

Offered w/ 4 & 13

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Failed V/V

AMENDMENT TO H.R. 3541

OFFERED BY MS. JACKSON LEE OF TEXAS

Add at the end the following:

1 **SEC. 5. SENSE OF CONGRESS.**

2 (a) **FINDINGS.**—Congress finds the following:

3 (1) The American Medical Association's Code of
4 Medical Ethics, Opinion 5.059, "Privacy in the Con-
5 text of Medical Care" states: "Physicians must seek
6 to protect patient privacy in all of its forms, includ-
7 ing (1) physical, which focuses on individuals and
8 their personal spaces, (2) informational, which in-
9 volves specific personal data, (3) decisional, which
10 focuses on personal choices, and (4) associational,
11 which refers to family or other intimate relations.
12 Such respect for patient privacy is a fundamental
13 expression of patient autonomy and is a prerequisite
14 to building the trust that is at the core of the pa-
15 tient-physician relationship".

16 (2) A health care provider's first duty is to the
17 patient and the patient's wellbeing.

18 (3) Requiring health care providers and their
19 staff to use confidential information obtained as part
20 of the doctor-patient relationship would undermine

1 the fundamental trust necessary to ensure the deliv-
2 ery of effective medical care the protection of patient
3 autonomy.

4 (b) SENSE OF CONGRESS.—It is the sense of the
5 Congress that legislation requiring health care providers
6 to police the health care deliberations of their patients
7 would irreparably destroy the doctor-patient relationship
8 and violates the dignity and autonomy of all patients.

