

G.S. 150B-21.3A Report for 10A NCAC 26B, CONFIDENTIALITY RULES									
Agency - DHHS Commission for Mental Health/DD/SAS									
Comment Period - December 13, 2024 - February 11, 2025									
Date Submitted to APO - Filled in by RRC staff									
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
SUBCHAPTER 26B – CONFIDENTIALITY RULES	SECTION .0100 – GENERAL RULES	10A NCAC 26B .0101	PURPOSE AND SCOPE	Amended Eff. September 1, 2021	Necessary	No		No	Necessary
		10A NCAC 26B .0102	GENERAL PROVISIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0103	DEFINITIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0104	LIABILITY OF PERSONS WITH ACCESS TO INFORMATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0105	OWNERSHIP OF RECORDS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0106	ALTERATIONS IN THE CLIENT RECORD	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0107	SECURITY OF CONFIDENTIAL INFORMATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0108	ASSURANCE OF CONFIDENTIALITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0109	REVIEW OF DECISIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0110	INFORMATION RECEIVED FROM OTHER AGENCIES/INDIVIDUALS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0111	INFORMATION PROVIDED TO FAMILY/OTHERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary

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	SECTION .0200 – RELEASE OF CONFIDENTIAL INFORMATION WITH CONSENT	10A NCAC 26B .0201	CONSENT FOR RELEASE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0202	CONSENT FOR RELEASE FORM	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0203	PERSONS WHO MAY SIGN CONSENT FOR RELEASE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0204	VERIFICATION OF AUTHORIZATION IN CASES OF DOUBT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0205	INFORMED CONSENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0206	PERSONS DESIGNATED TO RELEASE CONFIDENTIAL INFORMATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0207	DOCUMENTATION OF RELEASE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0208	PROHIBITION AGAINST REDISCLOSURE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0209	RELEASE TO HUMAN RIGHTS COMMITTEE MEMBERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0210	RELEASE TO AREA BOARD MEMBERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0211	RELEASE OF INFORMATION BY INTERNAL CLIENT ADVOCATES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary

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	SECTION .0300 – DISCLOSURE OF CONFIDENTIAL INFORMATION WITHOUT CONSENT	10A NCAC 26B .0301	NOTICE TO CLIENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0302	PERSONS DESIGNATED TO DISCLOSE CONFIDENTIAL INFORMATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary
		10A NCAC 26B .0304	PROHIBITION AGAINST REDISCLOSURE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 20, 2015	Necessary	No		No	Necessary