



General Assembly

January Session, 2007

Amendment

LCO No. 6997

SB0134306997HRO

Offered by:

REP. CAFERO, 142nd Dist.
REP. SAYERS, 60th Dist.
REP. CARSON, 108th Dist.
REP. FRITZ, 90th Dist.
REP. HAMZY, 78th Dist.
REP. KLARIDES, 114th Dist.
REP. TRUGLIA, 145th Dist.
REP. HARKINS, 120th Dist.

REP. THOMPSON, 13th Dist.
REP. FAHRBACH, 61st Dist.
REP. MCMAHON, 15th Dist.
REP. FREY, 111th Dist.
REP. MIOLI, 136th Dist.
REP. BELDEN, 113th Dist.
REP. CHRISTIANO, 134th Dist.
REP. WASSERMAN, 106th Dist.
REP. NICASTRO, 79th Dist.

To: Senate Bill No. 1343

File No. 231

Cal. No. 502

(As Amended by Senate Amendment Schedule "A")

"AN ACT CONCERNING COMPASSIONATE CARE FOR VICTIMS OF SEXUAL ASSAULT."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2007*) (a) As used in this
4 section:

5 (1) "Emergency contraception" means one or more prescription
6 drugs used separately or in combination administered to or self-

7 administered by a patient to prevent pregnancy, within a medically
8 recommended amount of time after sexual intercourse and provided
9 for that purpose, in accordance with professional standards of practice,
10 and determined to be safe by the United States Food and Drug
11 Administration.

12 (2) "Emergency treatment" means any medical examination or
13 treatment provided in a licensed health care facility to a victim of
14 sexual assault following an alleged sexual assault.

15 (3) "Medically and factually accurate and objective" means verified
16 or supported by the weight of research conducted in compliance with
17 accepted scientific methods and published in peer-reviewed journals,
18 where applicable.

19 (4) "Victim of sexual assault" means any female person who alleges
20 or is alleged to have suffered an injury as a result of a sexual offense.

21 (5) "Sexual offense" means a violation of subsection (a) of section
22 53a-70 of the general statutes, section 53a-70a or 53a-70b of the general
23 statutes, subsection (a) of section 53a-71 of the general statutes, section
24 53a-72a or 53a-72b of the general statutes, subdivision (2) of subsection
25 (a) of section 53a-86 of the general statutes, subdivision (2) of
26 subsection (a) of section 53a-87 of the general statutes or section 53a-
27 90a, 53a-196a or 53a-196b of the general statutes.

28 (6) "Independent provider" means a physician licensed under
29 chapter 370 of the general statutes, a physician assistant licensed under
30 chapter 370 of the general statutes, an advanced practice registered
31 nurse or registered nurse licensed under chapter 378 of the general
32 statutes, or a nurse-midwife licensed under chapter 377 of the general
33 statutes, all of whom are trained to conduct a forensic exam in
34 accordance with the state of Connecticut Technical Guidelines for
35 Health Care Response to Victims of Sexual Assault, published by the
36 Commission on the Standardization of the Collection of Evidence in
37 Sexual Assault Investigations pursuant to section 19a-112a of the
38 general statutes, or a state certified rape crisis counselor.

39 (b) The standard of care for each licensed health care facility that
40 provides emergency treatment to a victim of sexual assault shall
41 include promptly:

42 (1) Providing each victim of sexual assault with medically and
43 factually accurate and objective information relating to emergency
44 contraception;

45 (2) Informing such victim of sexual assault of the availability of
46 emergency contraception, its use and efficacy;

47 (3) Insuring availability of emergency contraception within the
48 health care facility for a victim of sexual assault;

49 (4) Providing emergency contraception to such victim of sexual
50 assault upon the request of such victim in accordance with established
51 protocol of the health care facility. The dispensing of emergency
52 contraception shall include any additional doses required by the
53 manufacturer. Any health care facility that denies a victim emergency
54 contraception based upon medically defined reasons or its religious
55 tenets, which are consistent with such health care facility's protocol,
56 shall immediately inform the victim of the reason for such denial, and
57 immediately contact an independent provider; and

58 (5) Providing an independent provider with immediate, unfettered,
59 and private access to the patient for purposes of administering
60 counseling and other appropriate rape crisis services to said patient
61 and, upon the request of the independent provider, make available
62 emergency contraception.

63 (c) In order to comply with the standard of care requirements
64 prescribed in subsection (b) of this section, a licensed health care
65 facility may contract with, or make immediately available, one or more
66 independent providers to: (1) Ensure compliance at the facility with
67 the standard of care requirements prescribed in said subsection (b),
68 and (2) conduct at the facility a forensic exam of the sexual assault
69 victim in accordance with the state of Connecticut Technical

70 Guidelines for Health Care Response to Victims of Sexual Assault,
71 published by the Commission on the Standardization of the Collection
72 of Evidence in Sexual Assault Investigations pursuant to section 19a-
73 112a of the general statutes."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2007</i>	New section