

Reprinted 2/87

Human Resources, Hammond, Chair, Harper, Hermann, Hester, Mullins, Norrgard and Teaford.

Amend (3230) to Do Com 3/20/87 (p 941)

FEB 19 1987

HOUSE FILE 310
BY ROSENBERG

HUMAN RESOURCES

Passed House, Date 3-30-87 (p 941) Passed Senate, Date 4/21/87
Vote: Ayes 89 Nays 6 Vote: Ayes 50 Nays 0
Approved June 6, 1987

A BILL FOR

- 1 An Act relating to acquired immune deficiency syndrome including
- 2 the establishment of a central registry for victims and
- 3 screening and testing procedures.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 310

H-3230

- 1 Amend House File 310 as follows:
- 2 1. Page 1, line 10, by inserting after the word
- 3 "syndrome." the following: "Access to the registry
- 4 shall be limited to departmental personnel having a
- 5 need for such information in connection with their
- 6 official duties."
- 7 2. Page 1, line 14, by striking the word "to" and
- 8 inserting the following: "at the request of".

H-3230 FILED MARCH 20, 1987 BY COMMITTEE ON HUMAN RESOURCES
(Adopted 3/30/87 (p. 941))

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1 Section 1. NEW SECTION. 139.34 ACQUIRED IMMUNE
2 DEFICIENCY SYNDROME -- CENTRAL REGISTRY.

3 The Iowa department of public health shall establish and
4 maintain a central registry of persons diagnosed as having
5 contracted acquired immune deficiency syndrome in order to
6 facilitate the provision of appropriate services to those
7 persons. The department shall maintain the confidential
8 nature of the information collected in a manner which prevents
9 the identification of persons who are victims of acquired
10 immune deficiency syndrome.

11 Sec. 2. NEW SECTION. 139.35 ACQUIRED IMMUNE DEFICIENCY
12 SYNDROME -- CONFIDENTIAL SCREENING AND TESTING.

13 The Iowa department of public health shall provide
14 confidential screening and confirmatory testing to persons at
15 risk of contracting acquired immune deficiency syndrome. The
16 screening and testing procedures may be provided by contract
17 with alternate screening sites, private physicians, or a
18 hygienic laboratory for the purpose of providing these
19 services. The department shall provide instruction to
20 personnel providing the screening and testing regarding proper
21 procedure, including but not limited to prescreening and
22 pretesting counseling techniques. The department shall, in
23 cooperation with qualified counselors, provide posttest
24 counseling of a person with positive test results. The
25 department shall also promote public education efforts
26 regarding acquired immune deficiency syndrome and shall
27 publicize the services and confidential nature of the services
28 provided in order to encourage persons at risk of contracting
29 acquired immune deficiency syndrome to undergo screening and
30 testing procedures.

31 EXPLANATION

32 This bill provides for the establishment and maintenance of
33 a confidential central registry of individuals with acquired
34 immune deficiency syndrome (AIDS) by the Iowa department of
35 public health. The registry facilitates the provision of

1 appropriate services to individuals with AIDS. The bill also
2 requires the department to provide screening and confirmatory
3 testing to persons at risk of contracting AIDS. The
4 department may provide these services by contracting with
5 alternate screening sites, private physicians, or a hygienic
6 laboratory. The department is to provide instruction to
7 personnel providing the screening or testing services.
8 Promotion of public education efforts and publicizing of the
9 confidential services provided are required of the department
10 to encourage individuals at risk to undergo the screening and
11 testing procedures.

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See Human Resources 4/1/87 B. Pass 4/8/87 (p. 1158)

HOUSE FILE 310
BY ROSENBERG

(As Amended and Passed by the House March 30, 1987)

Passed House, Date 5/5/87 (p. 1969) Passed Senate, Date 4/21/87 (p. 1432)

Vote: Ayes 90 Nays 7 Vote: Ayes 50 Nays 0

Approved June 6, 1987

A BILL FOR

1 An Act relating to acquired immune deficiency syndrome including
2 the establishment of a central registry for victims and
3 screening and testing procedures.

