

PROPOSED
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2450
(Reference to printed bill)

1 Page 1, between lines 1 and 2, insert:

2 "Section 1. Section 12-2801, Arizona Revised Statutes, is amended to
3 read:

4 12-2801. Definitions

5 In this chapter, unless the context otherwise requires:

6 1. "Genetic test" or "genetic testing":

7 (a) Means a test of a person's genes, genetic sequence, gene
8 products or chromosomes for abnormalities or deficiencies, including
9 carrier status, that:

10 (i) Are linked to physical or mental disorders or impairments.

11 (ii) Indicate a susceptibility to any illness, disease, impairment
12 or other disorder, whether physical or mental.

13 (iii) Demonstrate genetic or chromosomal damage due to any
14 environmental factor.

15 (b) Does not include:

16 (i) Chemical, blood and urine analyses that are widely accepted and
17 used in clinical practice and that are not used to determine genetic
18 traits.

19 (ii) Tests **THAT ARE** used in a criminal investigation or prosecution
20 or as a result of a criminal conviction.

21 (iii) Tests for the presence of the human immunodeficiency virus.

22 (iv) Tests to determine paternity **THAT ARE** conducted pursuant to
23 title 25, chapter 6, article 1.

24 (v) Tests **THAT ARE** given for use in biomedical research that is
25 conducted to generate scientific knowledge about genes or to learn about
26 the genetic basis of disease or for developing pharmaceutical and other
27 treatment of disease.

28 (vi) **DIRECT TO CONSUMER TESTS THAT ARE PERFORMED IN A PERSON'S HOME,**
29 **THAT ARE NOT ORDERED BY A LICENSED HEALTH CARE PROVIDER AND THAT ARE NOT**
30 **USED FOR DIAGNOSTIC PURPOSES.**

1 2. "Health care decision maker" means a person who is authorized to
2 make health care treatment decisions for the patient, including a parent of
3 a minor and a person who is authorized to make these decisions pursuant to
4 title 14, chapter 5, article 2 or 3 or section 8-514.05, 36-3221, 36-3231
5 or 36-3281.

6 3. "Health care provider" means physicians licensed pursuant to
7 title 32, chapter 13 or 17, physician assistants licensed pursuant to title
8 32, chapter 25, registered nurse practitioners licensed pursuant to title
9 32, chapter 15, health care institutions as defined in section 36-401 and
10 clinical laboratories licensed pursuant to title 36, chapter 4.1."

11 Renumber to conform

12 Page 2, strike line 17

13 Renumber to conform

14 Line 20, after "ENTITY" insert ", OTHER THAN A DISABILITY INSURER,"

15 Between lines 22 and 23, insert:

16 "B. A PATHOLOGIST WHO IS LICENSED PURSUANT TO TITLE 32, CHAPTER 13
17 OR 17 AND WHO PROVIDES DIAGNOSTIC SERVICES THAT ARE ORDERED FOR A PATIENT
18 MAY ORDER AND PERFORM GENETIC TESTING FOR THAT PATIENT AND RECEIVE THE
19 RESULTS OF THAT TESTING."

20 Reletter to conform

21 Page 3, strike lines 8 through 45

22 Strike pages 4 and 5

23 Page 6, strike lines 1 through 30

24 Renumber to conform

25 Amend title to conform

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