
DIGEST

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HB 821 Reengrossed

2018 Regular Session

Reynolds

Abstract: Provides for an exception to informed consent testing for human immunodeficiency virus and other infectious diseases in certain healthcare settings.

Present law provides for an exception to informed consent in testing for human immunodeficiency virus (HIV) and other infectious agents when it is determined by the infectious disease control officer, law enforcement, fire service, or emergency medical service agency that an employee has been exposed to blood or bodily fluids of a patient while rendering medical service.

Proposed law adds to present law an exception to informed consent in testing for human immunodeficiency virus (HIV) and other infectious agents when it is determined by the infectious disease control officer that a Good Samaritan has been exposed to blood or bodily fluids of a patient while rendering medical service.

Proposed law provides that the hospital infection control committee shall conduct with or without patient consent a rapid HIV and any other infectious disease testing on a patient who exposes an employee or Good Samaritan to blood or bodily fluids while rendering medical service.

Proposed law requires any Good Samaritan who believes he has sustained an exposure to an infectious disease from a person while rendering emergency healthcare services shall report to the hospital where the person is transported as soon as possible, but within four hours of possible exposure.

Proposed law provides that in the event that the Good Samaritan is unaware of where the patient is taken, the Good Samaritan may contact the designated infectious disease control officer of the transporting agency to make the report to the hospital on behalf of the Good Samaritan.

Present law authorizes the hospital to inform the exposed individual of the test results.

Proposed law changes present law to require the hospital to inform the exposed individual of the test results.

Present law provides that present law is to not be construed as a requirement that a hospital perform such test.

Proposed law repeals present law.

(Amends R.S. 40:1157.3(B) and (C); Repeals R.S. 40:1157.3(F))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Provide that the hospital infection control committee shall conduct with or without patient consent a rapid HIV and any other infectious disease testing on a patient who exposes a Good Samaritan to blood or bodily fluids while rendering emergency service.
2. Provide that in the event the Good Samaritan is unaware of where the patient is taken, the Good Samaritan may contact the designated infectious disease control officer of the transporting agency to make the report to the hospital on behalf of the Good Samaritan.
3. Define the term "Good Samaritan".
4. Make technical changes.