



856288

LEGISLATIVE ACTION

Senate

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House

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The Committee on Health Policy (Stewart) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 66 - 94

and insert:

24(a), Art. I of the State Constitution for 10 days after the medical examiner has completed the report, except that a surviving spouse may view and copy the records. If there is no surviving spouse, the surviving parents or legal guardians shall have access to such records. If there is no surviving spouse, parent, or legal guardian, an adult child shall have access to



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11 such records.

12 (b) The exemption in paragraph (a) is subject to the Open  
13 Government Sunset Review Act in accordance with s. 119.15 and  
14 shall stand repealed on October 2, 2023, unless reviewed and  
15 saved from repeal through reenactment by the Legislature.

16 (7) (a) ~~(6) (a)~~ Any custodian of an autopsy report or a  
17 related written record that personally identifies the deceased,  
18 or a photograph or video or audio recording of an autopsy, who  
19 willfully and knowingly violates this section commits a felony  
20 of the third degree, punishable as provided in s. 775.082, s.  
21 775.083, or s. 775.084.

22 (b) Any person who willfully and knowingly violates a court  
23 order issued pursuant to this section commits a felony of the  
24 third degree, punishable as provided in s. 775.082, s. 775.083,  
25 or s. 775.084.

26 (9) ~~(8)~~ This exemption applies to records held before, on,  
27 or after the effective date of this act shall be given  
28 retroactive application.

29 Section 2. The Legislature finds that it is a public  
30 necessity that autopsy reports and related written records that  
31 personally identify the deceased be made confidential and exempt  
32 from the requirements of s. 119.07(1), Florida Statutes, and s.  
33 24(a), Article I of the State Constitution for 10 days after the  
34 medical examiner has completed the report. The Legislature finds  
35 that the deceased's family

36  
37 ===== T I T L E A M E N D M E N T =====

38 And the title is amended as follows:

39 Delete lines 14 - 17



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40 and insert:  
41       the medical examiner has completed the autopsy report;  
42       providing for future