

# ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 208

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

S208-ATG-22 [v.2]

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Amends Title [NO]  
Second Edition

Date \_\_\_\_\_, 2021

Senator Woodard

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

2  
3 "(13) Obtain relevant medical records. The Occupational Safety and Health  
4 Division is a health oversight agency as defined in 45 CFR 164.501, Standards  
5 for Privacy of Individually Identifiable Health Information. A covered entity,  
6 as defined by the Health Insurance Portability and Accountability Act, may  
7 disclose protected health information to health oversight agencies, including  
8 the Occupational Safety and Health Division, as necessary for law  
9 enforcement, judicial and administrative purposes. The Commissioner or the  
10 Director, or their authorized agents, may obtain medical records of injured or  
11 deceased employees that are both directly related to the investigation being  
12 conducted and are necessary to conduct investigations and enforcement  
13 proceedings under this Article. The medical records to be obtained shall be  
14 restricted to the evaluation, diagnosis or treatment of an employee injury or  
15 fatality. Such records shall only consist of those compiled and maintained by  
16 the Department of Health and Human Services, by hospitals participating in  
17 the statewide trauma system, or by emergency medical services providers in  
18 connection with the dispatch, response, treatment, or transport of individual  
19 patients. The medical records obtained by the Department shall be strictly  
20 confidential, are not public records within the meaning of G.S. 132-1, and  
21 shall not be released or made public."  
22

SIGNED \_\_\_\_\_  
Amendment Sponsor

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and vote information, is available in the  
Senate Principal Clerk's Office**



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