

Wyoming

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April 8, 2011

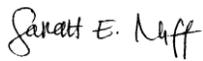
To the Reader:

The *Compendium of State HIV Testing Laws* describes key state HIV testing laws and policies. Each state's HIV testing laws are unique and many have undergone revision or supplementation since the release of the [CDC's 2006 HIV testing recommendations](#). The *Compendium* is designed to help clinicians understand HIV testing laws and to implement sound HIV testing policies. It should not, however, be used as an official legal document.

The NCCC provides clinical consultation for healthcare providers as part of the HRSA [AIDS Education and Training Centers](#) program. Clinicians with questions about HIV testing are encouraged to call the *National HIV Telephone Consultation Service (Warmline)* at (800) 933-3413. The Warmline also provides advice on HIV management, including antiretroviral treatment. Other NCCC consultation services include: the National Clinicians' Post-Exposure Prophylaxis Hotline ([PEPLINE](#)) at (888) 448-4911 for advice on managing occupational exposures to HIV and hepatitis; and the National Perinatal Consultation and Referral Service ([Perinatal HIV Hotline](#)) at (888) 448-8765 for consultation on preventing mother-to-child transmission of HIV.

We update the *Compendium* periodically, but it is beyond the scope of the project to perform updates and verification concurrent with all changes. We encourage readers to send updates (with citations when possible) and comments to Sarah Neff at neffs@nccc.ucsf.edu.

Thank you,



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Director of Research and Evaluation

&



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The Warmline, PEPLINE, and Perinatal Hotline are part of the National HIV/AIDS Clinicians' Consultation Center (NCCC) based at San Francisco General Hospital/ UCSF. The NCCC is a component of the **AIDS Education and Training Centers (AETC) Program** funded by the Ryan White CARE Act of the **Health Resources and Services Administration (HRSA)** HIV/AIDS Bureau in partnership with the **Centers for Disease Control and Prevention (CDC)**.

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Definitions and Helpful Resources

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Definitions Commonly Used Nationally

- **Anonymous Testing** – Patient’s name is not recorded with test results.
- **Confidential** – Patient’s name is recorded with test results.
- **HIV Prevention Counseling** – Refers to an interactive process of assessing risk, recognizing specific behaviors that increase the risk for acquiring or transmitting HIV and developing a plan to take specific steps to reduce risks.¹
 - **Pre-test counseling** can include: (1) discussing HIV, risk factors and prevention methods; (2) explaining the meaning of positive and negative test results and their implications; (3) assessing the patient’s personal and social supports; (4) determining the patient’s readiness to cope with test results; (5) discussing disclosure of test results to others; and (6) advising the patient if reporting positive test results to health authorities is required.
 - **Post-test counseling** can include: (1) informing the patient of the results and meaning of the test results; (2) providing education about avoiding risks of sexual and injection drug exposures; and, for patients who test positive, (3) assessing the impact of test results for the patient and family; (3) explaining treatment options; (4) discussing partner counseling and disclosure of test results to others; and (5) initiating a support and treatment plan.
- **General Consent** – Consent for HIV screening is included in the general medical consent.
- **HIV** – Human Immunodeficiency Virus.
- **Informed Consent** – A process of communication between patient and provider through which an informed patient can choose whether to undergo HIV testing or decline to do so. Elements of informed consent typically include providing oral or written information regarding HIV, the risks and benefits of testing, the implications of HIV test results, how test results will be communicated, and the opportunity to ask questions.¹
- **Name-based reporting** – Cases are reported by patient name (required in all states except HI and VT).
- **Opt-in** – Patients typically are provided pre-HIV test counseling and must consent specifically to an HIV-antibody test, either orally or in writing.²
- **Opt-out** – Performing HIV screening after notifying the patient that: the test will be performed; and the patient may elect to decline or defer testing. Assent is inferred unless the patient declines testing.¹
- **Routine Testing** – HIV screening that is performed routinely during health-care encounters.
- **Rapid Testing** – Testing with any of the six FDA-approved rapid HIV tests that produce results in 30 minutes or less.³
- **Specific Consent** – Consent for the HIV screening is separate from the general medical consent.

