

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

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 WITHDRAWN (Y/N)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

1 Committee/Subcommittee hearing bill: Health Quality
 2 Subcommittee
 3 Representative Jones, M. offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Section 381.0044, Florida Statutes, is created
 to read:

381.0044 Hepatitis C testing.—

(1) As used in this section, the term:

(a) "Health care practitioner" means a person licensed
 under chapter 458 or chapter 459, or an advanced registered
 nurse practitioner certified under part I of chapter 464.

(b) "Hepatitis C diagnostic test" means a laboratory test
 that detects the presence of the Hepatitis C virus in the blood
 and provides confirmation of a Hepatitis C virus infection.

(c) "Hepatitis C screening test" means any Food and Drug

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18 Administration (FDA) approved laboratory screening test, FDA
19 approved rapid point-of-care test, or other FDA approved tests
20 that detect the presence of Hepatitis C antibodies in the blood.

21 (2) A person born between January 1, 1945, and December
22 31, 1965, who receives health care services as an inpatient in a
23 general hospital as defined in s. 395.002, receives primary care
24 services in a hospital inpatient or outpatient setting, or
25 receives primary care services from a health care practitioner
26 shall be offered a Hepatitis C screening test unless the health
27 care practitioner providing those services reasonably believes
28 that the person:

29 (a) Is being treated for a life-threatening emergency;

30 (b) Has previously been offered or has been the subject of
31 a Hepatitis C screening test; however, if the person's medical
32 condition indicates the need for testing, a test shall be
33 offered; or

34 (c) Lacks the capacity to consent to a Hepatitis C
35 screening test.

36 (3) If a patient accepts the offer of a Hepatitis C
37 screening test and receives a positive test result, the health
38 care practitioner shall forward the results to the patient's
39 primary care health care practitioner who can provide the
40 appropriate counseling and followup health care. The followup
41 health care shall include a Hepatitis C diagnostic test.

42 (4) The Department of Health shall adopt rules to
43 implement culturally and linguistically appropriate procedures

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44 for offering Hepatitis C screening in accordance with this
45 section and must make available to health care practitioners a
46 standard Hepatitis C information sheet to use when discussing
47 and offering the screening test to patients.

48 (5) This section does not affect the scope of practice of
49 a health care practitioner or diminish the authority or legal or
50 professional obligation of any health care practitioner to offer
51 a Hepatitis C screening test or Hepatitis C diagnostic test or
52 to provide services or followup health care for the subject of a
53 Hepatitis C screening test or Hepatitis C diagnostic test.

54 (6) On or before January 1, 2016, the State Surgeon
55 General shall submit a status report on the Hepatitis C testing
56 program established in this section. The State Surgeon General
57 shall submit the report to the Governor, the President of the
58 Senate, the Speaker of the House of Representatives, and the
59 chairs of the appropriate substantive committees of the
60 Legislature.

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

Remove line 7 and insert:

Health to adopt rules and make standard Hepatitis C information sheets available to health care practitioners; providing for applicability