

By: Coleman

H.B. No. 3005

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the mandatory testing of persons suspected of exposing  
3 employees of a juvenile probation department to certain diseases.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 81.050(b), Health and Safety Code, is  
6 amended to read as follows:

7 (b) A person whose occupation or whose volunteer service is  
8 included in one or more of the following categories may request the  
9 department or a health authority to order testing of another person  
10 who may have exposed the person to a reportable disease, including  
11 HIV infection:

12 (1) a law enforcement officer;

13 (2) a fire fighter;

14 (3) an emergency medical service employee or  
15 paramedic;

16 (4) a correctional officer; ~~or~~

17 (5) an employee, contractor, or volunteer, other than  
18 a correctional officer, who performs a service in a correctional  
19 facility as defined by Section 1.07, Penal Code, or a secure  
20 correctional facility or secure detention facility as defined by  
21 Section 51.02, Family Code; or

22 (6) an employee of a juvenile probation department.

23 SECTION 2. The change in law made by this Act applies only  
24 to an exposure to a disease that occurs on or after the effective

1 date of this Act. An exposure to a disease that occurs before the  
2 effective date of this Act is covered by the law in effect when the  
3 exposure occurred, and the former law is continued in effect for  
4 that purpose.

5 SECTION 3. This Act takes effect immediately if it receives  
6 a vote of two-thirds of all the members elected to each house, as  
7 provided by Section 39, Article III, Texas Constitution. If this  
8 Act does not receive the vote necessary for immediate effect, this  
9 Act takes effect September 1, 2009.