Helpful Resources

CDC Recommendations and Guidelines: <http://www.cdc.gov/hiv/topics/testing/guideline.htm>

Emergency Department Implementation Guide: <http://edhivtestguide.org/>

Prenatal HIV Testing Website: <http://www.cdc.gov/hiv/topics/perinatal/1test2lives/>

For questions or comments about the compendium, contact NCCC: neffs@nccc.ucsf.edu

Clinicians with questions about HIV testing can call the Warmline at 800-933-3413.

¹ Revised Recommendations for HIV Testing of Adults, Adolescents, and Pregnant Women in Health-Care Settings. MMWR Recomm Rep. 2006 Sep 22;55(RR-14):1-17; quiz CE1-4. <http://www.cdc.gov/mmwr/preview/mmwrhtml/rr5514a1.htm>

² <http://www.cdc.gov/mmwr/PDF/wk/mm5145.pdf>

³ <http://www.cdc.gov/hiv/topics/testing/resources/factsheets/rt-lab.htm>

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A Quick Reference Guide for Clinicians to Wyoming HIV Testing Laws

April 8, 2011

This Quick Reference Guide for clinicians is a summary of relevant Wyoming state HIV testing laws. Note that if a section in this Quick Reference Guide reads “no specific provisions were found,” provisions actually might exist for this topic within the state’s statutes, codes, or rules and regulations, but probably are not essential to clinicians.

For a more complete synopsis of Wyoming HIV testing laws, please refer to the section of the Compendium that follows this Quick Reference Guide.

Informed Consent

- No specific provisions regarding consent were found.

Counseling

- Counseling may be offered with HIV positive test results.

Provisos of Testing

- **Anonymous**
 - No specific provisions regarding anonymous testing were found.
- **Rapid**
 - No specific provisions regarding rapid testing were found.
- **Routine**
 - No specific provisions regarding routine testing were found.

Disclosure

- Notification to sexual partners of a possible exposure to HIV is required.

Minor/Adolescent Testing

- Persons 18 years or younger may consent to HIV testing.

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Perinatal Quick Reference Guide:

A Guide to Wyoming Perinatal HIV Testing Laws for Clinicians

April 8, 2011

This Perinatal Quick Reference Guide for clinicians is a summary of relevant Wyoming perinatal state HIV testing laws. Note that if a section in this Quick Reference Guide reads “no specific provisions were found,” provisions actually might exist for this topic within the state’s statutes, codes, or rules and regulations, but probably are not essential to clinicians.

For a more complete synopsis of Wyoming HIV testing laws, please refer to the corresponding section of the *State HIV Testing Laws Compendium* (www.nccc.ucsf.edu), “Testing of pregnant women and/or newborns.”

Prenatal

- **Initial visit**
 - No specific provisions regarding initial visit prenatal testing were found.
- **Third trimester**
 - No specific provisions regarding third trimester prenatal testing were found.

Labor & Delivery

- No specific provisions regarding labor & delivery testing were found.

Neonatal

- No specific provisions regarding neonatal testing were found.

Other

- N/A

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State Policies Relating to HIV Testing, 2011

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Wyoming Rules and Regulations [WRR]

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	Policy Category	Type	Section Code(s)
RESTRICTIONS/MANDATES	Restrictions on use of HIV test	No related laws found	
	Mandatory testing within the criminal justice system	All inmates	WS §35-4-134
		Persons accused of crimes involving alleged exchange of bodily fluids	WRR 4592.1 WRR 4592.2
		Convicted sex offenders	WRR 4592.3
	Mandatory testing outside of the criminal justice system	Occupational exposure – health care workers may request results or testing of source patient	WS §35-4-133 WRR 4593.1
Procedures for refused consent – court orders, in cases of occupational exposure		WS §35-4-133 WRR 4593.3	
PRE-TESTING	Mandatory offering of HIV/AIDS information and/or testing	No related laws found	
	Informed consent	No age limits on giving consent – minors under 18 included	WS §35-4-131 WRR 4590.1
	Counseling requirements	Health officer may arrange or provide education and counseling for infected persons and/or their notified contacts	WS §35-4-133 WRR 4589.1
	Anonymous testing	No related laws found	
POST-TESTING	Disclosure/confidentiality	HIV test results as confidential	WS §35-4-132 WRR 4452.3
		Exceptions to confidentiality	WS §35-4-132
		Instructions/requirements for lawful disclosure	WS §35-4-133 WRR 4589.2
		Notification to health care facility, laboratory, or penal institution employees about possible risk of exposure	WRR 4588.3