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

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House Amendments _____

1 Section 1. NEW SECTION. 139.34 ACQUIRED IMMUNE
2 DEFICIENCY SYNDROME -- CENTRAL REGISTRY.

3 The Iowa department of public health shall establish and
4 maintain a central registry of persons diagnosed as having
5 contracted acquired immune deficiency syndrome in order to
6 facilitate the provision of appropriate services to those
7 persons. The department shall maintain the confidential
8 nature of the information collected in a manner which prevents
9 the identification of persons who are victims of acquired
10 immune deficiency syndrome. Access to the registry shall be
11 limited to departmental personnel having a need for such
12 information in connection with their official duties.

13 Sec. 2. NEW SECTION. 139.35 ACQUIRED IMMUNE DEFICIENCY
14 SYNDROME -- CONFIDENTIAL SCREENING AND TESTING.

15 The Iowa department of public health shall provide
16 confidential screening and confirmatory testing at the request
17 of persons at risk of contracting acquired immune deficiency
18 syndrome. The screening and testing procedures may be
19 provided by contract with alternate screening sites, private
20 physicians, or a hygienic laboratory for the purpose of
21 providing these services. The department shall provide
22 instruction to personnel providing the screening and testing
23 regarding proper procedure, including but not limited to
24 prescreening and pretesting counseling techniques. The
25 department shall, in cooperation with qualified counselors,
26 provide posttest counseling of a person with positive test
27 results. The department shall also promote public education
28 efforts regarding acquired immune deficiency syndrome and
29 shall publicize the services and confidential nature of the
30 services provided in order to encourage persons at risk of
31 contracting acquired immune deficiency syndrome to undergo
32 screening and testing procedures.

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HOUSE FILE 310

S-3689

1 Amend House File 310 as amended, passed, and
2 reprinted by the House as follows:

3 1. Page 1, line 21, by inserting after the word
4 "services." the following:

5 "A person seeking and undergoing acquired immune
6 deficiency syndrome screening and testing procedures
7 shall not be reported or have the person's identity
8 revealed in any way without the express written
9 consent of the person."

10 2. Page 1, line 25, by inserting after the word
11 "positive" the following: "or negative".

S-3689

Filed April 20, 1987

BY BEVERLY A. HANNON

ADOPTED (p. 1402)

HOUSE FILE 310

S-3692

1 Amend House File 310 as amended, passed and
2 reprinted by the House as follows:

3 1. Page 1, line 17, by inserting after the word
4 "at" the following: "high".

5 2. Page 1, line 18, by inserting after the word
6 "syndrome." the following: "For the purposes of this
7 section, "persons at high risk" means homosexuals,
8 bisexuals, and intravenous drug users."

9 3. Page 1, line 20, by striking the word
10 "hygienic" and inserting the following: "clinical".

11 4. Page 1, line 27, by inserting after the word
12 "results" the following: ", and for diagnosed
13 acquired immune deficiency syndrome cases".

S-3692

Filed April 20, 1987

BY BEVERLY A. HANNON

ADOPTED (p. 1402)

HOUSE FILE 310

S-3706

1 Amend House File 310 as amended, passed, and
2 reprinted by the House as follows:

3 1. Page 1, line 25, by striking the word
4 "cooperation" and inserting the following:
5 "association".

6 2. Page 1, line 25, by inserting after the word
7 "counselors" the following: "from public and private
8 agencies".

9 3. Page 1, line 26, by striking the word
10 "provide" and inserting the following: "facilitate".

11 4. Page 1, line 26, by inserting after the word
12 "positive" the following: "or negative".

13 5. Page 1, line 27, by inserting after the word
14 "results" the following: "and for diagnosed acquired
15 immune deficiency syndrome cases".

