

2015 Regular Session

HOUSE BILL NO. 191

BY REPRESENTATIVE COX

1 AN ACT

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

6 Be it enacted by the Legislature of Louisiana:

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

8 §574.4.2. Decisions of committee on parole; nature, order, and conditions of parole;
9 rules of conduct; infectious disease testing

10 * * *

11 H. All inmates being released from state-operated prison facilities and state
12 privately operated prison facilities shall be offered "opt-out" testing for human
13 immunodeficiency virus (HIV), prior to release, unless the inmate is known to be
14 HIV positive or had a documented HIV test within the previous twelve months prior
15 to release. If the inmate tested pursuant to the provisions of this Subsection tests
16 positive for HIV, he shall be referred by the Department of Public Safety and
17 Corrections to the appropriate health care and support services. "Opt-out" HIV
18 testing, consent, and appropriate referral processes shall be conducted in accordance
19 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 R.S. 15:574.4.2(G)(5) is hereby repealed in its entirety.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____