

# ACT No. 301

2015 Regular Session

HOUSE BILL NO. 191

BY REPRESENTATIVE COX

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AN ACT

To enact R.S. 15:574.4.2(H) and to repeal R.S. 15:574.4.2(G)(5), relative to infectious disease testing of certain persons being released from incarceration; to provide relative to certain infectious disease testing of inmates being released because of diminution of sentence; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:574.4.2(H) is hereby enacted to read as follows:

§574.4.2. Decisions of committee on parole; nature, order, and conditions of parole; rules of conduct; infectious disease testing

\* \* \*

H. All inmates being released from state-operated prison facilities and state privately operated prison facilities shall be offered "opt-out" testing for human immunodeficiency virus (HIV), prior to release, unless the inmate is known to be HIV positive or had a documented HIV test within the previous twelve months prior to release. If the inmate tested pursuant to the provisions of this Subsection tests positive for HIV, he shall be referred by the Department of Public Safety and Corrections to the appropriate health care and support services. "Opt-out" HIV testing, consent, and appropriate referral processes shall be conducted in accordance with the provisions of R.S. 40:1300.13.

1 Section 2. R.S. 15:574.4.2(G)(5) is hereby repealed in its entirety.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_