 1458) is expected to be considered:			
4	SB 1458 Garcia (Identical H 1295, Compare CS/H 119, H 4045, H 4047, H 4049, H 4051, H 4053, H 4055, H 4199, S 688, S 690, S 692, S 694, S 696, S 698, CS/S 1736, S 1756)	Assisted Living Communities; Revises licensing requirements for registered pharmacists under contract with a nursing home and related health care facilities. Creates part I of ch. 429, F.S., the "Assisted Care Communities Licensing Procedures Act." Requires providers to have and display a license. Establishes license fees and conditions for assessment thereof. Provides procedures for change of ownership. Requires background screening of specified employees. Provides for inspections and investigations to determine compliance, etc. HR 03/28/2011 Not Considered HR 04/04/2011 Fav/CS CF BC	Fav/CS Yeas 12 Nays 0
Consideration of proposed committee bill:			
5	SPB 7232	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.	Submitted as Committee Bill
6	CS/SB 1426 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 BC	Not Considered
7	SB 1454 Garcia (Identical H 1105)	Treatment of a Surrendered Newborn Infant; Presumes that the birth mother of a surrendered newborn infant is eligible for coverage under Medicaid as is the infant. HR 03/22/2011 Temporarily Postponed HR 03/28/2011 Not Considered HR 04/04/2011 Fav/CS BC	Fav/CS Yeas 12 Nays 0

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8	SB 1268 Oelrich (Identical H 585)	Pharmacy; Revises the types of vaccines that pharmacists are authorized to administer. Authorizes pharmacy interns to administer the vaccines under certain circumstances. Authorizes pharmacists and pharmacy interns to administer an epinephrine autoinjection under certain circumstances. Revises protocol requirements for vaccine administration and the duties of supervising physicians under such protocols. Revises requirements for training programs, certifications, and patient records related to vaccine administration, etc. HR 04/04/2011 Favorable BC	Favorable Yeas 10 Nays 2
9	SB 1358 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 BC	Not Considered
10	SB 1608 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 BC	Not Considered
11	SB 1410 Negron (Compare CS/CS/H 479, CS/H 935, S 1892, CS/S 1972)	Health Care Price Transparency; Requires primary care providers to publish and post a schedule of certain charges for medical services offered to patients. Requires a primary care provider's estimates of charges for medical services to be consistent with the posted schedule. Provides additional acts that constitute grounds for denial of a license or disciplinary action against certain physicians, osteopathic physicians, or podiatric physicians, to which penalties apply. Provides construction with respect to the doctrine of incorporation by reference, etc. HR 04/04/2011 Fav/CS BC	Fav/CS Yeas 11 Nays 0

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12	CS/SB 1554 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 MS	Not Considered
13	CS/SB 730 Education Pre-K - 12 / Flores (Similar CS/H 301, Compare S 1814)	Youth and Student Athletes; Requires independent sanctioning authorities to adopt policies to inform youth athletes and their parents of the nature and risk of certain head injuries. Requires that a signed consent form be obtained before the youth participates in athletic practices or competitions. Requires that a youth athlete be immediately removed from an athletic activity following a suspected head injury. Requires written clearance from a medical professional before the youth resumes athletic activities, etc. ED 03/17/2011 Fav/CS HR 04/04/2011 Favorable RC	Favorable Yeas 10 Nays 2
14	SB 1676 Thrasher (Identical H 1393, Compare S 1924, CS/S 1972)	Sovereign Immunity; Provides that specified provisions relating to sovereign immunity for health care providers do not apply to certain affiliation agreements or contracts to provide certain comprehensive health care services. Expands the definition of the term "officer, employee, or agency" for purposes of sovereign immunity to include certain health care providers, etc. HR 04/04/2011 Favorable JU BC	Favorable Yeas 11 Nays 1
15	SB 1770 Hays (Identical 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 JU BC	Not Considered

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16	SB 1590 Hays (Compare CS/CS/H 479, S 1892, CS/S 1972)	Medical Malpractice Actions; Requires the Board of Medicine and the Board of Osteopathic Medicine to issue expert witness certificates to physicians licensed outside the state. Provides application and certification requirements. Revises the length of devoted, professional time required in order for a health care provider to qualify to give expert testimony regarding the prevailing professional standard of care. Requires that presuit notice for medical negligence claims be accompanied by an authorization for release of protected health information, etc. HR 03/30/2011 Not Considered HR 04/04/2011 Favorable BI BC	Favorable Yeas 9 Nays 3
17	SB 1748 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 CJ BC	Not Considered