



27 Financial Services and an approved provider under contract with  
 28 the department from sharing such confidential and exempt  
 29 information with one another.

30 (3) The Department of Financial Services or an approved  
 31 provider under contract with the department may release  
 32 information if it is presented purely as numerical data or  
 33 denial rates as defined in s. 189.056; however, the data or rate  
 34 information may not include any confidential and exempt personal  
 35 identifying information or health information.

36 (4) This section is subject to the Open Government Sunset  
 37 Review Act in accordance with s. 119.15 and shall stand repealed  
 38 on October 2, 2020, unless reviewed and saved from repeal  
 39 through reenactment by the Legislature.

40 Section 2. The Legislature finds that it is a public  
 41 necessity that personal identifying information and health  
 42 information held pursuant to s. 189.056, Florida Statutes, by  
 43 the Department of Financial Services or an approved provider  
 44 under contract with the department be made confidential and  
 45 exempt from s. 119.07(1), Florida Statutes, and s. 24(a),  
 46 Article I of the State Constitution. The Legislature finds that  
 47 it is a public necessity to ensure responsible management of  
 48 public funds used by hospital districts. State review of the  
 49 billing practices of these hospital districts is an important  
 50 step toward responsible management of those public funds. The  
 51 public records exemption for personal identifying information  
 52 and health information held by the Department of Financial

53 Services or an approved provider pursuant to a capital recovery  
54 report ensures that information of a sensitive, personal nature  
55 is protected. Further, each individual has a reasonable  
56 expectation of and a right to privacy in all matters concerning  
57 personal health information. The Legislature further finds that  
58 an individual's personal health information is traditionally a  
59 private and confidential matter between the patient and the  
60 patient's health care provider. The private and confidential  
61 nature of personal health matters pervades both the public and  
62 private health care sectors, and public disclosure of such  
63 personal identifying information and health information could  
64 negatively affect a person's business or personal relationships.  
65 Therefore, it is the finding of the Legislature that such  
66 information held pursuant to s. 189.056, Florida Statutes, by  
67 the Department of Financial Services or an approved provider  
68 under contract with the department must be made confidential and  
69 exempt from s. 119.07(1), Florida Statutes, and s. 24(a),  
70 Article I of the State Constitution.

71 Section 3. This act shall take effect on the same date  
72 that CS/HB 7115 or similar legislation establishing hospital  
73 capital recovery practices takes effect, if such legislation is  
74 adopted in the same legislative session or an extension thereof  
75 and becomes a law.