

Bill No. CS for SB 2060

Amendment No.      Barcode 782442

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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Senator Geller moved the following amendment:

**Senate Amendment (with title amendment)**

On page 17, lines 23 and 24, delete those lines

and insert:

Section 17. 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 (Pub. L. No. 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 take effect July 1, 2001.

10 Section 18. Except as otherwise expressly provided in  
11 this act, this act shall take effect upon becoming a law.

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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 2, line 10, after the semicolon,

17  
18

insert:

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

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