

FILE NO. 060702

ORDINANCE NO.

144-06

[Written Informed Consent and Pre-Test Counseling for HIV Testing.]

Draft Ordinance amending the San Francisco Health Code to add Section 139 encouraging the San Francisco Health Department to modify San Francisco General Hospital Medical Center's policies to require written informed consent and pre-test counseling before a patient individual receives an HIV antibody test.

Note: Additions are *single-underline italics Times New Roman*; deletions are *strikethrough italics Times New Roman*. Board amendment additions are double underlined. Board amendment deletions are ~~strikethrough normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Health Code is hereby amended by adding amending Section 139 ~~XXX~~, to read as follows:


SEC. 139. X WRITTEN INFORMED CONSENT AND PRE-TEST COUNSELING PRIOR TO HIV TESTING. ~~Requiring written informed consent and pre-test counseling prior to HIV testing.~~

(a) The Board of Supervisors encourages the San Francisco Department of Public Health to modify the San Francisco General Hospital Medical Center's policies and procedures to require that providers obtain *written informed consent* from and provide *pre-test counseling to patients* shall be required at sites funded or operated by the Department of Public Health prior to an individual receiving, consistent with state and federal law, before administering *an HIV antibody test* to such patients.

(b) Written informed patient consent may consist of documentation by the provider in the patient's medical record if such consent satisfies state and federal law.

1 APPROVED AS TO FORM:
2 DENNIS J. HERRERA, City Attorney

3 By:

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5 ALEETA M. VAN RUNKLE
6 Deputy City Attorney

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 060702

Date Passed:

Ordinance amending the San Francisco Health Code to add Section 139 encouraging the San Francisco Health Department to modify San Francisco General Hospital Medical Center's policies to require written informed consent and pre-test counseling before a patient receives an HIV antibody test.

June 13, 2006 Board of Supervisors — PASSED ON FIRST READING

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick,
Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

June 20, 2006 Board of Supervisors — FINALLY PASSED


Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick,
Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

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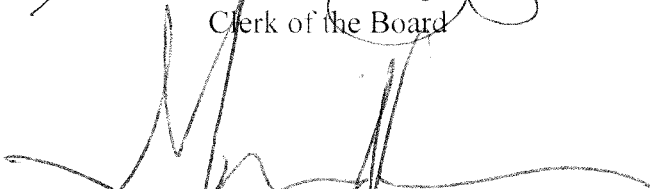
I hereby certify that the foregoing Ordinance was FINALLY PASSED on June 20, 2006 by the Board of Supervisors of the City and County of San Francisco.

06.22.06

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Gavin Newsom