



UTAH STATE SENATE

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February 2, 2005

Mr. President:

The Health and Human Services Committee reports a favorable recommendation on **S.B. 19, DISEASE TESTING OF INDIVIDUALS EXPOSED TO BLOOD BORNE PATHOGENS**, by Senator P. Arent, with the following amendments:

1. *Page 2, Lines 32 through 33:*

32 ENACTS:
33 78-29-104, Utah Code Annotated 1953
= 78-29-105, Utah Code Annotated 1953

2. *Page 5, Line 151 through Page 6, Line 154:*

151 (2) "Disease" means [~~the same as that term is defined in Section 26-6a-1]~~ Human
152 Immunodeficiency Virus infection, acute or chronic Hepatitis B infection, Hepatitis C
153 infection, and any other infectious disease specifically designated by the Labor
Commission in consultation with the Department of Health
154 for the purposes of this chapter.

3. *Page 9, Lines 254 through 257:*

254 Section 10. Section **78-29-104** is enacted to read:
255 78-29-104. Department authority -- Rules.

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256 The **Labor Commission in consultation with the** Department of Health has authority to
establish rules necessary for the purposes of
257 Subsections 78-29-101(2) and (6).

= **Section 11. Section 78-29-105 is enacted to read:**

78-29-105. Construction.

Nothing in this chapter may be construed as prohibiting:

(1) a person from voluntarily consenting to the request of a health care provider, as defined in Section 78-14-3, to submit to testing following a significant exposure; or

(2) a court from considering the petition of a health care provider for an order requiring that a person submit to testing to determine the presence of a disease if a significant exposure has occurred in connection with the health care provider's treatment of that person.

Renumber remaining sections accordingly.

Respectfully,

Allen M. Christensen
Committee Chair

Voting: 2-0-4

3 SB0019.SC1.WPD nduzett/MDA CJD/MDA 2/2/05 9:24 am

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