

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

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**HOUSE BILL 118
Committee Substitute Favorable 4/11/07
Senate Health Care Committee Substitute Adopted 7/18/07**

Short Title: Sex Offenders/Test for STDs.

(Public)

Sponsors:

Referred to:

February 8, 2007

A BILL TO BE ENTITLED

1
2 AN ACT TO PROVIDE THAT A PERSON CHARGED WITH A SEX OFFENSE
3 WHO IS ORDERED TO BE TESTED FOR A SEXUALLY TRANSMITTED
4 INFECTION MUST BE TESTED WITHIN FORTY-EIGHT HOURS OF THE
5 COURT ORDER AND TO PROVIDE THAT HIV TESTING UNDER THESE
6 PROVISIONS WILL USE THE HIV-RNA DETECTION TEST FOR
7 DETERMINING HIV INFECTION.

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** G.S. 15A-615(b) reads as rewritten:

10 "(b) Upon a request under subsection (a) of this section, the district attorney shall
11 petition the court on behalf of the victim for an order requiring the defendant to be
12 tested. Upon finding that there is probable cause to believe that the alleged sexual
13 contact involved in the offense would pose a significant risk of transmission of a
14 sexually transmitted infection listed in subsection (a) of this section, the court shall
15 order the defendant to submit to testing for these infections. A defendant ordered to be
16 tested under this section shall be tested not later than 48 hours after the date of the court
17 order. A test for HIV ordered pursuant to this section shall use the HIV-RNA Detection
18 Test for determining HIV infection."

19 **SECTION 2.** This act becomes effective December 1, 2007, and applies to
20 offenses committed on or after that date.