		Partner notification	WS §35-4-133
		Disclosure in health care worker exposure cases	WS §35-4-133
		Disclosure in emergency medical services exposure cases	WS §35-4-133
		Victims of sexual offense	WRR 4592.5
	Reporting	HIV diagnoses must be reported – name-based reporting	WS §35-4-132 WRR 4452.5 WRR 4452.6
OTHER	Testing of pregnant women and/or newborns	No related laws found	
	Testing of minors/adolescents	Minors may consent to STD services	WS §35-4-131
		Minors under 18 years may consent to HIV testing and treatment	WRR 4588.1 WRR 4590.1
	Rapid HIV testing	No related laws found	
	Training and education of health care providers	No related laws found	

Recommended Resources

Wyoming Statutes

<http://legisweb.state.wy.us/titles/statutes.htm>

Wyoming Rules and Regulations

<http://soswy.state.wy.us/rules/rules.htm>

Wyoming Department of Health

<http://wdh.state.wy.us/main/index.asp>

Wyoming HIV Counseling and Testing Site Protocol, 2005

<http://wdh.state.wy.us/phsd/aids/pdfs/HIV%20C&T%20Site%20Protocol%202005.pdf>

Title 35: Public Health and Safety

WY Title 35 Code §	Code Language
§ 35-4-130	<p>Declared contagious and dangerous to health; list of reportable diseases established by department of health; violation of W.S. 35-4-130 through 35-4-134; penalty</p> <p>(a) Sexually transmitted diseases as included within the list of reportable diseases of the department of health are contagious, infectious, communicable and dangerous to public health.</p> <p>(b) The department of health shall by rule and regulation develop a list of reportable sexually transmitted diseases including all venereal diseases and acquired immune deficiency syndrome. The list shall be available to all physicians, health officers, hospitals and other health care providers and facilities within the state.</p> <p>(c) Any person violating W.S. 35-4-130 through 35-4-134 or failing or refusing to comply with any order lawfully issued under W.S. 35-4-130 through 35-4-134 is guilty of a misdemeanor punishable by a fine of not more than seven hundred fifty dollars (\$750.00), imprisonment for not more than six (6) months, or both.</p>
§ 35-4-131	<p>Consent of minors to treatment; treatment of infected or exposed persons; immunity from liability</p> <p>(a) Persons under eighteen (18) years of age may give legal consent for examination and treatment for any sexually transmitted disease infection.</p> <p>(b) For the protection of public health, a physician, health officer or other person or facility providing health care in accordance with state or federal law shall for any individual regardless of age, sex, race or color:</p> <ul style="list-style-type: none"> (i) If reasonably suspected of being infected with any sexually transmitted disease, administer, refer for or recommend appropriate and adequate treatment; (ii) If exposed to any sexually transmitted disease, recommend or offer treatment. <p>(c) Physical examination and treatment by a licensed physician or other qualified health care provider of a person under eighteen (18) years of age consenting to examination or treatment is not an assault or an assault and battery upon that person.</p>
§ 35-4-132	<p>Report required of health care providers, facilities and laboratories; notification; confidentiality of information</p> <p>(a) A physician or other health care provider diagnosing or treating a case of sexually transmitted disease, the administrator of a hospital, dispensary, charitable or penal institution or any other health care facility in which there is a case of sexually transmitted disease and the administrator or operator of a laboratory performing a positive laboratory</p>

