

# SENATE BILL No. 269

February 19, 2009, Introduced by Senators SCOTT, CLARK-COLEMAN, HUNTER, BRATER, CLARKE and THOMAS and referred to the Committee on Judiciary.

A bill to amend 1953 PA 232, entitled  
"Corrections code of 1953,"  
(MCL 791.201 to 791.285) by adding section 37a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 37A. (1) BEFORE A PRISONER IS RELEASED ON PAROLE OR  
2        DISCHARGED WITHOUT BEING PAROLED, THE PRISONER SHALL UNDERGO A TEST  
3        FOR HIV OR AN ANTIBODY TO HIV, AND A TEST TO DETERMINE IF THE  
4        PRISONER IS INFECTED WITH HEPATITIS C. THE TESTS SHALL BE CONDUCTED  
5        WITHIN THE 60-DAY PERIOD PRECEDING THE DATE ON WHICH THE PRISONER  
6        IS PAROLED OR DISCHARGED.

7        (2) THE DEPARTMENT SHALL REPORT EACH POSITIVE TEST RESULT FOR  
8        HIV OR AN ANTIBODY TO HIV TO THE DEPARTMENT OF COMMUNITY HEALTH, IN  
9        COMPLIANCE WITH SECTION 5114 OF THE PUBLIC HEALTH CODE, 1978 PA

1 368, MCL 333.5114. AS USED IN THIS SUBSECTION, "HIV" AND "POSITIVE  
2 TEST RESULT" MEAN THOSE TERMS AS DEFINED IN SECTION 67.

3 (3) THE DEPARTMENT SHALL REPORT EACH INCIDENCE OF HEPATITIS C  
4 TO THE DEPARTMENT OF COMMUNITY HEALTH PURSUANT TO RULES PROMULGATED  
5 UNDER SECTION 5111 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL  
6 333.5111.