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A bill to be entitled
 An act relating to human immunodeficiency virus and
 acquired immune deficiency syndrome educational
 requirements; amending s. 381.0035, F.S.; revising
 requirements relating to educational courses on HIV and
 AIDS for certain employees and clients of specified
 licensed health care facilities; specifying applicability;
 amending s. 400.506, F.S.; revising requirements with
 respect to educational courses on HIV and AIDS for nurse
 registries; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 381.0035, Florida Statutes, is amended
 to read:

381.0035 Educational course on HIV and AIDS; employees and
 clients of certain health care facilities.--

(1) The Department of Health shall require all employees
 and clients of facilities licensed under chapter ~~chapters~~ 393,
chapter 394, or chapter ~~and~~ 397 and employees of facilities
 licensed under chapter 395, part ~~parts~~ II, part III, or part ~~and~~
 IV of chapter 400, or ~~and~~ part I of chapter 429 to complete,
~~biennially,~~ a one-time ~~continuing~~ educational course on the
 modes of transmission, infection control procedures, clinical
 management, and prevention of human immunodeficiency virus and
 acquired immune deficiency syndrome with an emphasis on
 appropriate behavior and attitude change. Such instruction shall
 include information on current Florida law and its impact on

29 testing, confidentiality of test results, and treatment of
 30 patients and any protocols and procedures applicable to human
 31 immunodeficiency counseling and testing, reporting, the offering
 32 of HIV testing to pregnant women, and partner notification
 33 issues pursuant to ss. 381.004 and 384.25. An employee who has
 34 completed the educational course required in this subsection is
 35 not required to repeat the course upon changing employment to a
 36 different facility licensed under chapter 393, chapter 394,
 37 chapter 395, or chapter 397, part II, part III, or part IV of
 38 chapter 400, or part I of chapter 429.

39 ~~(2) New employees shall be required to complete a course~~
 40 ~~on human immunodeficiency virus and acquired immune deficiency~~
 41 ~~syndrome, with instruction to include information on current~~
 42 ~~Florida law and its impact on testing, confidentiality of test~~
 43 ~~results, and treatment of patients.~~

44 (2)(3) Facilities licensed under chapter ~~chapters~~ 393,
 45 chapter 394, chapter 395, or chapter ~~and~~ 397, part ~~parts~~ II,
 46 part III, or part ~~and~~ IV of chapter 400, or ~~and~~ part I of
 47 chapter 429 shall maintain a record of employees and dates of
 48 attendance at human immunodeficiency virus and acquired immune
 49 deficiency syndrome educational courses.

50 (3)(4) The department shall have the authority to review
 51 the records of each facility to determine compliance with the
 52 requirements of this section. The department may adopt rules to
 53 carry out the provisions of this section.

54 (4) This section does not apply to an employee who is
 55 subject to the requirements of s. 456.033.

CS/HB 153

2008

56 Section 2. Paragraph (e) is added to subsection (8) of
57 section 400.506, Florida Statutes, to read:

58 400.506 Licensure of nurse registries; requirements;
59 penalties.--

60 (8) Each nurse registry must require every applicant for
61 contract to complete an application form providing the following
62 information:

63 (e) Proof of completion of a continuing educational course
64 on modes of transmission, infection control procedures, clinical
65 management, and prevention of human immunodeficiency virus and
66 acquired immune deficiency syndrome with an emphasis on
67 appropriate behavior and attitude change. Such instruction shall
68 include information on current Florida law and its impact on
69 testing, confidentiality of test results, and treatment of
70 patients and any protocols and procedures applicable to human
71 immunodeficiency virus counseling and testing, reporting,
72 offering HIV testing to pregnant women, and partner notification
73 issues pursuant to ss. 381.004 and 384.25.

74 Section 3. This act shall take effect July 1, 2008.