

104TH CONGRESS
1ST SESSION

H. R. 2791

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to limit funds to States that do not enact laws that require a test to detect the presence of the etiologic agent for acquired immune deficiency syndrome in certain cases of assault.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 15, 1995

Mr. MANTON introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to limit funds to States that do not enact laws that require a test to detect the presence of the etiologic agent for acquired immune deficiency syndrome in certain cases of assault.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. TESTING REQUIREMENT.**

4 Section 506(f) of the Omnibus Crime Control and
5 Safe Streets Act of 1968 is amended—

6 (1) by redesignating paragraph (3) as para-
7 graph (4);

1 (2) in paragraph (1)(A), by striking “paragraph
2 (2)” and inserting “paragraphs (2) and (3)”; and
3 (3) by adding at the end of paragraph (2) the
4 following:

5 “(3) Paragraph (1)(A) refers to a State that does not
6 have in effect, and does not enforce, in such fiscal year,
7 a law that requires the State at the request of the victim
8 of an assault that may have exposed, by a means recog-
9 nized by the Center for Disease Control, such victim to
10 the etiologic agent for acquired immune deficiency syn-
11 drome—

12 “(A) to administer, to the defendant convicted
13 under State law of such assault, a test to detect in
14 such defendant the presence of the etiologic agent
15 for acquired immune deficiency syndrome;

16 “(B) to disclose the results of such test to such
17 defendant and to the victim of such assault; and

18 “(C) to provide to the victim of such assault
19 counseling regarding HIV disease, HIV testing, in
20 accordance with applicable law, and referral for ap-
21 propriate health care and support services.”.

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