

GENERAL ASSEMBLY OF NORTH CAROLINA
1983 SESSION

CHAPTER 1076
SENATE BILL 745

AN ACT TO CLARIFY THE CONFIDENTIALITY REQUIREMENTS IN THE DECLARATION OF DOMICILIARY HOME RESIDENTS' RIGHTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 131D-21(6) is rewritten to read:

"(6) To have his or her personal and medical records kept confidential and not disclosed without the written consent of the individual or guardian, which consent shall specify to whom the disclosure may be made, except as required by applicable State or federal statute or regulation or by third party contract. It is not the intent of this section to prohibit access to medical records by the treating physician except when the individual objects in writing. Records may also be disclosed without the written consent of the individual to agencies, institutions or individuals which are providing emergency medical services to the individual. Disclosure of information shall be limited to that which is necessary to meet the emergency."

Sec. 2. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 3rd day of July, 1984.