

CERTIFICATION OF ENROLLMENT

ENGROSSED SENATE BILL 6158

Chapter 145, Laws of 1994

53rd Legislature
1994 Regular Session

TUBERCULOSIS

EFFECTIVE DATE: 6/9/94

Passed by the Senate March 5, 1994
YEAS 46 NAYS 0

JOEL PRITCHARD

President of the Senate

Passed by the House March 2, 1994
YEAS 96 NAYS 0

BRIAN EBERSOLE

**Speaker of the
House of Representatives**

Approved March 28, 1994

MIKE LOWRY

Governor of the State of Washington

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SENATE BILL 6158** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MARTY BROWN

Secretary

FILED

March 28, 1994 - 11:51 a.m.

**Secretary of State
State of Washington**

ENGROSSED SENATE BILL 6158

AS AMENDED BY THE HOUSE

Passed Legislature - 1994 Regular Session

State of Washington 53rd Legislature 1994 Regular Session

By Senators Talmadge, Moyer, Wojahn and McAuliffe; by request of
Department of Health

Read first time 01/14/94. Referred to Committee on Health & Human
Services.

1 AN ACT Relating to tuberculosis; and adding new sections to chapter
2 70.28 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 70.28 RCW
5 to read as follows:

6 (1) Tuberculosis has been and continues to be a threat to the
7 public's health in the state of Washington.

8 (2) While it is important to respect the rights of individuals, the
9 legitimate public interest in protecting the public health and welfare
10 from the spread of a deadly infectious disease outweighs incidental
11 curtailment of individual rights that may occur in implementing
12 effective testing, treatment, and infection control strategies.

13 (3) To protect the public's health, it is the intent of the
14 legislature that local health officials provide culturally sensitive
15 and medically appropriate early diagnosis, treatment, education, and
16 follow-up to prevent tuberculosis. Further, it is imperative that
17 public health officials and their staff have the necessary authority
18 and discretion to take actions as are necessary to protect the health
19 and welfare of the public, subject to the constitutional protection

1 required under the federal and state Constitutions. Nothing in this
2 chapter shall be construed as in any way limiting the broad powers of
3 health officials to act as necessary to protect the public health.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.28 RCW
5 to read as follows:

6 (1) The state board of health shall adopt rules establishing the
7 requirements for:

8 (a) Reporting confirmed or suspected cases of tuberculosis by
9 health care providers and reporting of laboratory results consistent
10 with tuberculosis by medical test sites;

11 (b) Due process standards for health officers exercising their
12 authority to involuntarily detain, test, treat, or isolate persons with
13 suspected or confirmed tuberculosis under RCW 70.28.031 and 70.05.070
14 that provide for release from any involuntary detention, testing,
15 treatment, or isolation as soon as the health officer determines the
16 patient no longer represents a risk to the public's health;

17 (c) Training of persons to perform tuberculosis skin testing and to
18 administer tuberculosis medications.

19 (2) Notwithstanding any other provision of law, persons trained
20 under subsection (1)(c) of this section may perform skin testing and
21 administer medications if doing so as part of a program established by
22 a state or local health officer to control tuberculosis.

23 (3) The board shall adopt rules under subsection (1) of this
24 section by December 31, 1994.

Passed the Senate March 5, 1994.

Passed the House March 2, 1994.

Approved by the Governor March 28, 1994.

Filed in Office of Secretary of State March 28, 1994.