



## Legislative Report 3/3/2009

*To view a current version of a bill, place cursor on bill number and press the control key (CTRL + click).*

Bill Number, Author and Name	General Description	Position	Status
<a href="#"><u>AB 221 ( Portantino) HIV Testing: Skin Punctures</u></a>	AB 221 exempts an HIV counselor who is trained by a licensed physician and surgeon, or by a licensed clinical laboratory scientist or bioanalyst in accordance with training requirements established by the Department of Public Health, and who works under a licensed physician and surgeon from the requirement that he or she hold a valid certification as a phlebotomist technician. <i>Sponsored by AIDS Healthcare Foundation and SF AIDS Foundation.</i>	<b>Under review</b>	Introduced 01/04/09
<a href="#"><u>AB 169 ( Portantino) Communicable disease: involuntary testing</u></a>	AB 169 adds custodial officers to the list of persons who may seek to have an arrestee's blood tested, either voluntarily or by court order, for specified communicable diseases when the custodial officer is exposed to that arrestee's blood or bodily fluids while the custodial officer is acting within the scope of his or her duties. <i>Sponsored by Laborers International Union of North America – Local 77.</i>	<b>Under review</b>	Introduced 01/29/09

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<a href="#">AB 382 (Ammiano) Department of Corrections and rehabilitation: inmates and wards classification</a>	<p>Existing law requires the Department of Corrections and Rehabilitation to classify inmates and wards in order to prevent inmate and ward sexual violence and to promote inmate and ward safety. Existing law also requires the department to consider certain characteristics of the inmate or ward when classifying the inmate. AB 381 adds the sexual orientation and gender identity of the inmate or ward to the list of characteristics to be considered. <i>Sponsored by Equality California.</i></p>	<p><b>Under review</b></p>	<p>Introduced 01/04/09</p>
<a href="#">AB 1045 ( J. A Perez) HIV and AIDS Reporting</a>	<p>Existing law establishes for the reporting of information relating to HIV or AIDS infection. This bill would limit this reporting requirement to CD4+ T-Cell test results related to a case of HIV infection, but would permit a clinical laboratory to, instead, elect to report all CD4+ T-Cell test results, regardless of whether they relate to a case of HIV infection, in a manner specified by the local health officer. The bill would limit the local health officer's duty to report to the state in cases of duplication. The intent of the bill is to clean up the data going to local health officers. <i>Sponsored by Kaiser.</i></p>	<p><b>Under review</b></p>	<p>Introduced 01/27/09</p>
<a href="#">AB 1397 (Jerry Hill) Tissue Donation</a>	<p>To minimize the infectiousness of sperm for use in insemination or advanced reproductive technology, existing law requires the State Department of Public Health to adopt regulations for facilities performing the processing of the sperm of a donor who has tested reactive for HIV or HTLV-1 by January 1, 2010. AB 1397 makes the adoption of the above regulations voluntary.</p> <p>Existing law requires the physician providing insemination to inform the recipient that the processing may not eliminate the risk of infection and about the potential adverse effects of testing on the sperm. AB 1397 removes the requirement that the recipient be informed of the availability and consequences of further testing.</p> <p>Under existing law, the physician performing insemination or advanced reproductive technology is required to provide prophylactic treatments, follow-up testing, and monitoring to the recipient to minimize the risk of infection. AB 1397 removes those requirements.</p> <p>Existing law allows the use of sperm from a donor who has tested reactive for HIV or HTLV-1 if the recipient has also previously been documented with HIV or HTLV-1 and where mutual consent has</p>	<p><b>Under review</b></p>	<p>Introduced 2/27/09</p>

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	been obtained. AB 1397 removes this provision and also makes all of the provisions applicable to donors who have tested reactive for any of the human T lymphotropic viruses.		
<a href="#"><u>AJR 9 ( John A. Perez) Ryan White HIV/AIDS Treatment Modernization Act of 2009</u></a>	AJR 9 urges the Congress and President of the United States to enact legislation that would provide for a 3-year extension of the Ryan White HIV/AIDS Treatment Modernization Act of 2006, from its current sunset on September 30, 2009, to September 30, 2012.	<b>Under review</b>	Introduced 01/04/09
<a href="#"><u>SB 238 (Calderon) Medical Information</u></a>	The Confidentiality of Medical Information Act prohibits a provider of health care, a health care service plan, contractor, or corporation and its subsidiaries and affiliates from intentionally sharing, selling, using for marketing, or otherwise using any medical information for any purpose not necessary to provide health care services to a patient, except if authorized by the patient, enrollee, or subscriber. SB 238 states the Legislature's intent to amend these provisions to ensure that patients adhere to prescription refill requirements.	<b>Under review</b>	Introduced 01/04/09

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