

HOUSE RESEARCH

Bill Summary

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Authors: Slawik and others

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Analyst: Lynn Aves, 651-296-8079

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Section

1 **Short title.** Adds §145.471. Provides that sections 145.471 to 145.4713 is to be known as the Compassionate Care for Sexual Assault Victims Act.

2 **Definitions.** Adds §145.4711.

Subd. 1. Application. States that the definitions apply to the act.

Subd. 2. Commissioner. Defines "commissioner" as the commissioner of health.

Subd. 3. Emergency care to sexual assault victims. Defines "emergency care to sexual assault victims" as the examinations, procedures, and services provided at a hospital to a victim after an alleged sexual assault.

Subd. 4. Emergency contraception. Defines "emergency contraception" as a drug, drug regimen, or device approved by the FDA to prevent pregnancy when administered after sexual contact. This may include prescription and over-the-counter hormonal emergency contraception and intrauterine devices.

Subd. 5. Sexual assault. Defines "sexual assault" as criminal sexual conduct in the first, second, third, or fourth degree. The definition includes incest.

Subd. 6. Sexual assault victim. Defines "sexual assault victim" as a woman or a man who allegedly has been sexually assaulted and who presents at a hospital as a patient.

3 **Emergency care to sexual assault victims.** Adds §145.4712.

Subd. 1. Emergency care to female sexual assault victims. Paragraph (a). States that it shall be standard care for hospitals that provide emergency care to

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- provide each female sexual assault victim with written and verbal information about emergency contraception;
- orally inform each female sexual assault victim of the option of receiving emergency contraception at the hospital; and
- immediately provide emergency contraception to each female sexual assault victim who requests it, if it is not contraindicated and is ordered by a legal prescriber.

Paragraph (b). Provides that a hospital may administer a pregnancy test. States that if the pregnancy test is positive, the hospital does not need to comply with subdivision 1.

Subd. 2. Emergency care to male and female sexual assault victims. States that it shall be standard care for hospitals that provide emergency care to

- provide each victim with written and verbal information about prophylactic antibiotics for treatment of sexually transmitted diseases;
- orally inform each victim of the option of receiving prophylactic antibiotics at the hospital; and
- immediately provide prophylactic antibiotics to each victim who requests it if it is not contraindicated and is ordered by a legal prescriber.

- 4** **Complaints.** Adds §145.4713. Requires the commissioner to investigate complaints about compliance with the act, and to periodically determine whether hospitals are in compliance with the act. Provides that a hospital may have its license suspended or revoked for failure to comply with the act.