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United States Senate

COMMITTEE ON LABOR AND
HUMAN RESOURCES

WASHINGTON, DC 20510-6300

Facsimile Cover Memorandum

CC Carol Rascoe
Eric Schwabe
Possible
HIV vote on
Tuesday

Nancy

To: Nancy St

Helm's Amendment

23

tion 318 of the Public Health Service Act (42 U.S.C.
247e) to—

(1) routinely test each person receiving treatment for a sexually transmitted disease from the recipient to determine if such person is infected with the human immunodeficiency virus; and

(2) provide pre- and post-test counseling on acquired immunodeficiency syndrome to each such person.

(b) CONFIDENTIALITY.—In promulgating regulations under subsection (a), the Secretary shall ensure that confidentiality shall be provided to those tested under such regulations in accordance with section 552(a) of title 5 of the United States Code.

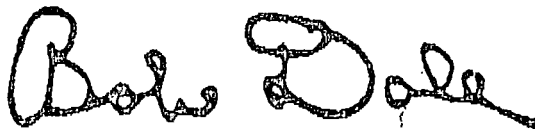
SEC. 20. IMMIGRATION REFORM.

Notwithstanding any other provision of law or any decision of the Secretary of Health and Human Services or any other Federal official, the President shall, pursuant to section 212(a)(6) of the Immigration and Nationality Act, add infection with the human immunodeficiency virus and syphilis to the list of dangerous contagious diseases contained in title 42 of the Code of Federal Regulations.

SEC. 21. HEALTH CARE WORKERS PROTECTION ACT.

(a) EXPOSURE PRONE INVASIVE PROCEDURES.—

Notwithstanding any other provision of law, a State shall,



NEWS

U.S. SENATOR FOR KANSAS

FROM:

SENATE REPUBLICAN LEADER



FOR IMMEDIATE RELEASE
FEBRUARY 10, 1993

CONTACT: WALT RIKER
(202) 224-5358

AIDS-INFECTED ALIENS

DOLE TO SHALALA: RESIST EXPLOSIVE POLICY CHANGE:
PROPOSED SHIFT RAISES SERIOUS QUESTIONS:
TAXPAYERS' FINANCIAL & PHYSICAL HEALTH MUST BE PROTECTED

WASHINGTON -- Senate Republican Leader Bob Dole (R-Kansas) today sent the following letter to Secretary of Health & Human Services Donna Shalala regarding the Clinton Administration's proposed change in the policy generally barring aliens infected with the AIDS virus from entering the United States:



NATIONAL COMMISSION ON ACQUIRED IMMUNE DEFICIENCY SYNDROME

1730 K Street, N.W., Suite 815

Washington, D.C. 20006

(202) 254-5125 FAX 254-3060 TDD 254-3816

February 10, 1993

STATEMENT ON IMMIGRATION POLICY

The National Commission on AIDS commends the Administration's preliminary decision to remove HIV infection from the list of conditions which constitute grounds for excluding an individual from traveling or immigrating to the United States.

The U.S. Congress reaffirmed under the Immigration Act of 1990 (P.L. 101-649) that public health judgments on these issues are appropriately placed in the hands of the Secretary of Health and Human Services, hence, there is no need of further congressional action on this matter. Under the Act, Congress directed the Secretary to look to "current epidemiological principles and medical standards" in assessing the need to exclude immigrant applicants on the basis of illness or medical condition. Accordingly, the Public Health Service reexamined the list of diseases to be used for the purposes of exclusion. Of the eight diseases on the list, the Public Health Service determined that only infectious tuberculosis should be retained as it alone was transmissible through the air and by casual contact, and therefore a threat to the public health. The Commission

—
Pls e-mail

Eric & ask

where we are
on this ✓ 10pm
2/15

NATIONAL SECURITY COUNCIL

15-Feb-1993 15:47 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

DARBY@A1

FROM:

SCHWARTZ
(SCHWARTZ@MRGATE@OEOB)

SUBJECT:

HIV vote in the Senate

DECLASSIFIED
E.O. 13526
White House Guidelines, September 11, 2006
By YDE NARA, Date 06/05/2013
2001-1550-F

NATIONAL SECURITY COUNCIL

15-Feb-1993 15:00 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

Samuel R. Berger
Nancy Soderberg

(BERGER)
(SODERBERG)

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

HIV vote in the Senate

As you each requested, I spoke to Howard Paster's office about the expected amendment to the NIH bill that would mandate that HIV be kept on the list

I understand why the current position is to stay silent on this issue. But I am concerned that this will result in three negative outcomes that might be avoided:

--the Senate debate will be portrayed as a referendum on the President's purported position, which -- as the press reported last week -- is to lift the ban; a defeat will thus be damaging whether or not the Administration says anything;

--the press will play up the Administration's failure to oppose a measure that directly conflicts with the Administration's position as stated in the press last week;

--Liberal senators, who may already believe that the Administration has forced an unnecessary confrontation on this issue, may feel they have been left hanging.

Please let me know if there is anything more you want me to do on this issue.

CC: Records

(RECORDS)