

SENATE FILE 402
BY TAYLOR

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the testing of student athletes for the human
2 immunodeficiency virus and the hepatitis B virus, providing
3 for disclosure of test results, and making testing,
4 confidentiality, and penalty provisions applicable.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

SF 402

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1 Section 1. NEW SECTION. 139.43 STUDENT ATHLETES --
2 TESTING REQUIRED -- HIV AND HBV.

3 1. A person enrolled in a secondary school or an
4 institution of higher education in this state, who
5 participates in extracurricular interscholastic athletic
6 contests or competitions which involve physical contact
7 between the contestants, shall undergo the following tests
8 under the following conditions:

9 a. An HIV-related test subject to the testing requirements
10 of chapter 141. The results of the test shall be made avail-
11 able to an opposing contestant prior to the contest or compe-
12 tition subject to the confidentiality provisions of chapter
13 141.

14 b. An HBV test. The results of the test shall be made
15 available to the opposing contestant prior to the contest or
16 competition.

17 2. For the purposes of this section, "HIV-related test"
18 means HIV-related test as defined in section 141.21 and "HBV"
19 means HBV as defined in section 139C.1.

20 Sec. 2. Section 141.23, subsection 1, Code 1993, is
21 amended by adding the following new paragraph:

22 NEW PARAGRAPH. i. An opponent prior to an extracurricular
23 interscholastic athletic contest or competition pursuant to
24 section 139.43.

25 EXPLANATION

26 This bill requires a person enrolled in a secondary school
27 or an institution of higher education in the state and
28 participating in an extracurricular interscholastic athletic
29 contest or competition which involves physical contact to
30 undergo testing for the human immunodeficiency virus (HIV) and
31 for the hepatitis B virus (HBV) prior to the competition or
32 contest. The bill also provides for the disclosure of the
33 test results to an opponent prior to the holding of the
34 competition or contest.

35 The HIV testing and disclosure of the results are subject

1 to the testing and confidentiality requirements and to the
2 penalty provisions of chapter 141.

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