WY Title 35 Code §	Code Language
	<p>test for sexually transmitted disease shall report the diagnosis, case or positive test results to both the department of health and the appropriate health officer in a form and manner directed by the department. Health care providers and facilities shall cooperate with and assist the department and health officers in preventing the spread of sexually transmitted disease.</p> <p>(b) The department of health shall compile the number of reported cases within the state.</p> <p>(c) Any physician or other health care provider and any administrator or operator of a health care facility or laboratory reporting a diagnosis, case or positive test result pursuant to subsection (a) of this section shall notify any health care professional and health care employee reasonably expected to be at risk of exposure to a dangerous or life-threatening sexually transmitted disease and involved in the supervision, care and treatment of an individual infected or reasonably suspected of being infected with a dangerous or life-threatening sexually transmitted disease.</p> <p>(d) Information and records relating to a known or suspected case of sexually transmitted disease which has been reported, acquired and maintained under W.S. 35-4-130 through 35-4-134 are confidential and except as otherwise required by law, shall not be disclosed unless the disclosure is:</p> <ul style="list-style-type: none"> (i) For statistical purposes, provided that the identity of the individual with the known or suspected case is protected; (ii) Necessary for the administration and enforcement of W.S. 35-4-130 through 35-4-134 and department rules and regulations related to the control and treatment of sexually transmitted diseases; (iii) Made with the written consent of the individual identified within the information or records; or (iv) For notification of health care professionals and health care employees pursuant to subsection (c) of this section as necessary to protect life and health.
§ 35-4-133	<p>Examination and treatment of infected persons; treatment at public expense; notification of exposed individuals; suppression of prostitution</p> <p>(a) Upon receipt of a report or notice of a case or a reasonably suspected case of sexually transmitted disease infection, a health officer within his respective jurisdiction:</p> <ul style="list-style-type: none"> (i) May isolate the individual in accordance with existing standards of medical practice; (ii) If examination has not been performed, may provide for the examination of the infected individual or the individual reasonably suspected of suffering from a sexually transmitted disease and shall report the examination results to the individual; (iii) May require the infected individual to seek adequate treatment or, subject to subsection (d) of this section, may require the individual to

WY Title 35 Code §	Code Language
	<p>submit to treatment at public expense; and</p> <p>(iv) May arrange for education and counseling of the infected individual as to the medical significance of the sexually transmitted disease.</p> <p>(b) To the extent possible, the health officer shall identify any other person with whom the infected individual has had contact which may have resulted in significant exposure of that person to a dangerous or life-threatening sexually transmitted disease. For purposes of this subsection, "significant exposure" means:</p> <p>(i) Contact of an emergency medical services provider's broken skin or mucous membrane with the infected individual's blood or bodily fluids other than tears or perspiration;</p> <p>(ii) That a needle stick, or scalpel or other instrument wound has occurred in the process of caring for the infected individual;</p> <p>(iii) Sexual contact;</p> <p>(iv) Exposure that occurs by any other method of transmission defined by the department as a significant exposure; or</p> <p>(v) Exposure that occurs during the course of examination or treatment by dental care providers.</p> <p>(c) To the extent possible, a health officer shall make every reasonable effort to notify any person identified in subsection (b) of this section of his possible exposure to a sexually transmitted disease. Such notification shall include the name of the sexually transmitted disease to which the person may have been exposed, the approximate date of possible exposure, and shall advise the person of the nature of the disease and sources for education and counseling as to the medical significance of the disease. The health officer shall not provide information as to the specific identity of the infected individual unless the health officer has received written authorization for release of information from the infected individual.</p> <p>(d) Public funds appropriated for treatment of any individual infected with a sexually transmitted disease shall be spent in accordance with priorities established by the department of health. In establishing priorities, the department shall consider the treatment's cost, effectiveness, curative capacity and public health benefit to the state.</p> <p>(e) A health officer shall investigate sources of sexually transmitted disease, cooperate with the proper law enforcement officials in enforcing laws against prostitution and otherwise assist in the suppression of prostitution.</p> <p>(f) Upon receipt of information documenting an actual exposure of a health care worker as provided in paragraphs (b)(i) and (ii) of this section to blood or body fluids of a patient where the exposure could lead to a communicable disease infection which is capable of transmission by blood or other body fluids, a health care provider acting within his scope of practice may order appropriate testing to be performed on a specimen from the patient by a duly licensed and accredited laboratory. If the</p>

