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# 42 U.S. Code § 1320c-9

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## Prohibition against disclosure of information

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### **(a) Freedom of Information Act inapplicable; exceptions to nondisclosure**

An organization, in carrying out its functions under a contract entered into under this part, shall not be a Federal agency for purposes of the provisions of section 552 of title 5 (commonly referred to as the Freedom of Information Act). Any data or information acquired by any such organization in the exercise of its duties and functions shall be held in confidence and shall not be disclosed to any person except—

- (1) to the extent that may be necessary to carry out the purposes of this part,
- (2) in such cases and under such circumstances as the Secretary shall by regulations provide to assure adequate protection of the rights and interests of patients, health care practitioners, or providers of health care, or
- (3) in accordance with subsection (b).

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