

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

H

2

HOUSE BILL 1898
Committee Substitute Favorable 7/25/07

Short Title: Prerelease AIDS Testing of All DOC Inmates.

(Public)

Sponsors:

Referred to:

May 1, 2007

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT ALL 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 all individuals released from
the custody of the Department of Correction.**

Prior to release from the custody of the Department of Correction, all inmates shall
be tested for AIDS virus infection. Results of the test shall be reported to the inmate. If
the test results are positive, the individual shall be referred to public health officials for
counseling. 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 two hundred thousand dollars (\$200,000) for the
2007-2008 fiscal year and the sum of two hundred thousand dollars (\$200,000) for the
2008-2009 fiscal year to implement the requirements of G.S. 148-19.2. Not later than
December 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. Section 1 of this act becomes effective January 1, 2008. The
remainder of this act becomes effective July 1, 2007.