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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2012

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A N A C T

RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES

Introduced By: Representatives Winfield, and Petrarca

Date Introduced: March 28, 2012

Referred To: House Health, Education & Welfare

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 27-18 of the General Laws entitled "Accident and Sickness
2 Insurance Policies" is hereby amended by adding thereto the following section:

3 **27-18-71. Cancer patient safety and environmental protection.** – (a) Purpose. It is the
4 policy of the state of Rhode Island not to permit introduction of pollutants into the groundwaters
5 of the state in concentrations which are known to be toxic, carcinogenic, mutagenic, or
6 teratogenic as defined in the Rhode Island department of environmental management
7 groundwater quality rules, rule 6.1.5. It is acknowledged by medical experts that bodily wastes of
8 patients undergoing chemotherapy treatment may contain levels of chemicals that are toxic,
9 carcinogenic, mutagenic or teratogenic for a certain period of time, to such an extent that the
10 American cancer society has published a comprehensive list of safety precautions regarding the
11 in-home personal hygiene for individuals undergoing chemotherapy and their families. Therefore,
12 for the protection of both the public health and the environment, the general assembly shall
13 require that standards are set forth pursuant to this section to address this safety issue.

14 (b) Chemotherapy precautions following treatment. All physicians, pharmacists, or other
15 health care professionals licensed in the state of Rhode Island authorized to prescribe and/or
16 administer chemotherapy treatment shall:

17 (1) Provide written notice to each patient undergoing such treatment as to the hazards
18 posed to patients and their families in the residential setting of excreted human waste, including,
19 but not limited to, urine and feces for a period following treatment as generally determined by the

1 food and drug administration label accompanying said chemotherapy drug or drugs;

2 (2) Provide a sufficient collection method so that patients can safely collect and contain
3 potentially hazardous excreted bodily wastes for a period of time to be defined by the licensed
4 prescribing practitioner based on the relevant FDA label(s); and

5 (3) Provide for safe and proper disposal of said collected wastes.

6 (c) All expenses incurred as a result of this section shall be paid by Medicare, Medicaid
7 or any private insurance company providing health care insurance and licensed pursuant to this
8 chapter.

9 SECTION 2. Chapter 27-18.5 of the General Laws entitled "Individual Health Insurance
10 Coverage" is hereby amended by adding thereto the following section:

11 **27-18.5-10. Cancer patient safety and environmental protection.** – (a) Purpose. It is
12 the policy of the state of Rhode Island not to permit introduction of pollutants into the
13 groundwaters of the state in concentrations which are known to be toxic, carcinogenic,
14 mutagenic, or teratogenic as defined in the Rhode Island department of environmental
15 management groundwater quality rules, rule 6.1.5. It is acknowledged by medical experts that
16 bodily wastes of patients undergoing chemotherapy treatment may contain levels of chemicals
17 that are toxic, carcinogenic, mutagenic or teratogenic for a certain period of time, to such an
18 extent that the American cancer society has published a comprehensive list of safety precautions
19 regarding the in-home personal hygiene for individuals undergoing chemotherapy and their
20 families. Therefore, for the protection of both the public health and the environment, the general
21 assembly shall require that standards are set forth pursuant to this section to address this safety
22 issue.

23 (b) Chemotherapy precautions following treatment. All physicians, pharmacists, or other
24 health care professionals licensed in the state of Rhode Island authorized to prescribe and/or
25 administer chemotherapy treatment shall:

26 (1) Provide written notice to each patient undergoing such treatment as to the hazards
27 posed to patients and their families in the residential setting of excreted human waste, including,
28 but not limited to, urine and feces for a period following treatment as generally determined by the
29 food and drug administration label accompanying said chemotherapy drug or drugs;

30 (2) Provide a sufficient collection method so that patients can safely collect and contain
31 potentially hazardous excreted bodily wastes for a period of time to be defined by the licensed
32 prescribing practitioner based on the relevant FDA label(s); and

33 (3) Provide for safe and proper disposal of said collected wastes.

34 (c) All expenses incurred as a result of this section shall be paid by Medicare, Medicaid

1 or any private insurance company providing health care insurance and licensed pursuant to this
2 chapter.

3 SECTION 3. Chapter 27-19 of the General Laws entitled "Nonprofit Hospital Service
4 Corporations" is hereby amended by adding thereto the following section:

5 **27-19-62. Cancer patient safety and environmental protection.** – (a) Purpose. It is the
6 policy of the state of Rhode Island not to permit introduction of pollutants into the groundwaters
7 of the state in concentrations which are known to be toxic, carcinogenic, mutagenic, or
8 teratogenic as defined in the Rhode Island department of environmental management
9 groundwater quality rules, rule 6.1.5. It is acknowledged by medical experts that bodily wastes of
10 patients undergoing chemotherapy treatment may contain levels of chemicals that are toxic,
11 carcinogenic, mutagenic or teratogenic for a certain period of time, to such an extent that the
12 American cancer society has published a comprehensive list of safety precautions regarding the
13 in-home personal hygiene for individuals undergoing chemotherapy and their families. Therefore,
14 for the protection of both the public health and the environment, the general assembly shall
15 require that standards are set forth pursuant to this section to address this safety issue.

