



854910

LEGISLATIVE ACTION

Senate

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House

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Floor: 1/AD/2R

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04/24/2009 04:43 PM

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Senator Ring moved the following:

Senate Amendment (with title amendment)

Delete lines 100 - 125

and insert:

~~(h) The State Long Term Care Ombudsman Council and the local long term care ombudsman councils, with respect to the records of a patient who has been admitted from a nursing home or long term care facility, when the councils are conducting an investigation involving the patient as authorized under part II of chapter 400, upon presentation of identification as a council member by the person making the request. Disclosure under this paragraph shall only be made after a competent patient or the~~



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13 ~~patient's representative has been advised that disclosure may be~~
14 ~~made and the patient has not objected.~~

15 (h)~~(i)~~ A local trauma agency or a regional trauma agency
16 that performs quality assurance activities, ~~or~~ a panel or
17 committee assembled to assist a local trauma agency, or a
18 regional trauma agency ~~in~~ performing quality assurance
19 activities. Patient records obtained under this paragraph are
20 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
21 of the State Constitution.

22 (i)~~(j)~~ Organ procurement organizations, tissue banks, and
23 eye banks required to conduct death records reviews pursuant to
24 s. 395.2050.

25 (j)~~(k)~~ The Medicaid Fraud Control Unit in the Department of
26 Legal Affairs pursuant to s. 409.920.

27 (k)~~(l)~~ The Department of Financial Services, or an agent,
28 employee, or independent contractor of the department who is
29 auditing for unclaimed property pursuant to chapter 717.

30 (l)~~(m)~~ A regional poison control center for purposes of
31

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

33 And the title is amended as follows:

34 Delete line 6

35 and insert:

36 practitioners, and providers and attending physicians;
37 deleting the exemption that allows long-term ombudsman
38 councils to have access to certain nursing home
39 patient records;