

FIRST REGULAR SESSION

# HOUSE BILL NO. 217

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE LEMBKE.

Read 1<sup>st</sup> time January 13, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

0697L.011

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### AN ACT

To amend chapter 191, RSMo, by adding thereto one new section relating to hepatitis C testing.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 191, RSMo, is amended by adding thereto one new section, to be  
2 known as section 191.645, to read as follows:

3 **191.645. 1. The department of health and senior services shall establish and**  
4 **oversee a voluntary hepatitis C annual testing program for health care providers. The**  
5 **employer of the health care provider shall pay the cost of such testing.**

6 **2. Any test results obtained from such testing shall be confidential and shall not be**  
7 **disclosed except to any health care facility where the health care provider provides patient**  
8 **care. The department may only notify such facilities of the practice restrictions and**  
9 **limitations imposed on such health care provider. Such restrictions and limitations shall**

10 **3. Notwithstanding the voluntary nature of the hepatitis C testing authorized under**  
11 **this section, the department of health and senior services may exercise the general**  
12 **authority and power under section 192.020, RSMo, to intervene in instances where there**  
13 **is reason to believe that a health care provider is practicing in a manner that creates a**  
14 **grave and unjustifiable risk of injury to others.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.