

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE DRH50582-LN-267 (4/5)

Short Title: AIDS Testing/Certain Inmates.

(Public)

Sponsors: Representative Wright.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT CERTAIN INDIVIDUALS RELEASED FROM THE
CUSTODY OF THE DEPARTMENT OF CORRECTION BE TESTED FOR AIDS
VIRUS INFECTION.

The General Assembly of North Carolina enacts:

SECTION 1. Article 2 of Chapter 148 of the General Statutes is amended by adding the following new section to read:

"§ 148-19.2. AIDS virus infection test required for certain individuals released from the custody of the Department of Correction.

Prior to release from the custody of the Department of Correction, any inmate who is known to the Secretary to be or have been an IV-drug abuser immediately prior to or during incarceration shall be tested for AIDS virus infection. Results of the test shall be reported to the inmate but shall otherwise be confidential. If the test results are positive, the individual shall be referred to public health officials for counseling and treatment. Testing and reporting under this section are subject to the requirements of Article 6 of Chapter 130A of the General Statutes."

SECTION 2. There is appropriated from the General Fund to the Department of Correction the sum of twenty-five thousand dollars (\$25,000) for the 2007-2008 fiscal year and the sum of twenty-five thousand dollars (\$25,000) for the 2008-2009 fiscal year to implement the requirements of G.S. 148-19.2. Not later than March 1, 2008, and annually thereafter, the Secretary shall report to the House Appropriations Committee on Justice and Public Safety, the Senate Appropriations Committee on Justice and Public Safety, and the Fiscal Research Division on the number of inmates referred for testing pursuant to G.S. 148-19.2.

SECTION 3. This act becomes effective July 1, 2007.