

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 1149  
Committee Substitute Favorable 5/9/89  
Judiciary I Senate Committee Substitute Adopted 6/15/89

Short Title: Tests to Protect Public.

(Public)

Sponsors:

Referred to:

April 10, 1989

1 A BILL TO BE ENTITLED  
2 AN ACT TO FACILITATE TESTING FOR COMMUNICABLE DISEASES TO  
3 PROTECT THE PUBLIC.

4 The General Assembly of North Carolina enacts:

5 Section 1. Chapter 15A of the General Statutes is amended by adding a new  
6 section to read:

7 "**§ 15A-534.3. Detention for communicable diseases.**

8 If a judicial official conducting an initial appearance or first appearance hearing  
9 finds probable cause that an individual was exposed to the defendant in a manner that  
10 poses a significant risk of transmission of the AIDS virus or Hepatitis B by such  
11 defendant, the judicial official shall order the defendant to be detained for a reasonable  
12 period of time, not to exceed 24 hours, for investigation by public health officials and  
13 for testing for AIDS virus infection and Hepatitis B infection if required by public  
14 health officials pursuant to G.S. 130A-144 and G.S. 130A-148."

15 Sec. 2. This act shall become effective October 1, 1989, and shall apply to  
16 acts occurring on or after that date.