S-3706

Filed April 21, 1987

BY BEVERLY A. HANNON

A - ADOPTED (p. 1432)

B - WITHDRAWN

SENATE AMENDMENT TO HOUSE FILE 310

H-3888

- 1 Amend House File 310 as amended, passed, and
2 reprinted by the House as follows:
- 3 1. Page 1, line 17, by inserting after the word
4 "at" the following: "high".
- 5 2. Page 1, line 18, by inserting after the word
6 "syndrome." the following: "For the purposes of this
7 section, "persons at high risk" means homosexuals,
8 bisexuals, and intravenous drug users."
- 9 3. Page 1, line 20, by striking the word
10 "hygienic" and inserting the following: "clinical".
- 11 4. Page 1, line 21, by inserting after the word
12 "services." the following:
13 "A person seeking and undergoing acquired immune
14 deficiency syndrome screening and testing procedures
15 shall not be reported or have the person's identity
16 revealed in any way without the express written
17 consent of the person."
- 18 5. Page 1, line 25, by striking the word
19 "cooperation" and inserting the following:
20 "association".
- 21 6. Page 1, line 25, by inserting after the word
22 "counselors" the following: "from public and private
23 agencies".
- 24 7. Page 1, line 26, by striking the word
25 "provide" and inserting the following: "facilitate".
- 26 8. Page 1, line 26, by inserting after the word
27 "positive" the following: "or negative".
- 28 9. Page 1, line 27, by inserting after the word
29 "results" the following: ", and for diagnosed
30 acquired immune deficiency syndrome cases".
- 31 10. By renumbering, relettering, or redesignating
32 and correcting internal references as necessary.

H-3888 FILED APRIL 21, 1987 RECEIVED FROM THE SENATE

House Journal 5/5/87 (p. 1968)

STATE OF IOWA
FISCAL NOTE TO

Life No. 1584H.2
SIGN ID. RRS

REQ. BY SENATOR HANNON HOUSE FILE 310

In compliance with a written request received April 9, 1987, a fiscal note for House File 310 AS PASSED BY HOUSE is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note are available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 310 as passed by the House provides for the establishment and maintenance of a confidential central registry of individuals with AIDS by the Department of Public Health (DPH). Services required of the department include promoting and publicizing the confidential screening and confirmation testing of persons at risk of contracting AIDS; providing instruction to personnel who provide the screening and testing; and providing post-test counseling of a person with positive test results.

ASSUMPTIONS:

1. Fiscal Effect #1 is based upon the definition of RISK in the bill. If it concurs with the federal definition of HIGH RISK, the following assumptions would be established.
 - A. All of the requirements of House File 310, with the exception of the post-test counseling, has been, since 1983, and will continue to be, federally funded for high risk individuals, i.e., homosexual/bisexual and IV drug users. The post-test counseling will be funded by the general fund.
 - B. The estimated fiscal effect is based upon the addition of a Psychologist II (1 FTE) and necessary support.
 - C. The DPH estimates that 30 new cases will be reported and 220 individuals will test seropositive for AIDS.

2. Fiscal Effect #2 is based upon defining risk as anyone who feels they are at risk, i.e., mass screening of prenatal, premarital, those being tested for other sexually transmitted diseases, anxiety patients, and inmates at correctional facilities. Fiscal Effect #2 includes A, B, and C of Fiscal Effect #1 plus the following assumptions.
 - A. There are approximately 20,200 mass screening individuals per month identified by DPH.
 - B. The cost for the preliminary test, recheck and confirmation test is \$11.50.

FISCAL EFFECT #1 (General Fund Only):

	FY 88	FY 89
REVENUE	\$ 0	\$ 0
EXPENDITURES		
Salaries	\$ 34,953	\$ 37,749
Support	8,600	8,944
TOTAL EXPENDITURES	\$ 43,553	\$ 46,693
NET EFFECT	\$ 43,553	\$ 46,693
	=====	=====

STATE OF IOWA
FISCAL NOTE

LSB No. 1584H.2
Staff ID. RRS

FN pg. 2

-2-

FISCAL EFFECT #2 (General Fund Only):

	FY 88	FY 89
REVENUE	\$ <u>0</u>	\$ <u>0</u>
EXPENDITURES		
Salaries	\$ 34,953	\$ 37,749
Support	8,600	8,944
Mass Screening	<u>2,787,600</u>	<u>2,787,600</u>
TOTAL EXPENDITURES	\$ <u>2,831,153</u>	\$ <u>2,834,293</u>
 NET EFFECT	 \$ <u>2,831,153</u> =====	 \$ <u>2,834,293</u> =====

