

Introduced: 1/9/89
Referred: Community and Regional
Affairs and Health, Education
and Social Services

6-0426A

1 IN THE SENATE

BY FISCHER

2

SENATE BILL NO. 77

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to acquired immune deficiency syn-
7 drome and related conditions."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 18.15 is amended by adding a new section to read:

10 ARTICLE 3A. ACQUIRED IMMUNE DEFICIENCY SYNDROME.

11 Sec. 18.15.350. NOTIFICATION OF EXPOSURE. (a) If a health care
12 facility has reason to know that a patient has been diagnosed as
13 having acquired immune deficiency syndrome or as being HIV-positive,
14 the facility shall notify each person who works for or within the
15 facility who has been, or will be, in contact with the patient or the
16 patient's body fluids. If the patient was transported to the facility
17 by ambulance, the facility shall also notify each certified emergency
18 medical technician or certified physician-trained mobile intensive
19 care paramedic who came into contact with the patient during trans-
20 port.

21 (b) The notice required under (a) of this section

22 (1) must include appropriate medical advice about dealing
23 with the type of contact the person experienced or will experience;

24 (2) shall be given to the person within 48 hours after the
25 facility is aware of the diagnosis; and

26 (3) shall be given in a manner that will protect the con-
27 fidentiality of the patient and the person being notified.

28 (c) A person who receives notice under this section may not
29 disclose to another person any personally identifying information

1 about the patient responsible for the exposure unless the other person
2 is also entitled to notice under this section or other law. A person
3 who violates this subsection is guilty of a class A misdemeanor.

4 (d) In this section

5 (1) "ambulance" has the meaning given in AS 18.08.090;

6 (2) "health care facility" means a private, municipal,
7 state or federal hospital; a psychiatric hospital; a tuberculosis
8 hospital; a skilled nursing facility; a kidney disease treatment
9 center, including a freestanding hemodialysis unit; an intermediate
10 care facility; an ambulatory surgical facility; and the office of a
11 private physician; the term excludes

12 (A) an Alaska Pioneers' Home administered by the
13 Department of Administration under AS 44.21.020(10) and AS 47.-
14 25.010 - 47.25.100; and

15 (B) the office of a dentist.