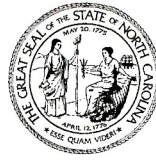


TABLED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 190

AMENDMENT NO. A11
(to be filled in by
Principal Clerk)

H190-ABC-36 [v.5]

Page 1 of 2

Amends Title [YES]
Fourth Edition

Date JUNE 26, 2023

Senator ~~Garrett~~ Waddell

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moves to amend the bill on page 1, line 3, by inserting the following before the period:
"AND TO PROHIBIT GEOFENCING WITHIN A ONE-MILE RADIUS OF A HEALTHCARE FACILITY THAT PROVIDES ABORTIONS";

and on page 23, lines 17-18, by inserting the following between the lines:

"PART XIII-F. GEOFENCING PROHIBITED

SECTION 13F.1.(a) Article 1I of Chapter 90 of the General Statues, as amended by S.L. 2023-14, is amended by adding a new section to read:

"§ 90-21.94. Geofencing prohibited.

(a) The following definitions apply in this section:

- (1) Consumer health information. – Personal information that is linked or reasonably linkable to an individual and that identifies the individual's past, present, or future health status.
- (2) Geofence. – Technology that uses global positioning coordinates, cell tower connectivity, cellular data, radio frequency identification, Wifi data, or any other form of spatial or location detection to establish a virtual boundary around a specific physical location, or to locate a consumer within a virtual boundary.

(b) It is unlawful for any individual or entity to implement a geofence within a one mile radius of any healthcare facility that performs abortions if the geofence is used to:

- (1) Identify or track individuals seeking abortions.
- (2) Collect consumer health information from individuals seeking abortions.



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NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 190

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(3) Send notification, messages, or advertisements to individuals related to their
consumer health information."
SECTION 13F.1.(b) This section is effective July 1, 2023."

SIGNED Jay Waddell
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____