

By: Huffman

S.B. No. 1183

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to testing of a juvenile for a sexually transmitted  
3 disease or human immunodeficiency virus (HIV) on the filing of a  
4 petition alleging delinquent conduct that includes certain sexual  
5 offenses.

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

7 SECTION 1. Subsection (a), Section 54.033, Family Code, is  
8 amended to read as follows:

9 (a) A child against whom a petition is filed that alleges  
10 the child [~~found at the conclusion of an adjudication hearing under~~  
11 ~~Section 54.03 of this code to have~~] engaged in delinquent conduct  
12 that includes [~~included~~] a violation of Section [~~Sections~~]  
13 21.11(a)(1), 22.011, or 22.021, Penal Code, shall undergo a medical  
14 procedure or test at the direction of the juvenile court designed to  
15 show or help show whether the child has a sexually transmitted  
16 disease, acquired immune deficiency syndrome (AIDS), human  
17 immunodeficiency virus (HIV) infection, antibodies to HIV, or  
18 infection with any other probable causative agent of AIDS. The  
19 court may direct the child to undergo the procedure or test on the  
20 court's own motion or on the request of the victim of the delinquent  
21 conduct.

22 SECTION 2. The change in law made by this Act applies to a  
23 petition alleging delinquent conduct filed on or after the  
24 effective date of this Act, regardless of whether the alleged

1 delinquent conduct occurred before, on, or after the effective date  
2 of this Act.

3 SECTION 3. This Act takes effect September 1, 2013.