

Amendment No. 1a

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>      </u>	(Y/N)
ADOPTED AS AMENDED	<u>      </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>      </u>	(Y/N)
FAILED TO ADOPT	<u>      </u>	(Y/N)
WITHDRAWN	<u>      </u>	(Y/N)
OTHER	<u>      </u>	

1 Committee/Subcommittee hearing bill: Health & Human Services  
 2 Committee  
 3 Representative Hudson offered the following:

4  
 5 **Amendment to Amendment (194335) by Representative Hudson**  
 6 **(with title amendment)**

7 Remove lines 561-608 of the amendment and insert:

8 (2) Any practitioner licensed in this state to practice  
 9 medicine, osteopathic medicine, chiropractic medicine,  
 10 naturopathy, or veterinary medicine; any hospital licensed under  
 11 part I of chapter 395; or any laboratory licensed under chapter  
 12 483 that diagnoses or suspects the existence of a disease of  
 13 public health significance shall immediately report the fact to  
 14 the Department of Health.

15 (3)~~(2)~~ Periodically the department shall issue a list of  
 16 infectious or noninfectious diseases determined by it to be a  
 17 threat to public health and therefore of significance to public  
 18 health and shall furnish a copy of the list to the practitioners  
 19 listed in subsection (2) ~~(1)~~. The list shall be based on the

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20 diseases recommended to be nationally notifiable by the Council  
21 of State and Territorial Epidemiologists and the Centers for  
22 Disease Control and Prevention. The department may expand upon  
23 the list if a disease emerges for which regular, frequent and  
24 timely information regarding individual cases is considered  
25 necessary for the prevention and control of a disease specific  
26 to Florida.

27 ~~(4)(3)~~ Reports required by this section must be in  
28 accordance with methods specified by rule of the department.

29 ~~(5)(4)~~ Information submitted in reports required by this  
30 section is confidential, exempt from the provisions of s.  
31 119.07(1), and is to be made public only when necessary to  
32 public health. A report so submitted is not a violation of the  
33 confidential relationship between practitioner and patient.

34 ~~(6)(5)~~ The department may obtain and inspect copies of  
35 medical records, records of laboratory tests, and other medical-  
36 related information for reported cases of diseases of public  
37 health significance described in subsection (2). The department  
38 shall examine the records of a person who has a disease of  
39 public health significance only for purposes of preventing and  
40 eliminating outbreaks of disease and making epidemiological  
41 investigations of reported cases of diseases of public health  
42 significance, notwithstanding any other law to the contrary.  
43 Health care practitioners, licensed health care facilities, and  
44 laboratories shall allow the department to inspect and obtain  
45 copies of such medical records and medical-related information,  
46 notwithstanding any other law to the contrary. Release of  
47 medical records and medical-related information to the

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48 department by a health care practitioner, licensed health care  
49 facility, or laboratory, or by an authorized employee or agent  
50 thereof, does not constitute a violation of the confidentiality  
51 of patient records. A health care practitioner, health care  
52 facility, or laboratory, or any employee or agent thereof, may  
53 not be held liable in any manner for damages and is not subject  
54 to criminal penalties for providing patient records to the  
55 department as authorized by this section.

56 ~~(7)(6)~~ The department may adopt rules related to reporting  
57 diseases of significance to public health, which must specify  
58 the information to be included in the report, who is required to  
59 report, the method and time period for reporting, requirements  
60 for enforcement, and required followup activities by the  
61 department which are necessary to protect public health.

62 (8) This section does not affect s. 384.25.

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64  
65  
66 -----  
67 **T I T L E A M E N D M E N T**

68 Remove lines 3806-3811 of the amendment and insert:  
69 programs; amending s. 381.0031, F.S.; permitting the department  
70 to conduct studies concerning epidemiology of diseases of public  
71 health significance; specifying that the list of diseases of  
72 public health significance is based on the recommendations to be  
73 nationally notifiable by the Council of State and Territorial  
74 Epidemiologists and the Centers for Disease Control and  
75 Prevention; provides the department authority to expand the

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Published On: 2/27/2012 4:19:11 PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 1263 (2012)

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76 list, if a disease emerges for which regular, frequent and  
77 timely information regarding individual cases is considered  
78 necessary for the prevention and control of a disease specific  
79 to Florida; amending s. 381.00315, F.S.; requiring the  
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