

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**HOUSE BILL 1898**

Short Title: AIDS Testing/Certain Inmates. (Public)

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Sponsors: Representatives Wright; Farmer-Butterfield and Womble.

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Referred to: Health, if favorable, Judiciary II and, if favorable, to the Com on Appropriations.

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May 1, 2007

A BILL TO BE ENTITLED

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

5 The General Assembly of North Carolina enacts:

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

8 "**§ 148-19.2. AIDS virus infection test required for certain individuals released**  
9 **from the custody of the Department of Correction.**

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

17 **SECTION 2.** There is appropriated from the General Fund to the  
18 Department of Correction the sum of twenty-five thousand dollars (\$25,000) for the  
19 2007-2008 fiscal year and the sum of twenty-five thousand dollars (\$25,000) for the  
20 2008-2009 fiscal year to implement the requirements of G.S. 148-19.2. Not later than  
21 March 1, 2008, and annually thereafter, the Secretary shall report to the House  
22 Appropriations Committee on Justice and Public Safety, the Senate Appropriations  
23 Committee on Justice and Public Safety, and the Fiscal Research Division on the  
24 number of inmates referred for testing pursuant to G.S. 148-19.2.

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