16 (b) Chemotherapy precautions following treatment. All physicians, pharmacists, or other
17 health care professionals licensed in the state of Rhode Island authorized to prescribe and/or
18 administer chemotherapy treatment shall:

19 (1) Provide written notice to each patient undergoing such treatment as to the hazards
20 posed to patients and their families in the residential setting of excreted human waste, including,
21 but not limited to, urine and feces for a period following treatment as generally determined by the
22 food and drug administration label accompanying said chemotherapy drug or drugs;

23 (2) Provide a sufficient collection method so that patients can safely collect and contain
24 potentially hazardous excreted bodily wastes for a period of time to be defined by the licensed
25 prescribing practitioner based on the relevant FDA label(s); and

26 (3) Provide for safe and proper disposal of said collected wastes.

27 (c) All expenses incurred as a result of this section shall be paid by Medicare, Medicaid
28 or any private insurance company providing health care insurance and licensed pursuant to this
29 chapter.

30 SECTION 4. Chapter 27-20 of the General Laws entitled "Nonprofit Medical Service
31 Corporations" is hereby amended by adding thereto the following section:

32 **27-20-57. Cancer patient safety and environmental protection.** – (a) Purpose. It is the
33 policy of the state of Rhode Island not to permit introduction of pollutants into the groundwaters
34 of the state in concentrations which are known to be toxic, carcinogenic, mutagenic, or

1 teratogenic as defined in the Rhode Island department of environmental management
2 groundwater quality rules, rule 6.1.5. It is acknowledged by medical experts that bodily wastes of
3 patients undergoing chemotherapy treatment may contain levels of chemicals that are toxic,
4 carcinogenic, mutagenic or teratogenic for a certain period of time, to such an extent that the
5 American cancer society has published a comprehensive list of safety precautions regarding the
6 in-home personal hygiene for individuals undergoing chemotherapy and their families. Therefore,
7 for the protection of both the public health and the environment, the general assembly shall
8 require that standards are set forth pursuant to this section to address this safety issue.

9 (b) Chemotherapy precautions following treatment. All physicians, pharmacists, or other
10 health care professionals licensed in the state of Rhode Island authorized to prescribe and/or
11 administer chemotherapy treatment shall:

12 (1) Provide written notice to each patient undergoing such treatment as to the hazards
13 posed to patients and their families in the residential setting of excreted human waste, including,
14 but not limited to, urine and feces for a period following treatment as generally determined by the
15 food and drug administration label accompanying said chemotherapy drug or drugs;

16 (2) Provide a sufficient collection method so that patients can safely collect and contain
17 potentially hazardous excreted bodily wastes for a period of time to be defined by the licensed
18 prescribing practitioner based on the relevant FDA label(s); and

19 (3) Provide for safe and proper disposal of said collected wastes.

20 (c) All expenses incurred as a result of this section shall be paid by Medicare, Medicaid
21 or any private insurance company providing health care insurance and licensed pursuant to this
22 chapter.

23 SECTION 5. Chapter 27-41 of the General Laws entitled "Health Maintenance
24 Organizations" is hereby amended by adding thereto the following section:

25 **27-41-75. Cancer patient safety and environmental protection.** – (a) Purpose. It is the
26 policy of the state of Rhode Island not to permit introduction of pollutants into the groundwaters
27 of the state in concentrations which are known to be toxic, carcinogenic, mutagenic, or
28 teratogenic as defined in the Rhode Island department of environmental management
29 groundwater quality rules, rule 6.1.5. It is acknowledged by medical experts that bodily wastes of
30 patients undergoing chemotherapy treatment may contain levels of chemicals that are toxic,
31 carcinogenic, mutagenic or teratogenic for a certain period of time, to such an extent that the
32 American cancer society has published a comprehensive list of safety precautions regarding the
33 in-home personal hygiene for individuals undergoing chemotherapy and their families. Therefore,
34 for the protection of both the public health and the environment, the general assembly shall

1 require that standards are set forth pursuant to this section to address this safety issue.

2 (b) Chemotherapy precautions following treatment. All physicians, pharmacists, or other
3 health care professionals licensed in the state of Rhode Island authorized to prescribe and/or
4 administer chemotherapy treatment shall:

5 (1) Provide written notice to each patient undergoing such treatment as to the hazards
6 posed to patients and their families in the residential setting of excreted human waste, including,
7 but not limited to, urine and feces for a period following treatment as generally determined by the
8 food and drug administration label accompanying said chemotherapy drug or drugs;

9 (2) Provide a sufficient collection method so that patients can safely collect and contain
10 potentially hazardous excreted bodily wastes for a period of time to be defined by the licensed
11 prescribing practitioner based on the relevant FDA label(s); and

12 (3) Provide for safe and proper disposal of said collected wastes.

13 (c) All expenses incurred as a result of this section shall be paid by Medicare, Medicaid
14 or any private insurance company providing health care insurance and licensed pursuant to this
15 chapter.

16 SECTION 6. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES

- 1 This act would provide for the safe disposal of human waste which may be contaminated
- 2 by toxic chemicals present during the administration of chemotherapy with the expense to be paid
- 3 by Medicare, Medicaid or private insurance.
- 4 This act would take effect upon passage.

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