



Legislative Report
4/1/2009

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
<p><u>AB 169 (Portantino)</u> <u>Communicable disease:</u> <u>involuntary testing</u></p>	<p>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></p>	<p>Under review</p>	<p>3/17/09 Heard in Assembly Public Safety Committee: Passed 6-0 4/01/09: Scheduled for hearing in Assembly Appropriations Committee</p>
<p><u>AB 221 (Portantino)</u> <u>HIV Testing: Skin</u> <u>Punctures</u></p>	<p>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></p>	<p>Under review</p>	<p>3/31/09: Heard in Assembly Business and Professions Committee Passed: 9-0</p>

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AB 382 (Ammiano) Department of Corrections and rehabilitation: inmates and wards classification	<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>Under review</p>	<p>3/31/09: Heard In Assembly Public Safety Committee Passed: 7-0</p>
AB 1045 (J. A Perez) HIV and AIDS Reporting	<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>Under review</p>	<p>4/14/09: To be heard in Assembly Health</p>
AB 1397 (Jerry Hill) Tissue Donation	<p>In 2007 SB 443 was adopted and signed into law to allow HIV/HTLV infected sperm to be used in artificial reproduction technologies through the use of sperm washing. Once the law began to be implemented in the field, problems in the language were discovered. AB 1397 seeks to fix those problems.</p> <p>Problems in SB 443 that are addressed in AB 1397:</p> <ul style="list-style-type: none"> • AB 1397 clarifies which medical professionals are responsible for the care of the HIV/HTLV infected sperm donor and for HIV/HTLV follow up of the woman; • Medical terminology language in current law has been made more accurate and inclusive of all available technologies. <p>The bill removes the mandatory aspect of state regulations about sperm processing. Instead, the state is monitoring the activities of the professionals and professional associations involved and can promulgate regulations if and when it finds the profession's guidelines are not sufficient to protect the public. <i>Sponsored by American Society for Reproductive Medicine</i></p>	<p>Under review</p>	<p>In Assembly Health Committee</p>

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AJR 9 (John A. Perez) Ryan White HIV/AIDS Treatment Modernization Act of 2009	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. <i>Sponsored by AIDS Project Los Angeles</i>	Support	3/31/09: To be heard in Assembly Health Passed: 19-0
SB 238 (Calderon) Medical Information	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.	Under review	In Senate Rules committee

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