

FILED FEB 25 1999

SENATE FILE

234

BY LUNDBY

(COMPANION TO LSB 1777HH BY BRADLEY)

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to the notification of an emergency care provider
2 of exposure to a contagious or infectious disease.

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

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SF 234
HUMAN RESOURCES

1 Section 1. Section 139B.1, subsection 1, paragraph a, Code
2 1999, is amended to read as follows:

3 a. "Contagious or infectious disease" means hepatitis in
4 any form, meningococcal disease, tuberculosis, blood-borne
5 diseases including AIDS or HIV infection as defined in section
6 141.21 and any other disease ~~with-the-exception-of-AIDS-or-HIV~~
7 ~~infection-as-defined-in-section-141.21~~, determined to be life-
8 threatening to a person exposed to the disease as established
9 by rules adopted by the department based upon a determination
10 by the state epidemiologist and in accordance with guidelines
11 of the centers for disease control of the United States
12 department of health and human services.

13 Sec. 2. Section 139B.1, subsection 2, paragraphs b, c, and
14 d, Code 1999, are amended to read as follows:

15 b. If an individual is diagnosed or confirmed as having a
16 contagious or infectious disease, the hospital shall
17 immediately notify the designated officer of an emergency care
18 provider service who shall immediately notify, in a
19 confidential manner, persons involved in attending or
20 transporting the individual. ~~For-blood-borne-contagious-or~~
21 ~~infectious-diseases, notification shall only take place upon~~
22 ~~filing-of-an-exposure-report-form-with-the-hospital.--The~~
23 ~~exposure-report-form-may-be-incorporated-into-the-Iowa~~
24 ~~prehospital-care-report, the Iowa prehospital-advanced-care~~
25 ~~report, or a similar report used by an ambulance, rescue, or~~
26 ~~first-response-service-or-law-enforcement-agency.~~

27 c. A person who renders direct emergency aid without
28 compensation and is exposed to an individual who has a
29 contagious or infectious disease shall also receive
30 notification from the hospital ~~upon-the-filing-with-the~~
31 ~~hospital-of-an-exposure-report-form-developed-by-the~~
32 department.

33 d. The notification shall advise the emergency care
34 provider of possible exposure to a particular contagious or
35 infectious disease and recommend that the provider seek

1 medical attention. ~~The notification shall be provided as soon~~
2 ~~as is reasonably possible following determination that the~~
3 ~~individual has a contagious or infectious disease.~~

4 Sec. 3. Section 141.22, subsection 5, paragraph d,
5 unnumbered paragraph 1, Code 1999, is amended to read as
6 follows:

7 The performance by a health care provider or health
8 facility of an HIV-related test when the subject of the test
9 is deceased, ~~a significant~~ an exposure as defined pursuant to
10 section ~~141.22A~~ 139B.1 has occurred, and written consent is
11 obtained from any of the following persons, in order of
12 priority stated, if persons in prior classes are not
13 available:

14 Sec. 4. Section 141.22A, Code 1999, is repealed.

15 EXPLANATION

16 This bill eliminates the separate emergency care provider
17 notification procedures for HIV and AIDS and other contagious
18 or infectious diseases, and combines them under the current
19 chapter relating to contagious or infectious diseases. The
20 bill also makes conforming changes to reflect the elimination
21 of the separate procedure.

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