

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WITHDRAWN	___	(Y/N)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	_____	

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1 Committee/Subcommittee hearing bill: Health & Human Services  
2 Committee

3 Representative Pigman offered the following:

4

5 **Amendment**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 381.003, Florida Statutes, is amended  
8 to read:

9 381.003 Communicable disease and AIDS prevention and  
10 control.—

11 (1) The department shall conduct a communicable disease  
12 prevention and control program as part of fulfilling its public  
13 health mission. A communicable disease is any disease caused by  
14 transmission of a specific infectious agent, or its toxic  
15 products, from an infected person, an infected animal, or the  
16 environment to a susceptible host, either directly or

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17 indirectly. The communicable disease program must include, but  
18 need not be limited to:

19 (a) Programs for the prevention and control of  
20 tuberculosis in accordance with chapter 392.

21 (b) Programs for the prevention and control of human  
22 immunodeficiency virus infection and acquired immune deficiency  
23 syndrome in accordance with chapter 384 and this chapter.

24 (c) Programs for the prevention and control of sexually  
25 transmissible diseases in accordance with chapter 384.

26 (d) Programs for the prevention, control, and reporting of  
27 communicable diseases of public health significance as provided  
28 for in this chapter.

29 (e) Programs for the prevention and control of vaccine-  
30 preventable diseases, including programs to immunize school  
31 children as required by s. 1003.22(3)-(11) and the development  
32 of an automated, electronic, and centralized database and ~~or~~  
33 registry of immunizations. The department shall ensure that all  
34 children in this state are immunized against vaccine-preventable  
35 diseases. The immunization registry shall allow the department  
36 to enhance current immunization activities for the purpose of  
37 improving the immunization of all children in this state.

38 1. Except as provided in subparagraph 2., The department  
39 shall include all children born in this state in the  
40 immunization registry by using the birth records from the Office

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41 of Vital Statistics. The department shall add other children to  
42 the registry as immunization services are provided.

43 2. The parent or guardian of a child may refuse to have  
44 the child included in the immunization registry by signing a  
45 form obtained from the department, or from the health care  
46 practitioner or entity that provides the immunization, which  
47 indicates that the parent or guardian does not wish to have the  
48 child included in the immunization registry. The decision to not  
49 participate in the immunization registry must be noted in the  
50 registry.

51 3. A college or university student, aged 19 to 23, who  
52 obtains a vaccination from a Florida college or university  
53 student health center, may refuse to be included in the  
54 immunization registry by signing a form obtained from the  
55 department, or from a Florida college or university student  
56 health care facility, which indicates that the student does not  
57 wish to be included in the immunization registry. The decision  
58 to not participate in the immunization registry must be noted in  
59 the registry.

60 4. The immunization registry shall allow for immunization  
61 records to be electronically available to ~~transferred to~~  
62 entities that are required by law to have such records,  
63 including, but not limited to, schools and ~~7~~ licensed child care  
64 facilities, ~~and any other entity that is required by law to~~  
65 ~~obtain proof of a child's immunizations.~~

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66           54. A ~~Any~~ health care practitioner licensed under chapter  
67 458, chapter 459, or chapter 464 in this state who administers  
68 vaccinations or causes vaccinations to be administered to  
69 children from birth to 18 years of age is required to report  
70 vaccination data to the immunization registry, unless a parent  
71 or guardian of a child has refused to have the child included in  
72 the immunization registry by meeting the requirements of  
73 paragraph (1)(e)2. A health care practitioner licensed under  
74 chapter 458, chapter 459, or chapter 464 in this state who  
75 administers vaccinations or causes vaccinations to be  
76 administered to college or university students from 19 years of  
77 age to 23 years of age at a Florida college or university  
78 student health care facility is required to report vaccination  
79 data to the immunization registry, unless the student has  
80 refused to be included in the immunization registry by meeting  
81 the requirements of paragraph (1)(e)3. Vaccination data for  
82 other age ranges may be submitted to the immunization registry  
83 on a voluntary basis. Automated data upload from existing  
84 automated systems is an acceptable method for updating  
85 immunization information in the immunization registry. ~~complies~~  
86 ~~with rules adopted by the department to access the immunization~~  
87 ~~registry may, through the immunization registry, directly access~~  
88 ~~immunization records and update a child's immunization history~~  
89 ~~or exchange immunization information with another authorized~~  
90 ~~practitioner, entity, or agency involved in a child's care. The~~