WY Title 35 Code §	Code Language
	<p>patient's specimen is not available for testing, a health care provider acting within his scope of practice, or county health officer may, with the patient's consent, order the necessary testing according to the rules and regulations promulgated by the Wyoming department of health. If the patient does not consent to testing, the county health officer or the authority responsible for the care of the patient may apply to the district court for an order to have the necessary testing performed. Test results will be kept confidential and will be reported by the health care provider in accordance with W.S. 35-4-130 through 35-4-134. Reports to the department of health shall be made on an official state disease case report form or the report may be made by telephone with confirmation by the written form. For purposes of this section, "health care worker" means all personnel involved in the care of a patient, including first responders, such as law enforcement officers, rescue personnel and those acting as good samaritans.</p>
§ 35-4-134	<p>Examination and treatment of prisoners</p> <p>(a) Any individual confined or imprisoned in any state penal institution, county or city jail or any community correctional facility shall be examined for sexually transmitted diseases by the appropriate health officer or his qualified designee.</p> <p>(b) To suppress the spread of sexually transmitted disease among the confined population, the health officer or his qualified designee may:</p> <ul style="list-style-type: none"> (i) Isolate prisoners infected with a treatable illness within the facility and require them to report for treatment by a licensed physician; or (ii) In the case of an individual infected with a noncurable sexually transmitted disease, provide for the minimum care and treatment of the individual pursuant to rules promulgated by the department of health with the advice of the department of corrections. <p>(c) Nothing herein contained shall be construed to interfere with the service of any sentence imposed by a court as a punishment for the commission of a crime.</p>

**Wyoming Administrative Code – Department of Health
Document 4452: Reportable Diseases and Conditions – Pharmacist Reporting**

Doc 4452 WAC	Code Language
4452.3	<p>Confidentiality of Information.</p> <p>(a) All records pertaining to reportable diseases and conditions are confidential and except as otherwise required by law shall not be disclosed unless the disclosure:</p> <ul style="list-style-type: none"> (i) Is for statistical purposes and the information is released in a manner that does not reveal personal identifiers; or (ii) Is necessary for the exclusive administration and enforcement of these rules and regulations and/or Wyoming state statutes; or (iii) Is preceded by the written consent of the infected individual specifying where the information shall be sent; or (iv) Is for notification of health care employees as necessary to protect life and health. (v) Is pursuant to a civil action for negligent or intentional infection of or exposure to a listed reportable disease or condition. (vi) Is pursuant to a criminal prosecution for the criminal infection of or exposure to a listed reportable disease or condition. <p>(b) Regardless of patient consent, the Health Officer and/or authorized designee shall have access to medical records and other information pertaining to individuals covered by this Act.</p>
4452.5	<p>Reporting Required.</p> <p>(a) The following is a list of individuals and facilities which have an independent duty to report the occurrence of listed reportable diseases and conditions:</p> <ul style="list-style-type: none"> (i) A physician or other health care provider diagnosing or treating a person having listed reportable disease or condition; (ii) The administrator of a health care facility or penal institution in which there is a listed reportable disease or condition case; (iii) The administrator or operator of a laboratory performing a positive test for listed reportable diseases or conditions.
4452.6	<p>Reporting Procedures/Methods.</p> <p>(a) The physician must report or cause a report to be made using an official State Disease Case Report or equivalent format, a report via telephone, or a report via secured fax.</p> <p>(b) The administrator of a health care facility or penal institution must report or cause a report to be made of the diagnosis or treatment of reportable diseases and conditions.</p> <p>(c) The administrator or operator of a laboratory must report or cause a report to be made of test findings for reportable diseases and conditions.</p>

Doc 4452 WAC	Code Language
	<p>(d) Any physician or other health care provider and any administrator or operator of a health care facility or laboratory or penal institution reporting a diagnosis or positive test result pursuant to W.S. 35-4-107 and W.S. 35-4-108 shall notify any health care employee and/or health care professional reasonably expected to be at risk of exposure to a dangerous or life-threatening listed reportable disease or condition.</p> <ul style="list-style-type: none">(i) Notification shall be verbal.(ii) Notification shall take place within 24 hours or as soon as possible. <p>(e) Only summary statistical reports are required to be submitted from facilities designated by the State Health Officer as anonymous HIV testing sites.</p>

Wyoming Rules and Regulations – Department of Health Documents 4587-4593: Sexually Transmitted Diseases

