

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

H.B. 111
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HOUSE PRINCIPAL CLERK

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HOUSE DRH80043-TGz-2H (12/12)

Short Title: Workers Comp Coverage/Public Records. (Public)

Sponsors: Representatives McElraft, Collins, and Dollar (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT DISCLOSURE OF CERTAIN INFORMATION PERTAINING TO
WORKERS' COMPENSATION COVERAGE BY THE NORTH CAROLINA
INDUSTRIAL COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE
COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE
COMPLIANCE AND FRAUD PREVENTION AND DETECTION.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 58-36-17 reads as rewritten:

**"§ 58-36-17. Bureau to share information with the North Carolina Industrial
Commission.**

The Bureau shall provide to the North Carolina Industrial Commission information
contained in the Bureau's records indicating the status of workers' compensation insurance
coverage on North Carolina employers as reported to the Bureau by the Bureau's member
companies. The North Carolina Industrial Commission shall take such steps, including
obtaining software or software licenses, as are necessary to be able to receive and process such
information from the Bureau. The records provided to the North Carolina Industrial
Commission under this section shall be confidential and shall not be public records as that term
is defined in G.S. 132-1. Notwithstanding the previous sentence and with respect to policies
becoming effective on and after January 1, 2012, the North Carolina Industrial Commission
may release data showing ~~workers-workers'~~ compensation insurance policy information that
includes ~~only~~ only: employer name and address; carrier name, address, and telephone number;
policy number; policy effective ~~dates,dates;~~ policy cancellation ~~dates,dates;~~ and policy
reinstatement dates. This data shall not be confidential data and shall be a public record as that
term is defined in G.S. 132-1. The North Carolina Industrial Commission shall use the
information provided pursuant to this section only to carry out its statutory duties and
obligations under The North Carolina Workers' Compensation Act. The Bureau shall be
immune from civil liability for releasing information pursuant to this section, even if the
information is erroneous, provided the Bureau acted in good faith and without malicious or
willful intent to harm in releasing the information."

SECTION 2. This act is effective when it becomes law.

