

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**HOUSE BILL 118**

Short Title: Sex Offenders/HIV Test Within 48 Hours. (Public)

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Sponsors: Representatives Goforth, Ray, Glazier, Spear (Primary Sponsors); Adams, Barnhart, Blackwood, Braxton, Cole, Coleman, England, Faison, Farmer-Butterfield, Folwell, Frye, Harrison, Hilton, Howard, Justus, Kiser, McGee, Mobley, Moore, Setzer, Steen, Tarleton, Wainwright, E. Warren, R. Warren, and Wray.

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Referred to: Rules, Calendar, and Operations of the House.

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February 8, 2007

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A PERSON CHARGED WITH A SEX OFFENSE WHO IS ORDERED TO BE TESTED FOR HIV MUST BE TESTED WITHIN FORTY-EIGHT HOURS OF THE COURT ORDER.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 15A-615(b) reads as rewritten:

"(b) Upon a request under subsection (a) of this section, the district attorney shall petition the court on behalf of the victim for an order requiring the defendant to be tested. Upon finding that there is probable cause to believe that the alleged sexual contact involved in the offense would pose a significant risk of transmission of a sexually transmitted infection listed in subsection (a) of this section, the court shall order the defendant to submit to testing for these infections. A defendant ordered to be tested under this section shall be tested not later than 48 hours after the date of the court order."

**SECTION 2.** This act becomes effective December 1, 2007, and applies to offenses committed on or after that date.