Doc 4587-4593 WRR	Code Language
4587.2	<p>Definitions.</p> <p>These rules and regulations shall use the following terms as defined within this section:</p> <p>(ii) "Sexually Transmitted Disease" includes AIDS, HIV infection, Syphilis, Gonorrhea, and Chlamydia.</p>
4587.3	<p>Confidentiality of Information.</p> <p>(a) All records pertaining to sexually transmitted diseases are confidential and except as otherwise required by law shall not be disclosed unless the disclosure:</p> <ul style="list-style-type: none"> (i) Is for statistical purposes and the information is released in a manner that does not reveal personal identifiers; or (ii) Is necessary for the exclusive administration and enforcement of these rules and regulations and/or Wyoming State Statutes; or (iii) Is preceded by the written consent of the infected individual specifying where the information shall be sent; or (iv) Is for notification of health care employees as necessary to protect life and health. (v) Is pursuant to a civil action for negligent or intentional infection of or exposure to a sexually transmitted disease. (vi) Is pursuant to a criminal prosecution for the criminal infection of or exposure to a sexually transmitted disease. <p>(b) The Health Officer and/or qualified Designee shall have access to medical records and other information pertaining to individuals covered by W.S. 35-4-107.</p>
4588.1	<p>Disease List.</p> <p>W.S. 35-4-130 declares Sexually Transmitted Diseases to be contagious, infectious, communicable and dangerous to public health. A current listing of time based reportable diseases may be obtained from the office of the State Health Officer, State Epidemiologist, state Sexually Transmitted Diseases Program or State HIV/AIDS Prevention Program. Reportable Sexually Transmitted Diseases include the following (a through e):</p> <ul style="list-style-type: none"> (a) AIDS - Acquired Immune Deficiency Syndrome (b) Chlamydia - Chlamydia trachomatis (c) Gonorrhea - Neisseria gonorrhoeae (d) HIV Infection - Human Immune Deficiency Virus (e) Syphilis - Treponema pallidum

Doc 4587-4593 WRR	Code Language
4588.2	<p>Reporting Required.</p> <p>(a) The following is a list of individuals and facilities which have an independent duty to report the occurrence of sexually transmitted disease:</p> <ul style="list-style-type: none"> (i) A physician or other health care provider diagnosing or treating a case of sexually transmitted disease; (ii) The administrator of a health care facility or penal institution in which there is a case of a sexually transmitted disease; (iii) The administrator or operator of a laboratory performing a positive test for sexually transmitted disease.
4588.3	<p>Reporting Procedures/Methods.</p> <p>(a) The physician must report or cause a report to be made using an official State Disease Case Report, a report via telephone, or a report via secured fax.</p> <p>(b) The administrator of a health care facility or penal institution must report or cause a report to be made of the diagnosis or treatment of a sexually transmitted disease.</p> <p>(c) The administrator or operator of a laboratory must report or cause a report to be made of test findings for reportable sexually transmitted diseases.</p> <p>(d) Any physician or other health care provider and any administrator or operator of a health care facility or laboratory or penal institution reporting a diagnosis or positive test result pursuant to W.S. 35-4-130 through 35-4-134 shall notify any health care employee and/or health care professional reasonably expected to be at risk of exposure to a dangerous or life-threatening sexually transmitted disease, e.g., HIV/AIDS, who is involved in the supervision, care, and treatment of an individual infected or reasonably suspected of being infected with a dangerous life-threatening sexually transmitted disease.</p> <ul style="list-style-type: none"> (i) Notification shall be verbal. (ii) Notification shall take place within 24 hours or as soon as possible.
4589.1	<p>Public Health Action.</p> <p>Upon receipt of a report or notice of a case of sexually transmitted disease within a respective jurisdiction, a Health Officer or Designee may take any or all of the following actions:</p> <ul style="list-style-type: none"> (a) If examination has not been performed, may provide for the examination of the infected individual(s) or the individual(s) reasonably suspected of suffering from a sexually transmitted disease and shall report the examination results to the individual(s); (b) May require the infected individual(s) to seek adequate medical assistance for treatment of said infection either privately or if necessary at public expense;

