

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

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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The Committee on Health Promotion offered the following:

Amendment to Amendment (823559) (with title amendment)

On page 6, between lines 20 and 21, of the amendment

insert:

Section 4. 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 be consistent with, and not more restrictive than, the

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1 standards contained in Title V of the Gramm-Leach-Bliley Act
2 of 1999 (public law 106-102). Any health insurer or health
3 maintenance organization determined by the department to be in
4 compliance with, or to be actively undertaking compliance
5 with, the consumer privacy protection rules promulgated by the
6 United States Department of Health and Human Services, in
7 conformance with the Health Insurance Portability and
8 Affordability Act, shall be deemed in compliance with this
9 section. This section shall become effective July 1, 2001.

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

And the title is amended as follows:

On page 17, line 3, of the amendment
remove:

after the semicolon insert:

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