

Assembly Bill No. 2899

CHAPTER 555

An act to add Section 120846 to the Health and Safety Code, relating to public health.

[Approved by Governor September 28, 2008. Filed with
Secretary of State September 28, 2008.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2899, Portantino. Sexually transmitted diseases: HIV and AIDS: counseling.

Existing law requires the State Department of Public Health to implement and administer various programs relating to treatment of persons with human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS).

This bill would allow publicly funded HIV test sites to advise certain people who have been tested before and are following appropriate public health risk reduction measures that they do not need any further education services, to determine whether a person should be allowed to self-administer any data collection forms required by the department, and to provide prevention education through video, small groups, individual interaction, or other methods to small groups or couples.

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

SECTION 1. Section 120846 is added to the Health and Safety Code, to read:

120846. (a) It is the intent of the Legislature to increase the capacity of HIV test sites to screen more individuals by streamlining test site services.

(b) Publicly funded HIV test sites shall be permitted to do all of the following:

(1) Advise a person who has been tested before and is following appropriate public health risk reduction measures that the person does not need to receive further education services. This paragraph shall not apply to a person who engages in high-risk behaviors and is not following appropriate risk reduction measures.

(2) Determine whether a person should be allowed to self-administer any data collection form required by the department.

(3) As appropriate, provide prevention education through video, small group, individual interaction, or other methods and in small groups or couples.