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91 information ~~included~~ in the immunization registry must include  
92 the child's name, date of birth, address, and any other unique  
93 identifier necessary to correctly identify the child; the  
94 immunization record, including the date, type of administered  
95 vaccine, and vaccine lot number; and the presence or absence of  
96 any adverse reaction or contraindication related to the  
97 immunization. Information received by the department for the  
98 immunization registry retains its status as confidential medical  
99 information and the department must maintain the confidentiality  
100 of that information as otherwise required by law. A health care  
101 practitioner or other agency that obtains information from the  
102 immunization registry must maintain the confidentiality of any  
103 medical records in accordance with s. 456.057 or as otherwise  
104 required by law.

105 (2) The department may adopt rules pursuant to ss.  
106 120.536(1) and 120.54 to implement this section., ~~repeal, and~~  
107 ~~amend rules related to the prevention and control of~~  
108 ~~communicable diseases and the administration of the immunization~~  
109 ~~registry. Such rules may include procedures for investigating~~  
110 ~~disease, timeframes for reporting disease, definitions,~~  
111 ~~procedures for managing specific diseases, requirements for~~  
112 ~~followup reports of known or suspected exposure to disease, and~~  
113 ~~procedures for providing access to confidential information~~  
114 ~~necessary for disease investigations. For purposes of the~~  
115 ~~immunization registry, the rules may include procedures for a~~

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116 ~~health care practitioner to obtain authorization to use the~~  
117 ~~immunization registry, methods for a parent or guardian to elect~~  
118 ~~not to participate in the immunization registry, and procedures~~  
119 ~~for a health care practitioner licensed under chapter 458,~~  
120 ~~chapter 459, or chapter 464 to access and share electronic~~  
121 ~~immunization records with other entities allowed by law to have~~  
122 ~~access to the records.~~

123 Section 2. Subsection (4) of section 1003.22, Florida  
124 Statutes, is amended to read:

125 1003.22 School-entry health examinations; immunization  
126 against communicable diseases; exemptions; duties of Department  
127 of Health.—

128 (4) Each district school board and the governing authority  
129 of each private school shall establish and enforce a ~~as~~ policy  
130 that:  
7

131 (a) Prior to admittance to or attendance in a public or  
132 private school, grades kindergarten through 12, or any other  
133 initial entrance into a Florida public or private school, each  
134 child ~~present or~~ have on file with the state registry of  
135 immunizations ~~school~~ a certification of immunization for the  
136 prevention of those communicable diseases for which immunization  
137 is required by the Department of Health. ~~and further shall~~  
138 ~~provide for appropriate screening of its students for scoliosis~~  
139 ~~at the proper age.~~ Any child who is excluded from participation  
140 in the state registry of immunizations pursuant to s.

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141 381.003(1)(e)2., must present or have on file with the school  
142 such certification of immunization. ~~Such~~ Certification of  
143 immunization shall be made on forms approved and provided by the  
144 Department of Health or be on file with the state registry of  
145 immunizations and shall become a part of each student's  
146 permanent record, to be transferred when the student transfers,  
147 is promoted, or changes schools. The transfer of such  
148 immunization certification by Florida public schools shall be  
149 accomplished using the Florida Automated System for Transferring  
150 Education Records and shall be deemed to meet the requirements  
151 of this section.

152 (b) Provides for appropriate screening of its students for  
153 scoliosis at the proper age.

154 Section 3. This act shall take effect January 1, 2020.