

Amendment No. 6

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>    </u>	

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1 Committee/Subcommittee hearing bill: Commerce Committee  
2 Representative Eagle offered the following:

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4 **Amendment (with title amendment)**

5 Between lines 1078 and 1079, insert:

6 Section 37. Section 626.9651, Florida Statutes, is amended  
7 to read:

8 626.9651 Privacy.—The department and commission must ~~shall~~  
9 each adopt rules consistent with other provisions of the  
10 Insurance Code to govern the use of a consumer's nonpublic  
11 personal financial and health information. These rules must be  
12 based on, consistent with, and not more restrictive than the  
13 Privacy of Consumer Financial and Health Information Regulation,  
14 adopted September 26, 2000, by the National Association of  
15 Insurance Commissioners; however, the rules must permit the use

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16 and disclosure of nonpublic personal health information for  
17 scientific, medical, or public policy research, in accordance  
18 with federal law. In addition, these rules must be consistent  
19 with, and not more restrictive than, the standards contained in  
20 Title V of the Gramm-Leach-Bliley Act of 1999, Pub. L. No. 106-  
21 102, as amended in Title LXXV of the Fixing America's Surface  
22 Transportation (FAST) Act, Pub. L. No. 114-94. If the office  
23 determines that a health insurer or health maintenance  
24 organization is in compliance with, or is actively undertaking  
25 compliance with, the consumer privacy protection rules adopted  
26 by the United States Department of Health and Human Services, in  
27 conformance with the Health Insurance Portability and  
28 Affordability Act, that health insurer or health maintenance  
29 organization is in compliance with this section.

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32 **T I T L E A M E N D M E N T**

33 Remove line 127 and insert:

34 surplus lines business records; amending s. 626.9651, F.S.;  
35 revising requirements for rules adopted by the Department of  
36 Financial Services and the Financial Services Commission  
37 relating to the privacy of certain consumer information;  
38 amending s. 626.9892,