

SB2670



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB2670

Introduced 1/21/2014, by Sen. John G. Mulroe

SYNOPSIS AS INTRODUCED:

New Act

Creates the Hepatitis C Screening Act. Provides that every individual born between the years of 1945 and 1965 who receives health services from a hospital as an inpatient or in the emergency department of a hospital or who receives primary care services in an outpatient department of a hospital or who receives health services from a health care practitioner providing primary care shall be offered a hepatitis C-related test, unless the health care practitioner providing the services reasonably believes that certain conditions are present. Effective January 1, 2015.

LRB098 14138 RPM 50295 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

1 AN ACT concerning public health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the
5 Hepatitis C Screening Act.

6 Section 5. Definitions. In this Act:

7 "Department" means the Department of Public Health.

8 "Director" means the Director of Public Health.

9 "Health care practitioner" means a physician licensed to
10 practice medicine in all its branches, a physician assistant,
11 or a nurse practitioner.

12 "Hospital" means a duly licensed institution as defined in
13 the Hospital Licensing Act or the University of Illinois
14 Hospital as defined in the University of Illinois Hospital Act.

15 "Primary care" means the medical fields of family medicine,
16 general pediatrics, primary care, internal medicine, primary
17 care obstetrics, or primary care gynecology, without regard to
18 board certification.

19 Section 10. Required offering of hepatitis C-related
20 testing.

21 (a) Every individual born between the years of 1945 and
22 1965 who receives health services from a hospital as an

1 inpatient or in the emergency department of a hospital or who
2 receives primary care services in an outpatient department of a
3 hospital or who receives health services from a health care
4 practitioner providing primary care shall be offered a
5 hepatitis C-related test, unless the health care practitioner
6 providing the services reasonably believes that the
7 individual:

8 (1) is being treated for a life-threatening emergency;

9 (2) has previously been offered or has been the subject
10 of a hepatitis C-related test (except that a test shall be
11 offered if otherwise indicated); or

12 (3) lacks capacity to consent to a hepatitis C-related
13 test.

14 (b) If an individual accepts the offer of a hepatitis
15 C-related test and the test is reactive, then the health care
16 provider shall either offer the individual follow-up health
17 care or refer the individual to a health care provider who can
18 provide follow-up health care. The follow-up health care shall
19 include a hepatitis C diagnostic test.

20 (c) The offering of hepatitis C-related testing under this
21 Act shall be culturally and linguistically appropriate in
22 accordance with rules adopted by the Director.

23 (d) The Director shall adopt rules to carry out the
24 provisions of this Act.

25 Section 15. Scope of practice. This Act shall not affect

1 the scope of practice of any health care practitioner or
2 diminish any authority or legal or professional obligation of
3 any health care practitioner to offer hepatitis C-related tests
4 or provide services or care for the subject of a hepatitis
5 C-related test.

6 Section 99. Effective date. This Act takes effect January
7 1, 2015.