

**ASSEMBLY BILL 216****SECTION 3**

1           **156.21 Duties and immunities. (1)** No health care facility or health care  
2 provider may be charged with a crime, held civilly liable, or charged with  
3 unprofessional conduct for any of the following:

4           (a) Failing to fulfill a request for medication, except that failure of an attending  
5 physician to fulfill a request for medication constitutes unprofessional conduct if the  
6 attending physician refuses or fails to make a good faith attempt to transfer the  
7 requester's care and treatment to another physician who will act as attending  
8 physician under this chapter and fulfill the request for medication.

9           (b) In the absence of actual knowledge of a revocation, fulfilling a request for  
10 medication that is in compliance with this chapter.

11           (c) Acting contrary to or failing to act on a revocation of a request for medication,  
12 unless the health care facility or health care provider has actual knowledge of the  
13 revocation.

14           **(2)** In the absence of actual notice to the contrary, a health care facility or a  
15 health care provider, other than a physician acting as the requester's attending  
16 physician under this chapter, may presume that a requester was authorized to make  
17 his or her request for medication under the requirements of this chapter and that the  
18 request for medication is valid.

19           **(3)** (a) No person who acts in good faith as a witness to a request for medication  
20 under this chapter may be held civilly or criminally liable for a death that results  
21 from taking medication under a fulfilled request for medication under this chapter.

22           (b) Paragraph (a) does not apply to a person who acts as a witness in violation  
23 of s. 156.07 (2) (a).

24           **156.23 General provisions. (1)** (a) The making of a request for medication  
25 under this chapter does not, for any purpose, constitute attempted suicide. Taking