Bill No. CS/HB 913, 2nd Eng.

Amendment No. ___ Barcode 432032

CHAMBER ACTION Senate House 1 2 3 4 5 6 7 8 9 10 Senator Campbell moved the following amendment to amendment 11 12 (913362): 13 Senate Amendment (with title amendment) 14 15 On page 79, between lines 14 and 15, 16 17 insert: 18 Section 27. Present subsections (9), (10), (26), and 19 (30) of section 395.002, Florida Statutes, are amended, 20 present subsections (10) through (21) and (22) through (33) 21 are renumbered as subsections (11) through (22) and (24) 22 through (35), respectively, and new subsections (10) and (23) 23 are added to that section, to read: 24 395.002 Definitions.--As used in this chapter: 25 (9) "Emergency medical condition" means: (a) A medical condition manifesting itself by acute 26 27 symptoms of sufficient severity, which may include severe pain, psychiatric disturbances, symptoms of substance abuse, 28 29 or other acute symptoms, such that the absence of immediate medical attention could reasonably be expected to result in 30 any of the following: 31

- Serious jeopardy to patient health, including a pregnant woman or fetus.
 Serious impairment to bodily functions.
 Serious dysfunction of any bodily organ or part.
 (b) With respect to a pregnant woman:
 That there is inadequate time to effect safe transfer to another hospital prior to delivery;
 - 2. That a transfer may pose a threat to the health and safety of the patient or fetus; or
 - 3. That there is evidence of the onset and persistence of uterine contractions or rupture of the membranes.
 - (c) With respect to a person exhibiting acute psychiatric disturbance or substance abuse, or taken into custody and delivered to a hospital under a court ex parte order for examination or placed by an authorized party for involuntary examination in accordance with chapter 394 or chapter 397, that the absence of immediate medical attention could reasonably be expected to result in:
 - 1. Serious jeopardy to the health of a patient; or
 - 2. Serious jeopardy to the health of others.
 - (10) "Emergency medical services provider" means a provider licensed pursuant to chapter 401.
 - (11)(10) "Emergency services and care" means medical screening, examination, and evaluation by a physician, or, to the extent permitted by applicable law, by other appropriate personnel under the supervision of a physician, to determine if an emergency medical condition exists and, if it does, the care, treatment, or surgery by a physician necessary to stabilize relieve or eliminate the emergency medical condition, within the service capability of the facility.
 - (23) "Medically unnecessary procedure" means a

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| 1 | surgical or other invasive procedure that no reasonable |
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| 2 | physician, in light of the patient's history and available |
| 3 | diagnostic information, would deem to be indicated in order to |
| 4 | treat, cure, or palliate the patient's condition or disease. |
| 5 | (28) (26) "Service capability" means the physical |
| 6 | space, equipment, supplies, and services that the hospital |
| 7 | provides and the level of care that the medical staff can |
| 8 | provide within the training and scope of their professional |
| 9 | licenses and hospital privileges all services offered by the |
| 10 | facility where identification of services offered is evidenced |
| 11 | by the appearance of the service in a patient's medical record |
| 12 | or itemized bill. |
| 13 | (32)(30) "Stabilized" means, with respect to an |
| 14 | emergency medical condition, that no material deterioration of |
| 15 | the condition is likely, within reasonable medical |
| 16 | probability, to result from the transfer or discharge of the |
| 17 | patient from a hospital. |
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| 19 | |
| 20 | ========= T I T L E A M E N D M E N T ========== |
| 21 | And the title is amended as follows: |
| 22 | On page 85, line 26, after the semicolon |
| 23 | |
| 24 | insert: |
| 25 | amending s. 395.002, F.S.; revising definitions |
| 26 | relating to emergency services and care |
| 27 | provided by hospitals and related facilities; |
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