

Bill No. SB 674
Amendment No. ____

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Brown-Waite moved the following amendment:		
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13	Senate Amendment (with title amendment)		
14	Delete everything after the enacting clause		
15			
16	and insert:		
17	Section 1. <u>Medical and other personal information</u>		
18	<u>about patients of a home medical equipment provider which is</u>		
19	<u>received by the licensing agency through reports or inspection</u>		
20	<u>is confidential and exempt from the provisions of s.</u>		
21	<u>119.07(1), Florida Statutes, and s. 24(a), Art. I of the State</u>		
22	<u>Constitution. This section is subject to the Open Government</u>		
23	<u>Sunset Review Act of 1995 in accordance with s. 119.15,</u>		
24	<u>Florida Statutes, and shall stand repealed on October 2, 2004,</u>		
25	<u>unless reviewed and saved from repeal through reenactment by</u>		
26	<u>the Legislature.</u>		
27	Section 2. <u>The Legislature finds that exempting</u>		
28	<u>medical and other personal information related to patients of</u>		
29	<u>home medical equipment providers from public records law</u>		
30	<u>requirements is a public necessity, in that the harm caused by</u>		
31	<u>the release of such personal and sensitive information</u>		

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1 outweighs any public benefit derived from releasing such
2 information. The patients of home medical equipment providers
3 need assurances that the medical and other information of a
4 sensitive personal nature they share with the providers will
5 be held in confidence by the licensing agency in order for the
6 patients to provide essential, accurate information about
7 themselves related to home medical equipment. The public
8 disclosure of such information would lead to a reluctance on
9 the part of patients to provide accurate information which
10 would result in an adverse impact on their health.

11 Section 3. This act shall take effect on the same date
12 that House Bill 247 or similar legislation creating part X of
13 chapter 400, Florida Statutes, requiring licensure of home
14 medical equipment providers, takes effect, if such legislation
15 is adopted in the same legislative session or an extension
16 thereof.

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19 ===== T I T L E A M E N D M E N T =====

20 And the title is amended as follows:

21 Delete everything before the enacting clause

22
23 and insert:

24 A bill to be entitled
25 An act relating to public records; providing an
26 exemption from public records requirements for
27 medical and other personal information about
28 patients of home medical equipment providers
29 which is obtained by the licensing agency;
30 providing for future review and repeal;
31 providing findings of public necessity;

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providing a contingent effective date.