

[First Reprint]
SENATE, No. 1547

STATE OF NEW JERSEY

INTRODUCED OCTOBER 3, 1996

By Senators MARTIN, BASSANO, Codey and MacInnes

1 AN ACT concerning the testing of patients at State psychiatric facilities
2 for hepatitis B, HIV infection and sexually transmitted diseases
3 and supplementing Title 30 of the Revised Statutes.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

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8 1. As used in this act:

9 a. "AIDS" means acquired immune deficiency syndrome as defined
10 by the Centers for Disease Control and Prevention of the United States
11 Public Health Service.

12 b. "HIV infection" means infection with the human
13 immunodeficiency virus or any other related virus identified as a
14 probable causative agent of AIDS.

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16 2. a. A patient who is admitted for treatment at a State psychiatric
17 hospital shall be required, upon admission, to submit to ¹blood¹ testing
18 for hepatitis B, HIV infection, and ¹other¹ sexually transmitted diseases
19 ¹[such as chancroid, gonorrhea, syphilis, herpes virus, or any of the
20 varieties or stages of such diseases] , as determined by the
21 Commissioner of Human Services. More extensive testing or
22 examination to determine the presence of sexually transmitted
23 diseases or stages of such diseases shall be performed within 90 days
24 of a patient's admission or may be performed sooner, as appropriate to
25 the patient's psychiatric condition.¹

26 b. The Commissioner of Human Services shall develop guidelines
27 for the treatment and confinement of a patient who tests positive to
28 any disease specified in subsection a. of this section, in consultation
29 with the Commissioner of Health and Senior Services, and in
30 accordance with recommended protocols established by the Centers
31 for Disease Control and Prevention of the United States Public Health

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SHU committee amendments adopted November 7, 1996.

1 Services.

2 ¹c. All employees at a State psychiatric hospital shall be trained
3 how to interact with a patient who has hepatitis B, HIV infection or
4 any sexually transmitted disease. No employee shall be required to
5 interact with a patient with any of these diseases unless so trained.
6 Any employee who may come in contact with a patient who has any of
7 these diseases shall be given advance notice, to the extent possible,
8 that the patient has one of these diseases.¹

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10 3. Subject to the "Administrative Procedure Act," P.L.1968, c.410
11 (C.52:14B-1 et seq.), the Commissioner of Human Services shall
12 adopt all rules and regulations necessary to effectuate the purposes of
13 this act.

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15 4. This act shall take effect on the 60th day after enactment.

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19

20 Requires hepatitis B, HIV and sexually transmitted disease testing of
21 patients at State psychiatric hospitals.