



CHAPTER 131E  
ARTICLE 6 - HEALTH CARE FACILITY LICENSURE ACT

N.C.G.S. § 131E-154.8.

Confidentiality.

|                                                                                    |                                                                                      |                                           |                                                                                              |
|------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------|-------------------------------------------|----------------------------------------------------------------------------------------------|
| SOURCE<br>General Statutes of North Carolina, as published by the General Assembly | LAST AMENDMENT IN THIS TEXT<br>Ex. Sess., c. 24, s. 14(c) — third act in the lineage | RETRIEVED<br>21 September 2026, 02:28 UTC | SOURCE FINGERPRINT<br>baf87bb1321cb8ada1521d25 - a1f021707ed2c1ea85c3f65a - 5aae6481ca06575f |
|------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------|-------------------------------------------|----------------------------------------------------------------------------------------------|

§ 131E-154.8(a) Notwithstanding G.S. 8-53 or any other law pertaining to confidentiality of communications between physician and patient, in the course of an inspection conducted pursuant to G.S. 131E-154.5:

- (1) Department representatives may review any writing or other record concerning the admission, discharge, medication, treatment, medical condition, or history of any person who is or has been a nursing pool patient; and
- (2) Any person involved in treating a patient at or through a nursing pool may disclose information to a Department representative unless the patient objects in writing to review of his records or disclosure of the information. A nursing pool shall not release any information or allow any inspections under this section without first informing each affected patient in writing of his right to object to and thus prohibit release of information or review of records pertaining to him.

A nursing pool, its employees, and any other person interviewed in the course of an inspection shall be immune from liability for damages resulting from disclosure of the information to the Department.

§ 131E-154.8(b) The Department shall not disclose:

- (1) Any confidential or privileged information obtained under this section unless the patient or his legal representative authorizes disclosure in writing or unless a court of competent jurisdiction orders disclosure; or

- (2)      The name of anyone who has furnished information concerning a nursing pool without that person's consent.

The Department shall institute appropriate policies and procedures to ensure that unauthorized disclosure does not occur. Any Department employee who willfully discloses this information without appropriate authorization or court order shall be guilty of a Class 3 misdemeanor and, upon conviction, only fined at the discretion of the court but not in excess of five hundred dollars (\$500.00).

§ 131E-154.8(c)

All confidential or privileged information obtained under this section and the names of all persons providing this information are exempt from Chapter 132 of the General Statutes.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I

3 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

| <div><div></div><div>1989</div><div>1992</div><div>1994</div></div>         |      |                            |           |
|-----------------------------------------------------------------------------|------|----------------------------|-----------|
| TICK HEIGHT = ACTS IN THAT YEAR      DASHED = RECODIFICATION, NOT AMENDMENT |      |                            |           |
| Nº                                                                          | YEAR | ACT                        | CHARACTER |
| 01                                                                          | 1989 | c. 744, s. 1               | ENACTED   |
| 02                                                                          | 1993 | c. 539, s. 963             | AMENDED   |
| 03                                                                          | 1994 | Ex. Sess., c. 24, s. 14(c) | AMENDED   |

APPARATUS II

2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

| REFERENCE       | APPEARS IN | OPERATIVE LANGUAGE IN THIS SECTION       |
|-----------------|------------|------------------------------------------|
| G.S. 8-53       | (a)        | "Notwithstanding"                        |
| G.S. 131E-154.5 | (a)        | "of an inspection conducted pursuant to" |

## APPARATUS III

## Citation

## FULL SECTION

N.C. Gen. Stat. § 131E-154.8 (1994).

## PINPOINT

N.C. Gen. Stat. § 131E-154.8(a) (1994).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

## COLOPHON

## Provenance

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The text of the section is unaltered. Subsection designators have been moved from the run of text into the margin. The amendment history and the table of authorities are derived from the section by mechanical extraction — they add no characterization of the law.

This is not the official text. The official text is published by the General Assembly of North Carolina.

## HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1989, c. 744, s. 1; 1993, c. 539, s. 963; 1994, Ex. Sess., c. 24, s. 14(c).)

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