

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

S

3

SENATE BILL 4
Second Edition Engrossed 3/15/07
House Committee Substitute Favorable 7/16/08

Short Title: Report Race & Ethnicity Data - Public Health. (Public)

Sponsors:

Referred to:

February 12, 2007

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPROVE THE COLLECTION AND REPORTING OF RACE AND
3 ETHNICITY DATA TO PUBLIC HEALTH OFFICIALS AND TO THE
4 STATEWIDE DATA PROCESSOR.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. Chapter 130A of the General Statutes is amended by adding a
7 new section to read:

8 **"§ 130A-16. Collection and reporting of race and ethnicity data.**

9 All medical care providers required by the provisions of this Chapter to report to the
10 Division of Public Health shall collect and document patient self-reported race and
11 ethnicity data and shall include such data in their reports to the Division."

12 SECTION 2. G.S. 131E-214.1 reads as rewritten:

13 **"§ 131E-214.1. Definitions.**

14 As used in this Article:

- 15 (1) "Division" means the Division of Health Service Regulation of the
16 Department of Health and Human Services.
17 (2) "Freestanding ambulatory surgical facility" means a facility licensed
18 under Part D of Article 6 of this Chapter.
19 (3) "Hospital" means a facility licensed under Article 5 of this Chapter or
20 Article 2 of Chapter 122C of the General Statutes, but does not include
21 the following:
22 a. A facility with all of its beds designated for medical type "LTC"
23 (long-term care).
24 b. A facility with the majority of its beds designated for medical
25 type "PSY-3" (mental retardation).
26 c. A facility operated by the North Carolina Department of
27 Correction.

- 1 (4) "Patient data" means data that includes a patient's age, sex, race,
2 ethnicity, zip code, third-party coverage, principal and other diagnosis,
3 date of admission, procedure and discharge date, principal and other
4 procedures, total charges and components of the total charges,
5 attending physician identification number, and hospital or freestanding
6 ambulatory surgical facility identification number.
- 7 (5) "Patient identifying information" means the name, address, social
8 security number, or similar information by which the identity of a
9 patient can be determined with reasonable accuracy and speed either
10 directly or by reference to other publicly available information. The
11 term does not include a number assigned to a patient by a health care
12 provider if that number does not consist of or contain numbers,
13 including social security or drivers license numbers, that could be used
14 to identify a patient with reasonable accuracy and speed from sources
15 external to the health care provider.
- 16 (6) "Statewide data processor" means a data processor certified by the
17 Division as capable of complying with the requirements of
18 G.S. 131E-214.4. The Division may deny, suspend, or revoke a
19 certificate, in accordance with Chapter 150B of the General Statutes, if
20 the statewide data processor does not comply with or is not capable of
21 complying with the requirements of G.S. 131E-214.4. The Division is
22 authorized to promulgate rules concerning the receipt, consideration,
23 and limitation of a certificate applied for or issued under this Article."

24 **SECTION 3.** This act becomes effective January 1, 2010.