

By Senator Burgess

23-01615A-26

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A bill to be entitled

An act relating to public records; amending s.  
499.0295, F.S.; providing an exemption from public  
records requirements for certain information contained  
in a public report published by the Department of  
Health relating to experimental treatment outcomes and  
safety signals; providing a statement of public  
necessity; providing a contingent effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraph (c) of subsection (6) of section  
499.0295, Florida Statutes, as amended by SB \_\_\_\_, 2026 Regular  
Session, is amended to read:

499.0295 Experimental treatments for terminal conditions  
and life-threatening rare diseases.—

(6)

(c) The department shall annually publish a public report  
of experimental treatment outcomes and safety signals in the  
aggregate. The health information and proprietary pricing  
information contained in the report is confidential and exempt  
from s. 119.07(1) and s. 24(a), Art. I of the State  
Constitution.

Section 2. The Legislature finds that it is a public  
necessity that the health information and proprietary pricing  
information contained in the annual public report of  
experimental treatment outcomes and safety signals under s.  
499.0295, Florida Statutes, be made confidential and exempt from  
s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the

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30 State Constitution. The Legislature finds that the release of  
31 such information could harm patients with terminal conditions or  
32 life-threatening rare diseases by exposing extremely sensitive  
33 personal health data. The Legislature further finds that  
34 patients who pursue experimental treatments under the Promising  
35 Pathways Act have a strong expectation of privacy regarding  
36 their medical information and that the potential harm resulting  
37 from disclosure of such information outweighs any public benefit  
38 that may be derived from its release.

39       Section 3. This act shall take effect on the same date that  
40 SB \_\_\_\_ or similar legislation takes effect, if such legislation  
41 is adopted in the same legislative session or an extension  
42 thereof and becomes a law.