

HB 1016 - S COMM AMD

By Committee on Health & Long Term Care

ADOPTED 04/15/2019

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

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 70.41
4 RCW to read as follows:

5 (1) By July 1, 2020, any hospital that does not provide sexual
6 assault evidence kit collection, or does not have appropriate
7 providers available to provide sexual assault evidence kit collection
8 at all times, shall develop a plan, in consultation with the local
9 community sexual assault agency, to assist individuals with obtaining
10 sexual assault evidence kit collection at a facility that provides
11 such collection.

12 (2) Beginning July 1, 2020:

13 (a) If a hospital does not perform sexual assault evidence kit
14 collection or does not have appropriate providers available, the
15 hospital shall, within two hours of a request, provide notice to
16 every individual who presents in the emergency department of the
17 hospital and requests a sexual assault evidence kit collection that
18 the hospital does not perform such collection or does not have
19 appropriate providers available; and

20 (b) Pursuant to the plan required in subsection (1) of this
21 section, if the hospital does not perform sexual assault evidence kit
22 collection or does not have appropriate providers available, hospital
23 staff must coordinate care with the local community sexual assault
24 agency and assist the patient in finding a facility with an
25 appropriate provider available.

26 (3) A hospital must notify individuals upon arrival who present
27 in the emergency department of the hospital and request a sexual
28 assault evidence kit collection that they may file a complaint with
29 the department if the hospital fails to comply with subsection (2)(a)
30 of this section."

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1 On page 1, line 2 of the title, after "collection;" strike the
2 remainder of the title and insert "and adding a new section to
3 chapter 70.41 RCW."

EFFECT: (1) Removes the civil penalty for hospitals that fail to
comply with this act.

(2) Requires hospitals to notify individuals upon arrival that
they may file a complaint with the Department of Health if the
hospital fails to notify the individual within two hours that the
hospital does not or cannot provide sexual assault evidence kit
collection.

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