

Assembly Bill No. 2280

Passed the Assembly August 30, 2006

Chief Clerk of the Assembly

Passed the Senate August 23, 2006

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2006, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to amend Section 120582 of the Health and Safety Code, relating to public health.

LEGISLATIVE COUNSEL'S DIGEST

AB 2280, Leno. Sexually transmitted diseases.

Existing law permits a physician or nurse practitioner, who diagnoses a sexually transmitted chlamydia infection, to prescribe, dispense, furnish, or otherwise provide prescription antibiotic drugs to that patient's sexual partner or partners without examination of that patient's partner or partners.

This bill would extend these provisions to cover gonorrhea or other sexually transmitted disease infection, as determined by the department.

The people of the State of California do enact as follows:

SECTION 1. The Legislature finds and declares all of the following:

(a) Sexually transmitted diseases (STDs) in California have been increasing in recent years and newly reported in 2005 there were 130,700 infections of chlamydia, 34,400 infections of gonorrhea, 6,500 infections of human immunodeficiency virus (HIV), 3,300 cases of acquired immunodeficiency syndrome (AIDS), and 1,600 infections of syphilis.

(b) Public health officials employ a variety of methods to control STD infections, including preventing infections from occurring and treating patients after exposure to an STD.

(c) Patient-delivered therapy for chlamydia was authorized in California by Chapter 835 of the Statutes of 2000 (Senate Bill 648, Ortiz) and enables qualified medical practitioners to provide prescription antibiotic drugs to a patient's sexual partner or partners without examination of that patient's partner or partners.

(d) Since enactment of patient-delivered therapy for chlamydia published studies have documented that the rate of persistent or recurrent infections of gonorrhea also can be reduced by utilizing patient-delivered therapy for sexual partners.

(e) Patient-delivered therapy for gonorrhea is safe and effective when provided with appropriate instruction, and has recently been recommended by the federal Centers for Disease Control and Prevention.

(f) It is the intent of the Legislature to authorize qualified medical practitioners to provide patient-delivered therapy to the sexual partners of patients diagnosed with gonorrhea in order to reduce persistent and recurrent infections.

SEC. 2. Section 120582 of the Health and Safety Code is amended to read:

120582. (a) Notwithstanding any other provision of law, a physician and surgeon who diagnoses a sexually transmitted chlamydia, gonorrhea, or other sexually transmitted infection, as determined by the department, in an individual patient may prescribe, dispense, furnish, or otherwise provide prescription antibiotic drugs to that patient's sexual partner or partners without examination of that patient's partner or partners. The department may adopt regulations to implement this section.

(b) Notwithstanding any other provision of law, a nurse practitioner pursuant to Section 2836.1 of the Business and Professions Code, a certified nurse-midwife pursuant to Section 2746.51 of the Business and Professions Code, and a physician assistant pursuant to Section 3502.1 of the Business and Professions Code may dispense, furnish, or otherwise provide prescription antibiotic drugs to the sexual partner or partners of a patient with a diagnosed sexually transmitted chlamydia, gonorrhea, or other sexually transmitted infection, as determined by the department, without examination of the patient's sexual partner or partners.

Approved _____, 2006

Governor