

GENERAL ASSEMBLY OF NORTH CAROLINA
1997 SESSION

S.L. 1997-123
SENATE BILL 247

AN ACT PERTAINING TO CONFIDENTIALITY OF HEALTH CARE
CONTRACTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 131E-99 reads as rewritten:

"§ 131E-99. Confidentiality of health care contracts.

The financial terms ~~or~~ and other competitive health care information directly related to the financial terms in a health care services contract related to the provision of health care between a hospital or a medical school and a managed care organization, insurance company, employer, or other payer is confidential and not a public record under Chapter 132 of the General Statutes. Nothing in this section shall prevent an elected public body which has responsibility for the hospital or medical school from having access to this confidential information in a closed session. The disclosure to a public body does not affect the confidentiality of the information. Members of the public body shall have a duty not to further disclose the confidential information."

Section 2. Section 4 of Chapter 713 of the 1995 Session Laws reads as rewritten:

"Sec. 4. This act is effective upon ratification. Section 2 of this act shall not affect any litigation pending as of the effective date of ~~Section 2.~~ Section 2, but otherwise shall apply to contracts entered into before, on, or after the effective date. Section 2 of this act expires June 1, 1997."

Section 3. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 21st day of May, 1997.

s/ Dennis A. Wicker
President of the Senate

s/ Harold J. Brubaker
Speaker of the House of Representatives

s/ James B. Hunt, Jr.
Governor

Approved 4:37 p.m. this 29th day of May, 1997