



General Assembly

Amendment

January Session, 2007

LCO No. 6787

SB0134306787SR0

Offered by:

SEN. DELUCA, 32nd Dist.

SEN. DEBICELLA, 21st Dist.

To: Senate Bill No. 1343

File No. 231

Cal. No. 242

(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 (b) Each licensed health care facility that provides emergency
29 treatment to a victim of sexual assault, including any health care
30 facility that is a participating provider of services under any of the
31 state's medical assistance programs, shall establish a protocol for the
32 treatment of a victim of sexual assault that shall include the following:

33 (1) Providing each victim of sexual assault with medically and
34 factually accurate and objective information relating to emergency
35 contraception;

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

38 (3) Immediately offering the services of a rape crisis counselor to the
39 victim of sexual assault;

40 (4) Ensuring the availability of emergency contraception within the
41 health care facility for a victim of sexual assault; and

42 (5) Dispensing emergency contraception to such victim of sexual
 43 assault upon the request of such victim in accordance with the
 44 established protocol of the health care facility. The dispensing of
 45 emergency contraception shall include any additional doses required
 46 by the manufacturer. Any health care facility that denies a victim of
 47 sexual assault emergency contraception, based on medically or
 48 ethically defined reasons within the established protocol of such
 49 facility, shall immediately inform the victim of: (A) The reason for such
 50 denial; (B) locations within the immediate area of the health care
 51 facility where emergency contraception can be obtained; (C) the right
 52 to seek the assistance of a rape crisis counselor, if the victim has not
 53 already done so; and (D) the right to be immediately transferred to
 54 another health care facility of the victim's choice, with all costs for such
 55 victim's initial treatment and transportation to be covered by the
 56 sending facility.

57 (c) Any health care facility that denies a victim of sexual assault
 58 emergency contraception, based on medically or ethically defined
 59 reasons within the established protocol of such facility, shall report
 60 such denial to the Commissioner of Public Health, setting forth the
 61 reasons for such denial and the outcome of such denial.

62 (d) The Commissioner of Public Health shall adopt regulations, in
 63 accordance with chapter 54 of the general statutes, to implement the
 64 provisions of this section and report annually on the delivery of
 65 emergency contraception in state health care facilities."

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