

**CHAPTER 90****ARTICLE 29B - STATEWIDE HEALTH INFORMATION EXCHANGE ACT****N.C.G.S. § 90-414.3.**

Definitions.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	No amendment history on record	21 September 2026, 03:36 UTC	ec4d97f0e9bd89a3fb8cacfa - f6499730bcf33d328442b0ba - fd0625ce84de7937

The following definitions apply in this Article:

Business associate. - As defined in 45 C.F.R. § 160.103.

Business associate contract. - The documentation required by 45 C.F.R. § 164.502(e)(2) that meets the applicable requirements of 45 C.F.R. § 164.504(e).

Covered entity. - Any entity described in 45 C.F.R. § 160.103 or any other facility or practitioner licensed by the State to provide health care services.

Department. - North Carolina Department of Health and Human Services.

Disclose or disclosure. - The release, transfer, provision of access to, or divulging in any other manner an individual's protected health information through the HIE Network.

Repealed by Session Laws 2017-57, s. 11A.5(f), effective July 1, 2017.

GDAC. - The North Carolina Government Data Analytics Center.

HIE Network. - The voluntary, statewide health information exchange network overseen and administered by the Authority.

HIPAA. - Sections 261 through 264 of the federal Health Insurance Portability and Accountability Act of 1996, P.L. 104-191, as amended, and any federal regulations adopted to implement these sections, as amended.

Individual. - As defined in 45 C.F.R. § 160.103.

North Carolina Health Information Exchange Advisory Board or Advisory Board. - The Advisory Board established under G.S. 90-414.8.

North Carolina Health Information Exchange Authority or Authority. - The entity established pursuant to G.S. 90-414.7.

Opt out. - An individual's affirmative decision communicated to the Authority in writing to disallow his or her protected health information from being disclosed by the Authority to covered entities or other persons or entities through the HIE Network.

Protected health information. - As defined in 45 C.F.R. § 160.103.

Public health purposes. - The public health activities and purposes described in 45 C.F.R. § 164.512(b).

Qualified organization. - An entity with which the Authority has contracted for the sole purpose of facilitating the exchange of data with or through the HIE Network.

Research purposes. - Research purposes referenced in and subject to the standards described in 45 C.F.R. § 164.512(i).

State CIO. - The State Chief Information Officer. (2015-241, s. 12A.5(d); 2015-264, s. 86.5(b); 2017-57, ss. 11A.5(c), (f).)

END OF SECTION TEXT

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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. 90-414.8	(null)(11)	"- The Advisory Board established under"
G.S. 90-414.7	(null)(12)	"- The entity established pursuant to"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 90-414.3 (2026).

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.

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