

hbd-06

Bill No. CS/HB 1219

Amendment No. 1 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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Representative(s) Brown offered the following:

Amendment (with title amendment)

On page 18, lines 30 and 31,
remove from the bill: all of said lines

and insert in lieu thereof:

Section 25. Section 626.9651, Florida Statutes, is
created to read:

626.9651 Privacy.--The department shall adopt rules
consistent with other provisions of the Insurance Code to
govern the use of a consumer's nonpublic personal financial
and health information. These rules shall be based on,
consistent with, and not more restrictive than the National
Association of Insurance Commissioners' Privacy of Consumer
Financial and Health Information Regulation adopted September
26, 2000, by the National Association of Insurance
Commissioners, provided, however, the rules shall permit the
use and disclosure of nonpublic personal health information
for scientific, medical, or public policy research in
accordance with federal law. In addition, these rules shall

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1 be consistent with, and not more restrictive than, the
 2 standards contained in Title V of the Gramm-Leach-Bliley Act
 3 of 1999 (Pub. L. No. 106-102). Any health insurer or health
 4 maintenance organization determined by the department to be in
 5 compliance with, or to be actively undertaking compliance
 6 with, the consumer privacy protection rules promulgated by the
 7 United States Department of Health and Human Services, in
 8 conformance with the Health Insurance Portability and
 9 Affordability Act, shall be deemed in compliance with this
 10 section. This section shall take effect July 1, 2001.

11 Section 26. This act shall take effect July 1, 2001.

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14 ===== T I T L E A M E N D M E N T =====

15 And the title is amended as follows:

16 On page 1, line 2,
17 remove from the title of the bill: agents

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19

and insert in lieu thereof:

20 creating s. 626.9651, F.S.; directing the
 21 department to adopt rules to govern the use of
 22 a consumer's nonpublic personal financial and
 23 health information by health insurers and
 24 health maintenance organizations; providing
 25 standards governing the rules;

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