

1 A bill to be entitled
 2 An act relating to infant eye care; amending s. 383.04,
 3 F.S.; requiring certain eye examinations for all infants
 4 born in hospitals in the state; exempting this requirement
 5 from s. 383.07, F.S.; reenacting s. 383.07, F.S., relating
 6 to a penalty; revising applicability; amending ss.
 7 627.6416 and 641.31, F.S.; providing that coverage for
 8 children under health insurance policies and health
 9 maintenance organization contracts must include certain
 10 eye examinations for infants and children; providing an
 11 effective date.

12
 13 Be It Enacted by the Legislature of the State of Florida:

14
 15 Section 1. Section 383.04, Florida Statutes, is amended to
 16 read:

17 383.04 Prophylactic required for eyes of infants.--Every
 18 physician, midwife, or other person in attendance at the birth
 19 of a child in the state is required to instill or have instilled
 20 into the eyes of the baby within 1 hour after birth an effective
 21 prophylactic recommended by the Committee on Infectious Diseases
 22 of the American Academy of Pediatrics for the prevention of
 23 neonatal ophthalmia. In addition, every baby born in a hospital
 24 in the state shall, before being discharged from the hospital,
 25 receive an eye examination using an ophthalmoscope and dilation
 26 of the pupils for detection of pediatric congenital, ocular, and
 27 developmental abnormalities; however, this requirement is not
 28 subject to s. 383.07. This section does not apply to cases where

29 the parents file with the physician, midwife, or other person in
 30 attendance at the birth of a child written objections ~~on account~~
 31 ~~of religious beliefs contrary to the use of drugs~~. In such case
 32 the physician, midwife, or other person in attendance shall
 33 maintain a record that such measures were or were not employed
 34 and attach thereto any written objection.

35 Section 2. For the purpose of incorporating the amendment
 36 to section 383.04, Florida Statutes, in a reference thereto,
 37 section 383.07, Florida Statutes, is reenacted to read:

38 383.07 Penalty for violation.--Any person who fails to
 39 comply with the provisions of ss. 383.04-383.06 shall be guilty
 40 of a misdemeanor of the second degree, punishable as provided in
 41 s. 775.083.

42 Section 3. Paragraph (a) of subsection (2) of section
 43 627.6416, Florida Statutes, is amended to read:

44 627.6416 Coverage for child health supervision services.--

45 (2) As used in this section, the term "child health
 46 supervision services" means physician-delivered or physician-
 47 supervised services that include, at a minimum, services
 48 delivered at the intervals and scope stated in this section.

49 (a) Child health supervision services must include
 50 periodic visits which shall include a history, a physical
 51 examination, a developmental assessment and anticipatory
 52 guidance, ~~and~~ appropriate immunizations and laboratory tests,
 53 and eye examinations at birth, at 6 to 8 weeks of age, and at 6
 54 to 9 months of age, using an ophthalmoscope and dilation of the
 55 pupils for detection of pediatric congenital, ocular, and
 56 developmental abnormalities. Such services and periodic visits

57 shall be provided in accordance with prevailing medical
 58 standards consistent with the Recommendations for Preventive
 59 Pediatric Health Care of the American Academy of Pediatrics.

60 Section 4. Paragraph (b) of subsection (30) of section
 61 641.31, Florida Statutes, is amended to read:

62 641.31 Health maintenance contracts.--

63 (30)

64 (b) As used in this subsection, the term "child health
 65 supervision services" means physician-delivered or physician-
 66 supervised services that include, at a minimum, services
 67 delivered at the intervals and scope stated in this subsection.

68 1. Child health supervision services must include periodic
 69 visits which shall include a history, a physical examination, a
 70 developmental assessment and anticipatory guidance, ~~and~~
 71 appropriate immunizations and laboratory tests, and eye
 72 examinations at birth, at 6 to 8 weeks of age, and at 6 to 9
 73 months of age, using an ophthalmoscope and dilation of the
 74 pupils for detection of pediatric congenital, ocular, and
 75 developmental abnormalities. Such services and periodic visits
 76 shall be provided in accordance with prevailing medical
 77 standards consistent with the Recommendations for Preventive
 78 Pediatric Health Care of the American Academy of Pediatrics.

79 2. Minimum benefits may be limited to one visit payable to
 80 one provider for all of the services provided at each visit
 81 cited in this subsection.

82 Section 5. This act shall take effect July 1, 2005.