Title II of GINA

- Definitions
- Prohibition on Request/Require and Exceptions
- Title I/Title II Firewall
Title II of GINA

• Definitions
  • Genetic information
  • Genetic test
  • Manifest disease
  • Genetic services
  • Underwriting
Title II of GINA

• **Definitions**
  • Genetic information
  • *Protected no matter when discovered or obtained.*
Title II of GINA

• **Definitions**
  • Genetic information
  • Genetic test
    • “Analysis of human DNA, RNA, chromosomes, proteins, or metabolites, to detect genotypes, mutations, or chromosomal changes.”
  • Regulators should include non-exclusive list of examples based in Congressional intent. (*some techniques like RNA expression arrays and methylation, should be included but may require consultation with scientific experts).
Title II of GINA

• **Definitions**
  • Genetic information
  • Genetic test
  • Manifest disease
    • A genetic test result is not a disease.
    • But family history of disease is genetic information.
  • ADA
Title II of GINA

• **Definitions**
  • Genetic information
  • Genetic test
  • Manifest disease
  • Genetic services
    • Genetic services explicitly includes testing, counseling, and education.
    • *Regulations should define genetic services to include information about preventive therapies and screenings stemming from a genetic test, which a patient may consider or undergo.* Good public policy and the point of GINA.