

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION BY SENATE

FLOOR AMENDMENT

No. _____

(Date)

Mr./Madame President:

I move to amend House Bill No. 2384, Page 6, Line 19, as follows:

By inserting new sections as attached.

Submitted by:

Senator C. Johnson

C. Johnson-JAM-FA-HB2384
4/7/2014 10:15 AM

1 SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as
2 Section 1-607 of Title 63, unless there is created a duplication in numbering, reads as follows:

3 This act shall be known and may be cited as the "Hepatitis C Adult Screening Act".

4 SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as
5 Section 1-608 of Title 63, unless there is created a duplication in numbering, reads as follows:

6 As used in the Hepatitis C Adult Screening Act:

7 1. "Commissioner" means the State Commissioner of Health;

8 2. "Health care practitioner" means:

9 a. a physician as defined by Section 492 of Title 59 of the Oklahoma Statutes,

10 b. a physician assistant as defined by Section 519.2 of Title 59 of the Oklahoma Statutes, or

11 c. any individual licensed to practice nursing as defined by Section 567.3a of Title 59 of the
12 Oklahoma Statutes;

13 3. "Hepatitis C diagnostic test" means any laboratory test that detects the presence of the hepatitis C
14 virus in the blood and confirms whether an individual has a hepatitis C infection;

15 4. "Hepatitis C screening test" means any laboratory test that detects the presence of hepatitis C
16 virus antibodies in the blood;

17 5. "Hospital" means a facility licensed pursuant to the provisions of Section 1-701 et seq. of Title 63
18 of the Oklahoma Statutes; and

19 6. "Primary care services" means medical care delivered by a health care practitioner and related to
20 family medicine, geriatrics, general internal medicine, general pediatrics, obstetrics, gynecology, or
21 emergency medicine.

22 SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as
23 Section 1-609 of Title 63, unless there is created a duplication in numbering, reads as follows:

24 A. Every individual born between January 1, 1945, and December 31, 1965, receiving inpatient or
25 outpatient treatment in a hospital or receiving primary care services from a health care practitioner in
26 this state shall be offered a hepatitis C screening test or hepatitis C diagnostic test. The provisions of
27 this section shall not apply if:

28 1. The individual is being treated for a life threatening emergency;

29 2. The individual has been previously offered or has been subject to a hepatitis C screening test or
30 hepatitis C diagnostic test; or

31 3. The individual is physically or mentally incapable of providing informed consent for the
32 performance of a hepatitis C screening test or hepatitis C diagnostic test.

1 B. Individuals receiving test results indicating the presence of hepatitis C infection shall be offered
2 subsequent medical treatment by the health care practitioner or be referred to a health care
3 practitioner for subsequent treatment options to be performed at a later date.

4 C. This section shall not affect the scope or practice of any health care practitioner or diminish any
5 authority, professional duty, or legal obligation of any health care practitioner to offer a hepatitis C
6 screening test or hepatitis C diagnostic test.

7 D. On or before January 1, 2015, the State Commissioner of Health shall evaluate and report on the
8 impact of this act with respect to the number of persons who are screened for hepatitis C and the
9 number of persons who have accessed health care services following a positive test. Such report
10 shall be submitted to the Governor, the Speaker of the House of Representatives, and the President
11 Pro Tempore of the Senate.

12 E. The State Board of Health shall promulgate rules as necessary to implement the provisions of this
13 act.
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