

HOUSE No. 1412

The Commonwealth of Massachusetts

PRESENTED BY:

William G. Greene, Jr.

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 HIV and AIDS testing.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
William G. Greene, Jr.	22nd Middlesex
Elizabeth Poirier	14th Bristol
Christine E. Canavan	10th Plymouth
Cory Atkins	14th Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2111 OF .]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO HIV AND AIDS TESTING.

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. Section 13D of Chapter 265, as appearing in the 2006 Official Edition, is hereby amended by inserting
2 after the first paragraph the following paragraph:—Notwithstanding any other provisions of law, where a public
3 employee is a police officer, firefighter or other public safety employee engaged in the performance of his duties and
4 the assault and battery results in an exchange of blood, saliva or other bodily fluids, the defendant shall submit to a
5 test for the presence of human immunodeficiency virus (HIV) or acquired immune deficiency syndrome (AIDS).
6 SECTION 2. Section 13I of Chapter 265, as appearing in the 2006 Official Edition, is hereby amended by inserting
7 after the first paragraph the following paragraph:—Notwithstanding any other provisions of law, where the assault
8 and battery results in an exchange of blood, saliva or other bodily fluids, the defendant shall submit to a test for the
9 presence of human immunodeficiency virus (HIV) or acquired immune deficiency syndrome (AIDS).
10 SECTION 3. Section 70F of Chapter 111, as appearing in the 2006 Official Edition, is hereby amended by inserting
11 after the fourth paragraph the following paragraph:—Notwithstanding any of the above, whenever a doctor, nurse,
12 hospital employee or other health care worker is engaged in attending to a patient and is inadvertently injected by a
13 hypodermic needle used on said patient, a test for the presence of human immunodeficiency virus (HIV) and
14 acquired immune deficiency syndrome (AIDS) shall be administered to said patient.