

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

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SENATE BILL 51\*  
Commerce Committee Substitute Adopted 2/26/13

Short Title: GBICC/Workers' Comp Program Integrity. (Public)

Sponsors:

Referred to:

February 6, 2013

1 A BILL TO BE ENTITLED  
2 AN ACT REQUIRING THAT THE STATE CONTROLLER, GOVERNMENT BUSINESS  
3 INTELLIGENCE COMPETENCY CENTER, ENHANCE THE STATE'S  
4 ENTERPRISE-LEVEL BUSINESS INTELLIGENCE THROUGH THE COLLECTION  
5 AND ANALYSIS OF DATA FROM VARIOUS STATE AGENCIES RELATED TO  
6 WORKERS' COMPENSATION INSURANCE COVERAGE AND CLAIMS FOR THE  
7 PURPOSE OF FRAUD PREVENTION AND DETECTION, AS RECOMMENDED BY  
8 THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION  
9 INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND  
10 DETECTION.

11 The General Assembly of North Carolina enacts:

12 **SECTION 1.** Section 6A.7A(g) of S.L. 2012-142 is amended by adding a new  
13 subdivision to read:

14 "**SECTION 6A.7A.(g)** Miscellaneous Provisions. –

15 ...

16 (3) Workers' Compensation Program Integrity. – The State Controller and the  
17 GBICC shall enhance the State's business intelligence through the collection  
18 and analysis of data relating to workers' compensation claims for the purpose  
19 of preventing and detecting fraud, as follows:

20 a. The North Carolina Industrial Commission shall release to GBICC,  
21 or otherwise provide electronic access to, all data requested by  
22 GBICC relating to workers' compensation insurance coverage,  
23 claims, appeals, compliance, and enforcement under Chapter 97 of  
24 the General Statutes.

25 b. The North Carolina Rate Bureau (Bureau) shall release to GBICC, or  
26 otherwise provide electronic access to, all data requested by GBICC  
27 relating to workers' compensation insurance coverage, claims,  
28 business ratings, and premiums under Chapter 58 of the General  
29 Statutes. The Bureau shall be immune from civil liability for  
30 releasing information pursuant to this subsection, even if the  
31 information is erroneous, provided the Bureau acted in good faith  
32 and without malicious or willful intent to harm in releasing the  
33 information.

34 c. The Department of Commerce, Division of Employment Security  
35 (DES), shall release to GBICC, or otherwise provide access to, all  
36 data requested by GBICC relating to unemployment insurance



- 1                                   coverage, claims, and business reporting under Chapter 96 of the
- 2                                   General Statutes.
- 3                    d.    The Department of Labor shall release to GBICC, or otherwise
- 4                                   provide access to, all data requested by GBICC relating to safety
- 5                                   inspections, wage and hour complaints, and enforcement activities
- 6                                   under Chapter 95 of the General Statutes.
- 7                    e.    The Department of Revenue shall release to GBICC, or otherwise
- 8                                   provide access to, all data requested by GBICC relating to the
- 9                                   registration and address information of active businesses, business
- 10                                  tax reporting, and aggregate federal tax Form 1099 data for
- 11                                  comparison with information from DES, the Rate Bureau, and the
- 12                                  Department of the Secretary of State for the evaluation of business
- 13                                  reporting. The Department of Revenue and the Office of the State
- 14                                  Controller shall work jointly to assure that the evaluation of tax
- 15                                  information pursuant to this subdivision is performed in accordance
- 16                                  with applicable federal law.
- 17                    f.    All information shared with GBICC and the State Controller under
- 18                                  this subdivision is protected from release and disclosure in the same
- 19                                  manner as any other information available to GBICC and the State
- 20                                  Controller pursuant to this section."

**SECTION 2.** This act is effective when it becomes law.