

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Ryan offered the following:

Substitute Amendment for Amendment (617587)

Between line(s) 630 and 631, insert:

(3) No later than 20 days after a physician has, within a 48-month period, made three reports as required by subsection (1), and those reports involve adverse incidents, the Department of Health shall suspend the physician's license and initiate an emergency investigation and the Board of Medicine shall conduct an emergency probable cause hearing to determine whether the physician should be disciplined for a violation of s. 458.331(1)(t) or any other relevant provision of law. For the purposes of this subsection, an "adverse incident" means an event that results in:

- (a) The death of a patient;
- (b) Brain or spinal damage to a patient;

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27 (c) The performance of a surgical procedure on the wrong
28 patient;

29 (d) The performance of a wrong-site surgical procedure;

30 (e) The performance of a surgical procedure that is
31 medically unnecessary or otherwise unrelated to the patient's
32 diagnosis or medical condition;

33 (f) The surgical repair of damage to a patient resulting
34 from a planned surgical procedure, which damage is not a
35 recognized specific risk as disclosed to the patient and
36 documented through the informed-consent process; or

37 (g) The performance of a procedure to remove unplanned
38 foreign objects remaining from a surgical procedure.