

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 63 & 111, Page 14,  
2 Section 195.465, Lines 19 through 30, by deleting all of said lines and inserting in lieu thereof the  
3 following:  
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5 "3. Neither the sovereign nor the official immunity doctrine shall apply to a person or a  
6 department authorized to have private prescription-related medical information under sections  
7 195.450 to 195.468 in instances when such information is disclosed to an unauthorized party. If a  
8 person unlawfully and knowingly accesses or discloses, or if a person authorized to have prescription  
9 or dispensation monitoring information under sections 195.450 to 195.468 knowingly discloses such  
10 information in violation of sections 195.450 to 195.468 or knowingly uses such information in a  
11 manner and for a purpose in violation of sections 195.450 to 195.468, the person whose information  
12 was disclosed shall have a cause of action to recover liquidated damages in the amount of  
13 twenty-five thousand dollars in addition to compensatory economic and noneconomic damages,  
14 attorney fees, and court costs. If it is determined by a court of competent jurisdiction that such  
15 disclosure was done intentionally and maliciously, the person shall be entitled to punitive damages in  
16 addition to any other damages."; and  
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18 Further amend said bill by amending the title, enacting clause, and intersectional references  
19 accordingly.

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

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