

**SSB 5728** - H COMM AMD

By Committee on Health Care & Wellness

ADOPTED 03/02/2016

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that the scientific  
4 community's understanding of the human immunodeficiency virus has  
5 changed significantly since the virus was first identified. With that  
6 change has come increased awareness of the value of incorporating HIV  
7 testing into routine health screenings. The legislature finds that  
8 the United States preventive services task force recommends that  
9 clinicians screen for HIV infection in adolescents and adults age  
10 fifteen to sixty-five years and for all pregnant women. The  
11 legislature also finds that since 2006, the United States centers for  
12 disease control has recommended one-time screening of adolescent and  
13 adult patients to identify persons who are already HIV-positive,  
14 making HIV screening a regular part of the medical care provided by a  
15 primary care provider and on the same voluntary basis as other  
16 diagnostic and screening tests. In that same recommendation, the  
17 centers for disease control formally adopted its current  
18 recommendations for an opt-out model of HIV screening for all  
19 individuals ages thirteen to sixty-four and for all pregnant women.  
20 The legislature finds further that it is appropriate to update the  
21 state's HIV screening policy by adopting these recommendations.

22 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.24  
23 RCW to read as follows:

24 (1) Clinicians shall screen for HIV infection consistent with the  
25 United States preventive services task force recommendations for all  
26 patients age fifteen through sixty-five years and for all pregnant  
27 women. Screening is voluntary and may be undertaken only after the  
28 patient or the patient's authorized representative has been told that  
29 HIV screening is planned and that HIV screening will be performed  
30 unless the patient declines.

1           (2) If a health care provider notifies a patient that an HIV  
2 screening will be performed unless the patient declines, and the  
3 patient or patient's authorized representative declines the HIV  
4 screening, the health care provider may not use the fact that the  
5 person declined an HIV screening as a basis for denying services or  
6 treatment, other than an HIV screening, to the person."

7           Correct the title.

EFFECT: Makes the age of patients for which clinicians must offer HIV screening consistent with recommendations by the United States preventive services task force. Makes changes to provisions that require (1) clinicians to screen for HIV infection and (2) a health care provider not to use the fact that a patient declines an HIV screening as a basis for denying services or treatment if a health care provider notifies a patient that an HIV test will be performed unless the patient declines. Makes technical changes for consistency.

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