

**HOUSE . . . . . No. 1328**

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The Commonwealth of Massachusetts

PRESENTED BY:

*John P. Fresolo*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the exposure of public safety officials to the aids virus.

PETITION OF:

NAME:

*John P. Fresolo*

DISTRICT/ADDRESS:

*16th Worcester*

**HOUSE . . . . . No. 1328**

By Mr. Fresolo of Worcester, a petition (accompanied by bill, House, No. 1328) of John P. Fresolo for legislation to establish a HIV testing procedure in correctional institutions in the Commonwealth. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION

SEE

□ □ HOUSE  
□ , NO. 3145 OF 2011-2012.]

**The Commonwealth of Massachusetts**

**In the Year Two Thousand Thirteen**

An Act relative to the exposure of public safety officials to the aids virus.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Paragraph one of Section 7\_OF of Chapter 111 of the General Laws, as  
2 appearing in the 2002 Official Edition, shall be amended by inserting at the beginning of the first  
3 sentence, before the words "No health care facility," the following: -- Except as herein provided.

4 (a)

5 SECTION 2. Section 70F of Chapter 111 of the General Laws shall be further amended  
6 by inserting after the fourth paragraph the following: -- Provided, however, that a police officer  
7 or other law enforcement official, fire

8 (b) fighter, emergency medical technician or medical personnel, or other public safety  
9 official, who, in the course of his official duties, is bitten or scratched by a person, is stabbed or  
10 scratched by a hypodermic needle in the possession of that person, or is otherwise exposed to the  
11 transfer of blood, semen, or other bodily fluid on, upon, or through, his skin or membranes by  
12 that person, and where that person is the subject of a criminal complaint or indictment, the  
13 exposed official may petition the court having jurisdiction of the complaint or indictment for an

- 14 order compelling the subject of the complaint or indictment to be tested for the HLTV-III
- 15 antibody or antigen.