

## Disability Rights Legal Center

# CLRC

## Cancer Legal Resource Center

The CLRC is a joint program of the Disability Rights Legal Center & Loyola Law School Los Angeles

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## Definition of Genetic Information In State Laws 50 State Survey

	Explicitly Includes Family Medical History	Explicitly Excludes routine tests	Associated with a disease	Explicitly Includes Carrier Status	Applies to?
Alabama (27-53-1)	No	No	Yes	No	Health
Alaska (AS § 18.13.100) <sup>1</sup>	No	Routine	Maybe	No	Health
Arizona (ARS § 20-1379 )	Yes	No	No	Yes	Health
Arizona (ARS § 20-448 )	No	No	Yes	Yes	Life and Disability
Arkansas (A.C.A. § 11-5-402)	No	Routine	Yes		Emp. And Health
California	Yes	No	No	No	Emp. And Health
Colorado (C.R.S.A. § 10-3-1104.6)	Yes	No	No	No	Health
Colorado (C.R.S.A. § 10-3-1104.7)	No	No	Yes	No	Group Disability Insurance or Long-term Care Insurers
Connecticut (C.G.S.A. § 38a-816)	No	No	No	No	Health
District of Columbia ( ST § 2-1401.02)	No	Routine	Yes	No	Emp. And Health
Delaware (18 Del.C. § 2317)	No	No	Yes	Yes	Emp. And Health
Florida (West's F.S.A. § 627.4301)	No	Routine	Yes	Yes	Health
Georgia (Ga. Code Ann., § 33-54-2)	No	Routine	Yes	No	Health
Hawaii (HRS § 378-1)	Yes	No	No	No	Employ
Idaho (I.C. § 39-8302)	GT only	Routine	No	Yes	Emp. And Health

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Illinois (410 ILCS 513/10 )	Yes	Routine	Yes	No	Emp. And Health
Indiana (IC 27-8-26-2)	No	No	Yes	Yes	Health
Iowa (I.C.A. § 729.6)	Yes	Routine	No	No	Emp. And Health
Kansas (K.S.A. 40-2259; K.S.A. 44-1002)	No	No	Yes	Yes	Health
Kentucky (None)	-	-	-	-	-
Louisiana (LRS 22:1023)	Yes	No	No	No	Health
Louisiana (LRS 23:302)	Yes	Routine	No	No	Employ
Maine (24-A M.R.S.A. § 2159-C and M.R.S.A. § 19301)	No	No	Yes	No	Emp. And Health
Maryland (MD Code, Insurance, § 27-909)	No	Routine	Yes	No	Emp. And Health
Massachusetts (M.G.L.A. 151B § 1)	No	No	No	No	Employ
Massachusetts (M.G.L.A. 175 § 120E)	No	Yes	Yes	No	Insurance
Michigan (M.C.L.A. 37.1201)	Yes	Yes	Yes	No	Emp. And Health
Minnesota (MS §181.974)	No	No	Yes	No	Employ
Minnesota (MS §72A.139)	No	No	Yes	Yes	Insurance
Mississippi (none)	-	-	-	-	-
Missouri (MRS §§375.1300 )	No (explicitly)	Yes	Yes	No	Emp. And Health
Montana (MCA §33-18-901)	No (explicitly)	Yes	Yes	Yes	Insurance
Nebraska (Neb.Rev.St. § 44-7,100. Neb.Rev.St. § 48-236)	No	Yes	Yes	No	Emp. And Health
Nevada (N.R.S. 613.345, N.R.S. 689A.417)	No	Some	Yes	No	Emp. And Health
New Hampshire (N.H. Rev. Stat. § 141-H:1)	No	Some	No	No	Emp. And Health

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New Jersey (N.J.S.A. 10:5-5, N.J.S.A. 17:48-6.18)	No	No	Yes	No	Emp. And Insurance
New Mexico (N. M. S. A. 1978, § 24-21-2)	No	Yes	Yes	Yes	Emp. And Insurance
New York (McKinney's Executive Law § 292 )	No	No	Yes	No	Employ
New York (McKinney's Civil Rights Law § 79-1 )	No	Yes	Yes	Yes	Insurance
North Carolina (N.C.G.S.A. § 58-3-215)	No	Yes	No	No	Insurance
North Carolina (N.C.G.S.A. § 95-28.1A)	No	No	Yes	No	Employ
North Dakota (none)	-	-	-	-	-
Ohio (R.C. § 1751.64)	No	No	Yes	Yes	Insurance
Oklahoma (36 Okl.St. Ann. § 3614.2)	No (explicitly)	Yes	Yes	No	Employ
Oklahoma (36 Okl.St. Ann. § 3614.1)	Yes	Yes	No	No	Insurance
Oregon (O.R.S. § 192.531)	No (explicitly)	No	No	No	Emp. And Insurance
Pennsylvania	-	-	-	-	-
Rhode Island (Gen.Laws 1956, § 27-18-52 and Gen.Laws 1956, § 28-6.7-2.1)	No	Yes	Yes	Yes	Emp. And Insurance
South Carolina (Code 1976 § 38-93-10)	Yes	Yes	No	No	Insurance
South Dakota (SDCL § 58-1-24, SDCL § 60-2-21)	Yes	Yes	No	Yes	Emp. And Insurance
Tennessee (T. C. A. § 56-7-2702)	No (explicitly)	Yes	Yes	Yes	Insurance
Texas (V.T.C.A., Insurance Code § 546.001)	No	Yes	Yes	Yes	Insurance

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Texas (V.T.C.A., Labor Code § 21.401)	Yes	Yes	Yes	Yes	Employ
Utah (U.C.A. 1953 § 26-45-102)	No	Yes	No	No	Emp. And Insurance
Vermont (18 V.S.A. § 9331)	No	No	Yes	No	Emp. And Insurance
Virginia (VA Code Ann. § 38.2-508.4)	No	No	Yes	No	Emp. And Insurance
Washington (West's RCWA 49.44.180)	Yes	Yes	No	No	Employ
West Virginia	-	-	-	-	-
Wisconsin (W.S.A. 111.32)	No	No	Yes	Yes	Employ
Wisconsin (W.S.A. 631.89)	No	No	Yes	No	Insurance
Wyoming	-	-	-	-	-
<sup>1</sup> - however for health insurance Alaska law models GINA and thus includes family history.					

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