

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Health Quality
2 Subcommittee

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 ~~2.3.~~ The immunization registry shall allow for
52 immunization records to be electronically available to
53 ~~transferred to~~ entities that are required by law to have such
54 records, including, but not limited to, schools and licensed
55 child care facilities, ~~and any other entity that is required by~~
56 ~~law to obtain proof of a child's immunizations.~~

57 ~~3.4.~~ A Any health care practitioner licensed under chapter
58 458, chapter 459, or chapter 464 in this state who administers
59 vaccinations or causes vaccinations to be administered to
60 children from birth to 18 years of age is required to report
61 vaccination data to the immunization registry. A health care
62 practitioner licensed under chapter 458, chapter 459, or chapter
63 464 in this state who administers vaccinations or causes
64 vaccinations to be administered to college or university
65 students from 19 years of age to 23 years of age at a Florida

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66 college or university student health care facility is required
67 to report vaccination data to the immunization registry.
68 Vaccination data for other age ranges may be submitted to the
69 immunization registry on an optional basis. Automated data
70 upload from existing automated systems is an acceptable method
71 for updating immunization information in the immunization
72 registry. ~~complies with rules adopted by the department to~~
73 ~~access the immunization registry may, through the immunization~~
74 ~~registry, directly access immunization records and update a~~
75 ~~child's immunization history or exchange immunization~~
76 ~~information with another authorized practitioner, entity, or~~
77 ~~agency involved in a child's care.~~ The information included in
78 the immunization registry must include the child's name, date of
79 birth, address, and any other unique identifier necessary to
80 correctly identify the child; the immunization record, including
81 the date, type of administered vaccine, and vaccine lot number;
82 and the presence or absence of any adverse reaction or
83 contraindication related to the immunization. Information
84 received by the department for the immunization registry retains
85 its status as confidential medical information and the
86 department must maintain the confidentiality of that information
87 as otherwise required by law. A health care practitioner or
88 other agency that obtains information from the immunization
89 registry must maintain the confidentiality of any medical

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90 records in accordance with s. 456.057 or as otherwise required
91 by law.

92 (2) The department may adopt rules pursuant to ss.
93 120.536(1) and 120.54 to implement this section., ~~repeal, and~~
94 ~~amend rules related to the prevention and control of~~
95 ~~communicable diseases and the administration of the immunization~~
96 ~~registry. Such rules may include procedures for investigating~~
97 ~~disease, timeframes for reporting disease, definitions,~~
98 ~~procedures for managing specific diseases, requirements for~~
99 ~~followup reports of known or suspected exposure to disease, and~~
100 ~~procedures for providing access to confidential information~~
101 ~~necessary for disease investigations. For purposes of the~~
102 ~~immunization registry, the rules may include procedures for a~~
103 ~~health care practitioner to obtain authorization to use the~~
104 ~~immunization registry, methods for a parent or guardian to elect~~
105 ~~not to participate in the immunization registry, and procedures~~
106 ~~for a health care practitioner licensed under chapter 458,~~
107 ~~chapter 459, or chapter 464 to access and share electronic~~
108 ~~immunization records with other entities allowed by law to have~~
109 ~~access to the records.~~

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

112 1003.22 School-entry health examinations; immunization
113 against communicable diseases; exemptions; duties of Department
114 of Health.—

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115 (4) Each district school board and the governing authority
116 of each private school shall establish and enforce as policy
117 that, prior to admittance to or attendance in a public or
118 private school, grades kindergarten through 12, or any other
119 initial entrance into a Florida public or private school, each
120 child ~~present or~~ have on file with the state registry of
121 immunizations ~~school~~ a certification of immunization for the
122 prevention of those communicable diseases for which immunization
123 is required by the Department of Health and further shall
124 provide for appropriate screening of its students for scoliosis
125 at the proper age. Such certification shall ~~be made on forms~~
126 ~~approved and provided by the Department of Health and shall~~
127 become a part of each student's permanent record, to be
128 transferred when the student transfers, is promoted, or changes
129 schools. The transfer of such immunization certification by
130 Florida public schools shall be accomplished using the Florida
131 Automated System for Transferring Education Records and shall be
132 deemed to meet the requirements of this section.

133 Section 3. Except as otherwise expressly provided in this
134 act, this act shall take effect January 1, 2020.

135