

TABLED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 190

AMENDMENT NO. A12
(to be filled in by
Principal Clerk)

H190-ABC-39 [v.4]

Page 1 of 2

Amends Title [YES]
Fourth Edition

Date _____, 2023

Senator Salvador

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moves to amend the bill on page 1, line 3, by inserting the following before the period:
"AND TO CRIMINALIZE THE UNAUTHORIZED DISCLOSURE OF ABORTION DATA";

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

"PART XIII-E. ABORTION DATA PRIVACY ACT

SECTION 13E.1.(a) Article 11 of Chapter 14 of the General Statutes is amended by adding a new section to read:

"§ 14-44.2. Unauthorized disclosure of abortion data

(a) Definitions. – The following definitions apply in this section:

- (1) Covered entity. – Any internet service provider, the affiliates or subsidiaries of an internet service providers, search engine, cloud service provider, website, social media provider, internet website, web application, or internet advertising network.
- (2) Protected information. – An individual's internet search history, nonpublic social media posts, emails, nonpublic internet communications, internet browsing history, or any other means of searching for information online.

(b) Offense. – No covered entity in the State shall disclose protected information related to an individual's decision to obtain an abortion, information about abortion, or abortion providers to a third party or law enforcement agency.

(c) Punishment.– An individual or organization who violates this section commits an infraction as defined in G.S. 14-3.1 and is subject to a fine of five thousand dollars (\$5,000) per violation.

(d) Exceptions. – A covered entity may disclose the protected information described in this section if ordered to by a court of competent jurisdiction or if the information is subject to a validly obtained search warrant."



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1 **SECTION 13E.1.(b)** This section becomes effective December 1, 2023, and applies
2 to offenses committed on or after that date."
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SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____