Source: Department of Public Health

(LSB 1584H.2, RRS)

Dennis C. Prouty
 Fiscal Director
 Legislative Fiscal Bureau
 Date: 4/14/87

Filed by the Sec. of the Senate April 15, 1987

DAILY
HOUSE CLIP SHEET

WEDNESDAY, MARCH 4, 1987

HOUSE FILE 310
FISCAL NOTE

REQUESTED BY REPRESENTATIVE ROSENBERG

In compliance with a written request received January 17, 1987, a fiscal note for **HOUSE FILE 310** is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note are available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 310 provides for the establishment and maintenance of a confidential central registry of individuals with AIDS by the Department of Public Health (DPH). Services required of the department include promoting and publicizing the confidential screening and confirmatory testing of persons at risk of contracting AIDS, providing instruction to personnel who provide the screening and testing, and providing post-test counseling of a person with positive test results.

ASSUMPTIONS:

1. All of the requirements of House File 310, with the exception of the post-test counseling, has been, since 1983, and will continue to be, federally funded.
2. The estimated fiscal effect is based upon the addition of a Psychologist II (1 FTE) and necessary support.
3. The DPH estimates that 20 new cases will be reported and 180 individuals will test seropositive for AIDS.

FISCAL EFFECT:

	FY 88	FY 89
REVENUE	\$ 0	\$ 0
EXPENDITURES		
Salaries	\$ 34,953	\$ 37,749
Support	8,600	8,944
TOTAL EXPENDITURES	\$ 43,553	\$ 46,693
NET EFFECT	\$ 43,553	\$ 46,693

Source: Department of Public Health

(LSB 1584H, RRS)

FILED MARCH 3, 1987

BY DENNIS PROUTY, FISCAL DIRECTOR

HOUSE FILE 310

AN ACT

RELATING TO ACQUIRED IMMUNE DEFICIENCY SYNDROME INCLUDING THE ESTABLISHMENT OF A CENTRAL REGISTRY FOR VICTIMS AND SCREENING AND TESTING PROCEDURES.

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

Section 1. NEW SECTION. 139.34 ACQUIRED IMMUNE DEFICIENCY SYNDROME -- CENTRAL REGISTRY.

The Iowa department of public health shall establish and maintain a central registry of persons diagnosed as having contracted acquired immune deficiency syndrome in order to facilitate the provision of appropriate services to those persons. The department shall maintain the confidential nature of the information collected in a manner which prevents the identification of persons who are victims of acquired immune deficiency syndrome. Access to the registry shall be limited to departmental personnel having a need for such information in connection with their official duties.

Sec. 2. NEW SECTION. 139.35 ACQUIRED IMMUNE DEFICIENCY SYNDROME -- CONFIDENTIAL SCREENING AND TESTING.

The Iowa department of public health shall provide confidential screening and confirmatory testing at the request of persons at high risk of contracting acquired immune deficiency syndrome. For the purposes of this section, "persons at high risk" means homosexuals, bisexuals, and intravenous drug users. The screening and testing procedures may be provided by contract with alternate screening sites, private physicians, or a clinical laboratory for the purpose of providing these services.

A person seeking and undergoing acquired immune deficiency syndrome screening and testing procedures shall not be reported or have the person's identity revealed in any way without the express written consent of the person. The department shall provide instruction to personnel providing

the screening and testing regarding proper procedure, including but not limited to prescreening and pretesting counseling techniques. The department shall, in association with qualified counselors from public and private agencies, facilitate posttest counseling of a person with positive or negative test results, and for diagnosed acquired immune deficiency syndrome cases. The department shall also promote public education efforts regarding acquired immune deficiency syndrome and shall publicize the services and confidential nature of the services provided in order to encourage persons at risk of contracting acquired immune deficiency syndrome to undergo screening and testing procedures.

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 310, Seventy-second General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved June 6, 1987

TERRY E. BRANSTAD
Governor

HF 310