
SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Mills to Reengrossed House Bill No. 821 by Representative Reynolds

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 3, 2018.

AMENDMENT NO. 2

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 40:1157.3(A), (B), (C), and (F), relative"

AMENDMENT NO. 3

On page 1, at the end of line 6, delete "to"

AMENDMENT NO. 4

On page 1, line 7, delete "provide for Good Samaritans;"

AMENDMENT NO. 5

On page 1, line 10, after "Section 1." delete "R.S. 40:1157.3(B) and (C)" and insert "R.S. 40:1157.3(A), (B), (C), and (F)"

AMENDMENT NO. 6

On page 1, delete line 14 and insert the following:

"A. Notwithstanding the provisions of R.S. 40:1157.1 or any other law to the contrary, whenever ~~it is determined by the hospital infection control committee or equivalent body that~~ an agent or employee of a hospital, or a physician having privileges at the hospital has been exposed to the blood or bodily fluids of a patient, in such a manner as to create any risk that the agent, employee, or physician may become infected with the human immunodeficiency virus or other infectious agent if the patient is infected with the human immunodeficiency virus or other infectious agent, in accordance with the infectious disease exposure guidelines of the Centers for Disease Control or the infectious disease exposure standards of the health care facility where the exposure occurred, then the hospital ~~infection control committee may~~ shall, without the consent of the patient, conduct such tests on blood previously drawn or bodily fluids previously collected as are necessary to determine whether the patient is, in fact, infected with the virus or other agent believed to cause acquired immune deficiency syndrome or other infectious disease. If no previously drawn blood or collected bodily fluids are available or are suitable, the hospital ~~may~~ shall order, without the consent of the patient, that blood, bodily fluids, or both be drawn and collected from the patient to conduct the necessary tests.

AMENDMENT NO. 7

On page 1, line 15, after "B." delete "(1)"

AMENDMENT NO. 8

On page 1, line 19, delete "while rendering emergency medical"

1 AMENDMENT NO. 9

2 On page 2, delete line 1 and insert "~~services, transporting, or treating an ill or injured patient~~
3 in the course and scope of his duties and in such a manner as to"

4 AMENDMENT NO. 10

5 On page 2, line 7, after "organization" delete the remainder of the line and delete lines 8
6 through 10

7 AMENDMENT NO. 11

8 On page 2, delete line 11 and insert "~~personnel, the hospital infection control committee may~~
9 shall request that the hospital, while the patient is in"

10 AMENDMENT NO. 12

11 On page 2, line 12, after "conduct" delete the remainder of the line and delete line 13 and
12 insert "a human immunodeficiency virus test approved by the United States Food and Drug
13 Administration that can yield test results within no more than five hours of administering the
14 test."

15 AMENDMENT NO. 13

16 On page 2, delete lines 14 through 28 and on page 3, delete lines 1 through 4

17 AMENDMENT NO. 14

18 On page 3, line 6, delete "immediately"

19 AMENDMENT NO. 15

20 On page 3, at the end of line 8, delete the comma ","

21 AMENDMENT NO. 16

22 On page 3, line 9, delete "or Good Samaritan" and after "test" insert "within one hour of
23 receipt of the results"

24 AMENDMENT NO. 17

25 On page 3, delete line 11 and insert the following:

26 "F. Nothing in this Subpart shall be construed to require the hospital to perform the test
27 described herein. The law enforcement, fire service, or emergency medical service agency
28 or organization shall ensure that an exposed employee or agent receives medically
29 appropriate human immunodeficiency postexposure prophylaxis regimens, follow-up testing,
30 and appropriate counseling."