

REVENUE: No revenue impact

FISCAL: No fiscal impact

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<b>Action:</b>	Do Pass
<b>Vote:</b>	7 - 0 - 1
<b>Yeas:</b>	Conger, Doherty, Hoyle, Keny-Guyer, Parrish, Greenlick, Thompson
<b>Nays:</b>	0
<b>Exc.:</b>	Kennemer
<b>Prepared By:</b>	Sandy Thiele-Cirka, Administrator
<b>Meeting Dates:</b>	2/15, 2/17

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**WHAT THE MEASURE DOES:** Removes requirement that person subjected to HIV test give separate informed consent to test. Replaces “person” with “health care provider” or provider’s designee. Requires that person be notified of test and be given opportunity to decline test. Declares emergency, effective on passage.

**ISSUES DISCUSSED:**

- HIV results confidentiality
- Current barriers in consent process for patients and physicians
- Original 1987 concerns relating to HIV status, epidemic and stigma
- Importance to streamline process
- American Civil Liberties Union (ACLU) maintains HIV testing is “unique”
- Importance to keep moving forward

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** Currently, Oregon law requires a separate informed consent to test for HIV, which the Center for Disease Control (CDC) asserts has been shown to be a barrier to screening and is contrary to the standard of care. Proponents assert that with the current HIV testing policy, there has been a lack of progress in preventing new HIV infections. In addition, they state that to stop the HIV epidemic, voluntary testing must be easier to conduct and more accessible for patients.