

Bill No. CS for CS for SB 370

Amendment No. Barcode 413140

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11 Senator Campbell moved the following **amendment to amendment**
 12 (104940):

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14 **Senate Amendment (with title amendment)**

15 On page 30, line 29, through
 16 page 31, line 7, delete those lines

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18 and insert:

19 Section 33. Present subsections (9), (10), (26), and
 20 (30) of section 395.002, Florida Statutes, are amended,
 21 present subsections (10) through (21) and (22) through (33)
 22 are renumbered as subsections (11) through (22) and (24)
 23 through (35), respectively, and new subsections (10) and (23)
 24 are added to that section, to read:

25 395.002 Definitions.--As used in this chapter:

26 (9) "Emergency medical condition" means:

27 (a) A medical condition manifesting itself by acute
 28 symptoms of sufficient severity, which may include severe
 29 pain, psychiatric disturbances, symptoms of substance abuse,
 30 or other acute symptoms, such that the absence of immediate
 31 medical attention could reasonably be expected to result in

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1 any of the following:

2 1. Serious jeopardy to patient health, including a
3 pregnant woman or fetus.

4 2. Serious impairment to bodily functions.

5 3. Serious dysfunction of any bodily organ or part.

6 (b) With respect to a pregnant woman:

7 1. That there is inadequate time to effect safe
8 transfer to another hospital prior to delivery;
9 2. That a transfer may pose a threat to the health and
10 safety of the patient or fetus; or

11 3. That there is evidence of the onset and persistence
12 of uterine contractions or rupture of the membranes.

13 (c) With respect to a person exhibiting acute
14 psychiatric disturbance or substance abuse, or taken into
15 custody and delivered to a hospital under a court ex parte
16 order for examination or placed by an authorized party for
17 involuntary examination in accordance with chapter 394 or
18 chapter 397, that the absence of immediate medical attention
19 could reasonably be expected to result in:

20 1. Serious jeopardy to the health of a patient; or

21 2. Serious jeopardy to the health of others.

22 (10) "Emergency medical services provider" means a
23 provider licensed pursuant to chapter 401.

24 (11)(10) "Emergency services and care" means medical
25 screening, examination, and evaluation by a physician, or, to
26 the extent permitted by applicable law, by other appropriate
27 personnel under the supervision of a physician, to determine
28 if an emergency medical condition exists and, if it does, the
29 care, treatment, or surgery by a physician necessary to
30 stabilize ~~relieve or eliminate~~ the emergency medical
31 condition, within the service capability of the facility.

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1 (23) "Medically unnecessary procedure" means a
2 surgical or other invasive procedure that no reasonable
3 physician, in light of the patient's history and available
4 diagnostic information, would deem to be indicated in order to
5 treat, cure, or palliate the patient's condition or disease.

6 ~~(28)(26)~~ "Service capability" means the physical
7 space, equipment, supplies, and services that the hospital
8 provides and the level of care that the medical staff can
9 provide within the training and scope of their professional
10 licenses and hospital privileges ~~all services offered by the~~
11 ~~facility where identification of services offered is evidenced~~
12 ~~by the appearance of the service in a patient's medical record~~
13 ~~or itemized bill.~~

14 ~~(32)(30)~~ "Stabilized" means, with respect to an
15 emergency medical condition, that no material deterioration of
16 the condition is likely, within reasonable medical
17 probability, to result from the transfer or discharge of the
18 patient from a hospital.

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

22 And the title is amended as follows:

23 On page 100, lines 25 and 26, delete those lines

24

25 and insert:

26 395.002, F.S.; revising definitions relating to
27 emergency services and care provided by
28 hospitals and related facilities; amending s.
29 395.0161,

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