

Amendment No.2

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WITHDRAWN	___	(Y/N)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 & Human Services
2 Committee

3 Representative Booth offered the following:

4
5 **Amendment (with title amendment)**

6 Remove lines 464-513 and insert:

7 **Section 11. Subsection (1) of section 429.294, Florida**
8 **Statutes, is amended to read:**

9 429.294 Availability of facility records for investigation
10 of resident's rights violations and defenses; penalty.—

11 (1) Failure to provide complete copies of a resident's
12 records, including, but not limited to, all medical records and
13 the resident's chart, within the control or possession of the
14 facility in accordance with s. 408.833 ~~s. 400.145~~, shall
15 constitute evidence of failure of that party to comply with good
16 faith discovery requirements and shall waive the good faith

Amendment No.2

17 certificate and presuit notice requirements under this part by
18 the requesting party.

19 **Section 12. Subsection (4) of section 440.185, Florida**
20 **Statutes, is amended to read:**

21 440.185 Notice of injury or death; reports; penalties for
22 violations.—

23 (4) Additional reports with respect to such injury and of
24 the condition of such employee, including copies of medical
25 reports, funeral expenses, and wage statements, shall be filed
26 by the employer or carrier to the department at such times and
27 in such manner as the department may prescribe by rule. In
28 carrying out its responsibilities under this chapter, the
29 department or agency may by rule provide for the obtaining of
30 any medical records relating to medical treatment provided
31 pursuant to this chapter, notwithstanding the provisions of ss.
32 90.503 and 395.3025(2) ~~395.3025(4)~~.

33 **Section 13. Subsection (3) of section 456.47, Florida**
34 **Statutes, is amended to read:**

35 456.47 Use of telehealth to provide services.—

36 (3) RECORDS.—A telehealth provider shall document in the
37 patient's medical record the health care services rendered using
38 telehealth according to the same standard as used for in-person
39 services. Medical records, including video, audio, electronic,
40 or other records generated as a result of providing such

Amendment No.2

41 services, are confidential pursuant to ss. 395.3025(2) and
42 456.057 ~~ss. 395.3025(4) and 456.057.~~

43 **Section 14.** This act shall take effect January 1, 2026.

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

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Remove line 42 and insert:

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amending ss. 316.1932, 316.1933, 395.4025,