

1                                    A bill to be entitled  
 2                    An act relating to unidentified persons in hospitals;  
 3                    creating s. 395.1013, F.S.; requiring hospitals to  
 4                    maintain a directory of unidentified persons  
 5                    containing specified information; requiring hospitals  
 6                    to make the directory available to the public upon  
 7                    request; requiring hospitals, before including an  
 8                    unidentified person in the directory, to inform the  
 9                    unidentified person of the directory and provide him  
 10                    or her with an opportunity to restrict or prohibit  
 11                    inclusion in the directory or disclosure of his or her  
 12                    personal identifying information; providing an  
 13                    exception for a specified timeframe; providing an  
 14                    effective date.

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 16                    Be It Enacted by the Legislature of the State of Florida:

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 18                    Section 1.    Section 395.1013, Florida Statutes, is created  
 19                    to read:

20                    395.1013 Unidentified persons.-  
 21                    (1) Each hospital shall maintain a directory of all  
 22                    unidentified persons being treated at the hospital which must be  
 23                    made available to the public upon request. The directory must  
 24                    include all of the following details for each unidentified  
 25                    person:

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

26        (a) The type of injury suffered by the unidentified  
27 person.

28        (b) A description of the unidentified person's condition,  
29 using general terms that do not disclose specific medical  
30 information about the person.

31        (c) A description of distinguishing characteristics of the  
32 unidentified person, including height, weight, gender, race,  
33 hair and eye color, and any facial hair, scars, and tattoos.

34        (2) Before entering any information into the directory, a  
35 hospital shall first inform the unidentified person that his or  
36 her personal identifying information will be included in the  
37 directory and may be disclosed to the public upon request. The  
38 hospital shall provide the unidentified person with the  
39 opportunity to restrict or prohibit the inclusion in the  
40 directory of any of the information specified in subsection (1)  
41 or the disclosure of such information. If an unidentified person  
42 cannot reasonably be informed of inclusion in the directory due  
43 to the person's incapacitation or emergency treatment protocols,  
44 the hospital must include the unidentified person in the  
45 directory until the unidentified person is no longer  
46 incapacitated or the emergency has subsided, at which point the  
47 hospital must inform the unidentified person of his or her  
48 inclusion in the directory and the option to restrict or  
49 prohibit continued inclusion or the disclosure of his or her  
50 personal identifying information.

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51 |       Section 2.   This act shall take effect July 1, 2023.       |