



Indiana State
Department of Health
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State Health Commissioner

DATE: February 28, 2012

TO: Executive Board
Indiana State Department of Health

FROM: Dr. James Howell, D.V.M, M.P.H, DACVPM 
Assistant Commissioner
Public Health and Preparedness Commission

RE: Final Adoption of Amendments to the HIV Rule 410 IAC 1-6 and 410 IAC 1-7

The Indiana State Department of Health (ISDH), HIV program, requests the Executive Board, at the Board's March 14, 2012 meeting, finally adopt the amendment to the administrative rule governing HIV Information and Counseling and Testing of a Pregnant Patient, 410 IAC 1-6 and 410 IAC 1-7.

The proposed amendments would clarify the definitions, clarify the information and counseling given to a pregnant patient, clarify reasons for not offering a human immunodeficiency virus test, add the rapid test, remove documentation that must be noted in the pregnant patient's medical record, add information that must be included on the confidential part of each birth certificate, clarify provider's responsibilities to a pregnant patient, and update references to the Indiana Code. It also adds 410 IAC 1-6-7.1, newborn testing in the event of maternal refusal and repeals 410 IAC 1-7-11, notification to the pregnant woman.

The Notice of Intent to Adopt a Rule was published in the Indiana Register on August 17, 2011 starting the one year period to adopt this rule. The proposed rule was preliminarily adopted by the Executive Board at the September 14, 2011 meeting. Although minor changes have been made based on public comment, the rule has not substantively changed.