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## ASSEMBLY AMENDMENT 1, TO 2009 ASSEMBLY BILL 227

July 24, 2009 - Offered by Representative Sherman.

At the locations indicated, amend the bill as follows:

**1.** Page 2, line 1: delete that line and substitute:

**"Section 1c.** 146.82 (1) of the statutes is amended to read:

146.82 (1) Confidential. Patient health care records may be released only to the persons designated in this section or to other persons with the informed consent of the patient or of a person authorized by the patient. This subsection does not prohibit reports made in compliance with s. 253.12 (2), 255.40, or 979.01; electronic records generated or disclosed pursuant to rules promulgated under s. 450.19; testimony authorized under s. 905.04 (4) (h); or releases made for purposes of health care operations, as defined in 45 CFR 164.501, and as authorized under 45 CFR 164, subpart E.

**SECTION 1m.** 450.19 of the statutes is created to read:".

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- **2.** Page 2, line 7: delete the material beginning with "pharmacist" and ending with "dentist" on line 8 and substitute "pharmacist or practitioner".
  - **3.** Page 3, line 6: after that line insert:
  - "(3) (a) A practitioner or pharmacist is immune from civil liability arising from the practitioner's or pharmacist's compliance in good faith with this section or with rules promulgated under this section.
  - (b) Nothing in this section may be construed to require a pharmacist or practitioner to obtain, before prescribing or dispensing a prescription to a patient, information about the patient that has been collected pursuant to the program described under sub. (2).".

11 (END)