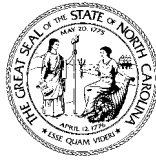


ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 208

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

S208-ATG-22 [v.2]

Page 1 of 1

Amends Title [NO]
Second Edition

Date _____, 2021

Senator Woodard

moves to amend the bill on page 3, lines 6-14, by rewriting the lines to read:

"(13) Obtain relevant medical records. The Occupational Safety and Health Division is a health oversight agency as defined in 45 CFR 164.501, Standards for Privacy of Individually Identifiable Health Information. A covered entity, as defined by the Health Insurance Portability and Accountability Act, may disclose protected health information to health oversight agencies, including the Occupational Safety and Health Division, as necessary for law enforcement, judicial and administrative purposes. The Commissioner or the Director, or their authorized agents, may obtain medical records of injured or deceased employees that are both directly related to the investigation being conducted and are necessary to conduct investigations and enforcement proceedings under this Article. The medical records to be obtained shall be restricted to the evaluation, diagnosis or treatment of an employee injury or fatality. Such records shall only consist of those compiled and maintained by the Department of Health and Human Services, by hospitals participating in the statewide trauma system, or by emergency medical services providers in connection with the dispatch, response, treatment, or transport of individual patients. The medical records obtained by the Department shall be strictly confidential, are not public records within the meaning of G.S. 132-1, and shall not be released or made public."

SIGNED _____
Amendment Sponsor

**The official copy of this document, with signatures
and vote information, is available in the
Senate Principal Clerk's Office**



* S 2 0 8 - A T G - 2 2 - V - 2 *