

HCA

DEPARTMENT: Legal	POLICY DESCRIPTION: Procedure for Responding to Requests under Florida Constitutional Amendment 7
PAGE: 1 of 1	REPLACES POLICY DATED:
EFFECTIVE DATE: June 21, 2005	REFERENCE NUMBER: LL.FL.001
APPROVE BY: Ethics and Compliance Policy Committee	

SCOPE: All Company-affiliated hospitals, ambulatory surgery centers, and outpatient imaging centers located in the State of Florida.

PURPOSE: To establish a process for responding to requests for records under Section 25, Article X of the Florida Constitution, also known as the “Patients’ Right-to-Know About Adverse Medical Incidents Act” (Amendment 7) and its implementing legislation, Section 381.028 of the Florida Statutes.

POLICY: Amendment 7 to the Florida Constitution provides that “patients have a right to have access to any records made or received in the course of business by a health care facility or provider relating to any adverse medical incident.”

Company-affiliated facilities located in the State of Florida shall respond to requests for records under Amendment 7 (*i.e.*, those relating to any adverse medical incident) by contacting the Legal Department, as described below, and following the advice of the Legal Department.

PROCEDURE: Each facility shall designate an individual to be responsible for responding to requests under Amendment 7. Each records request under Amendment 7 will require a fact-intensive analysis as to the appropriate response under that particular circumstance. Upon receipt of an Amendment 7 request, a facility’s designate shall contact Leesa Hinson, Senior Litigation Counsel (615-344-1519 or leesa.hinson@hcahealthcare.com) or, if she is unavailable, HCA’s Vice President - Litigation, for guidance and assistance in responding.

REFERENCES: Section 25, Article X of the Florida Constitution, also known as “Amendment 7” or the “Patients’ Right-to-Know About Adverse Medical Incidents Act” and its implementing legislation, Section 381.028 of the Florida Statutes.