Doc 4587-4593 WRR	Code Language
	<p>(c) To the extent possible, provide for and/or arrange for the education and counseling of the infected individual(s) and/or their partner(s) as to the medical significance of the sexually transmitted disease;</p> <p>(d) To the extent possible, identify, locate and refer the individual(s) with whom the infected individual(s) may have had contact for medical evaluation and treatment if necessary;</p> <p>(e) Shall follow procedures (a) through (d) (Chapter III, Section 1) above with any identified partner(s);</p> <p>(f) May isolate the individual(s) when that person(s) fails to comply with medical recommendations pertaining to an infection with or exposure to a dangerous or life-threatening sexually transmitted disease.</p>
4589.2	<p>Public Health Notification.</p> <p>(a) To the extent possible, the Health Officer or Designee shall make every reasonable effort to locate and notify any person identified as having been exposed to a sexually transmitted disease within the prescribed public health standard for critical dates of exposure.</p> <p>(b) Notification may include:</p> <ul style="list-style-type: none"> (i) The name of the sexually transmitted disease to which the individual may have been exposed; (ii) The approximate date of exposure; (iii) The nature of the disease (method of transmission, effects of the disease, etc.); (iv) The available sources for education and counseling as to the medical significance of the disease; (v) A recommendation to the individual about seeking medical assistance to determine if he or she is infected and obtaining treatment for known or suspected infection necessary. <p>(c) The notice shall not provide any information that may be construed to identify the specific identity of the originally infected individual, unless the Health Officer or Designee has received written authorization for the release of information from the originally infected individual.</p>
4590.1	<p>Persons Under Eighteen.</p> <p>Persons under eighteen years of age may give legal consent for examination and treatment for any sexually transmitted disease.</p>
4592.1	<p>Consent of Accused to Examination.</p> <p>Upon the consent of a person accused of any crime involving the alleged exchange of bodily fluids, the accused person shall be examined, as soon as practical, for sexually transmitted diseases included within the list of reportable diseases.</p>
4592.2	<p>Warrant for Examination.</p> <p>Persons accused of any crime wherein it is alleged that there has been an exchange of bodily fluids who are unwilling or unable to give consent or</p>

Doc 4587-4593 WRR	Code Language
	from whom it is impractical to seek consent for examination, the court may issue a warrant upon a sufficient showing of probable cause by affidavit, at any time of day or night, and thus order the medical examination of the accused person for sexually transmitted diseases included within the list of reportable diseases.
4592.3	<p>Person Convicted.</p> <p>Any person convicted of a sex offense shall, at the request of the victim, be examined as soon as practicable after the conviction for reportable sexually transmitted diseases.</p> <p>(a) The victim shall make the request to the District Attorney responsible for prosecuting the offense.</p> <p>(b) If the offender is unwilling or unable to consent to the examination, the District Attorney shall petition the court for an order requiring the offender to submit to the examination.</p>
4592.4	<p>Conduct of Examination.</p> <p>Any examination performed under this Chapter shall be performed by a licensed physician or health care provider and shall include:</p> <p>(a) Collection of an appropriate laboratory specimen for sexually transmitted diseases for submission to:</p> <p>(i) The State Public Health Laboratory or</p> <p>(ii) An approved private laboratory if such tests are unavailable at the State Public Health Laboratory.</p> <p>(b) Medical examination to evaluate the symptomatic presence of sexually transmitted disease(s).</p> <p>(c) Social and medical historical information that may disclose suspected or known events or circumstances that support the possibility of infection and/or exposure to infection.</p>
4592.5	<p>Results Laboratory-Medical Examination.</p> <p>(a) Examination results shall be reported to the appropriate Health Officer and/or Designee.</p> <p>(b) Upon receipt of the examination results, the Health Officer or Designee shall notify the victim, alleged victim, or if a minor, the parents or guardian of the victim or the alleged victim.</p> <p>(c) Costs of any medical examination undertaken pursuant to this section shall be funded through the Wyoming Department of Health.</p>
4593.1	<p>Significant Exposure to Blood or Body Fluids.</p> <p>Following a documented exposure of a health care worker to blood or bodily fluids of a patient that could lead to infection of a communicable disease which is capable of transmission by blood or other body fluids, a health care provider, worker or professional, acting within his scope of</p>

Doc 4587-4593 WRR	Code Language
	practice, may order an appropriate test to be performed on a specimen from the patient by a duly licensed and accredited laboratory.
4593.2	Unavailability of Specimen. If a patient specimen is not available for testing, a health care provider, worker or professional, acting within the scope of his practice, or the Health Officer may, with the patient's consent, order the necessary testing.
4593.3	Court Ordered Testing. If the patient does not consent to testing, the Health Officer or the authority responsible for the care of the patient may apply to the district court for an order to have the necessary testing performed.
4593.4	Confidentiality of Results. Test results will be kept confidential and shall be reported by the health care provider, worker or professional, in accordance with W.S. 35-4-130 through 35-4-134.
4593.5	Official Reports. Laboratory and physician disease reports to the Wyoming Department of Health shall be made on an official state disease report form or the report may be made by telephone or secured fax with confirmation by written form.