

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

McGee, Thomas (SEN)

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act providing for HIV testing for at risk police officers.

PETITION OF:

NAME:

McGee, Thomas (SEN)

DISTRICT/ADDRESS:

Third Essex and Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S01391 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT PROVIDING FOR HIV TESTING FOR AT RISK POLICE OFFICERS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding any general or special law to the contrary, every person
2 who receives an appointment to a position on a permanent full-time basis or on a reserve or
3 intermittent basis in which said person will exercise police powers in a municipal police
4 department, the Massachusetts bay transportation authority police, the department of
5 correction, the state police, or the division of law enforcement within the department of
6 fisheries, wildlife and environmental law enforcement shall, upon exposure to any known risk
7 factor associated with HIV or AIDS as those terms are defined in Massachusetts General Laws
8 Chapter 111, Section 2D, while exercising police powers, whether in the line of duty or as a
9 good Samaritan, be eligible for testing to determine whether such person has contracted an HIV
10 infection or its associated illnesses. Such testing shall be at the option of the exposed person
11 and any portion of cost for three such tests undergone within eighteen months immediately

12 following the date of exposure that is not covered under an insurance policy issued for the
13 benefit of the exposed person shall be paid for by the Commonwealth. The exposed person
14 shall also be eligible for psychiatric counseling in relation to such exposure. Such counseling
15 shall be at the option of the exposed person and any portion of the cost for such counseling
16 that is approved by the department of public health and the department of public safety that is
17 not covered under an insured policy issued for the benefit of the exposed person shall be paid
18 for by the Commonwealth.

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