

SENATE BILL NO. 2237

Introduced by

Senators J. Lee, Dever, Mathern

Representatives Beadle, Delmore, Hofstad

1 A BILL for an Act to amend and reenact section 50-31-06 of the North Dakota Century Code,
2 relating to information received by the department of human services for substance abuse
3 treatment programs; and to declare an emergency.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 50-31-06 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **50-31-06. Information confidential.**

8 ~~Information~~Individually identifiable health information of a patient~~Client records and client~~
9 information that are protected under title 42, Code of Federal Regulations, part 2, the Health
10 Insurance Portability and Accountability Act of 1996 [Pub. L. 104-191; 110 Stat. 1936; 29
11 U.S.C. 1181 et seq.], or are specifically excluded from disclosure by other state or federal law,
12 and which are received by the department through inspections of programs under this chapter
13 ~~is~~are confidential and may not be disclosed except in a proceeding involving the issuance of a
14 license. As used in this section, client records and client information does not include statistical
15 program information or information regarding an applicant's or provider's programs.

16 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.