

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 324

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “an individual’s”; in line 7, strike “written consent” and substitute “prior written authorization”; in the same line, after “individual” insert “from whom the genetic information was obtained”; and strike beginning with “providing” in line 7 down through “subtitle;” in line 8 and substitute “identifying permissible purposes for disclosure of an individual’s genetic information;”.

AMENDMENT NO. 2

On page 1, after line 21, insert:

“(2) “GENE PRODUCT” MEANS THE BIOCHEMICAL MATERIAL, EITHER RNA OR PROTEIN, MADE BY A GENE.”;

in line 22, strike “(2)” and substitute “(3) (I)”; in line 23, strike “(I)” and substitute “1.”; in line 26, strike “(II)” and substitute “2.”; and in the same line, strike “PREDICTIVE” and substitute “DIAGNOSTIC AND THERAPEUTIC”.

AMENDMENT NO. 3

On page 2, in line 1, strike “(III)” and substitute “3.”; after line 2, insert:

“(II) “GENETIC INFORMATION” DOES NOT INCLUDE:

1. ROUTINE PHYSICAL MEASUREMENTS;

2. CHEMICAL, BLOOD, AND URINE ANALYSES THAT ARE WIDELY ACCEPTED AND IN USE IN CLINICAL PRACTICE;

(Over)

3. TESTS FOR USE OF DRUGS; AND

4. TESTS FOR THE PRESENCE OF THE HUMAN IMMUNODEFICIENCY VIRUS.”;

in line 3, strike “(3)” and substitute “(4)”; in line 5, strike “PREDICTIVE” and substitute “DIAGNOSTIC AND THERAPEUTIC”; in line 6, strike “(4)” and substitute “(5)”; strike lines 10 through 12 in their entirety; in line 13, after “contracts,” insert “LONG-TERM CARE INSURANCE.”; in line 24, before “GENETIC” insert “IDENTIFIABLE”; in line 25, after “TEST” insert “TO ANY PERSON WHO IS NOT AN EMPLOYEE OF THE PLAN OR A PARTICIPATING HEALTH CARE PROVIDER WHO PROVIDES MEDICAL SERVICES TO ENROLLEES”; in line 26, after “test” insert “RESULTS OR GENETIC INFORMATION”; in lines 26 and 27, strike “OR TO WHOM THE GENETIC INFORMATION RELATES”; after line 27, insert:

“(D) DISCLOSURE OF IDENTIFIABLE GENETIC INFORMATION TO AN EMPLOYEE OR HEALTH CARE PROVIDER AUTHORIZED PURSUANT TO SUBSECTION (C)(3) OF THIS SECTION SHALL ONLY BE FOR THE PURPOSE OF:

(1) PROVIDING MEDICAL CARE TO PATIENTS; OR

(2) CONDUCTING RESEARCH THAT HAS BEEN APPROVED BY AN INSTITUTIONAL REVIEW BOARD ESTABLISHED IN ACCORDANCE WITH FEDERAL LAW.”;

in lines 28 and 34, strike “(d)” and “(E)”, respectively, and substitute “(E)” and “(F)”, respectively; and in line 35, strike “IDENTIFY THE PERSON” and substitute “DESCRIBE THE INDIVIDUAL OR ENTITIES MAKING THE DISCLOSURE AND”.

AMENDMENT NO. 4

On pages 2 and 3, strike in their entirety the lines beginning with line 37 on page 2 through line 2 on page 3, inclusive.