

AN ACT

relating to the mandatory testing of persons suspected of exposing employees of a juvenile probation department to certain diseases.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 81.050(b), Health and Safety Code, is amended to read as follows:

(b) A person whose occupation or whose volunteer service is included in one or more of the following categories may request the department or a health authority to order testing of another person who may have exposed the person to a reportable disease, including HIV infection:

- (1) a law enforcement officer;
- (2) a fire fighter;
- (3) an emergency medical service employee or paramedic;
- (4) a correctional officer; ~~[or]~~
- (5) an employee, contractor, or volunteer, other than a correctional officer, who performs a service in a correctional facility as defined by Section 1.07, Penal Code, or a secure correctional facility or secure detention facility as defined by Section 51.02, Family Code; or
- (6) an employee of a juvenile probation department.

SECTION 2. The change in law made by this Act applies only to an exposure to a disease that occurs on or after the effective

1 date of this Act. An exposure to a disease that occurs before the
2 effective date of this Act is covered by the law in effect when the
3 exposure occurred, and the former law is continued in effect for
4 that purpose.

5 SECTION 3. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2009.

David Dewhurst

President of the Senate

John Strawn

Speaker of the House

I certify that H.B. No. 3005 was passed by the House on May 7, 2009, by the following vote: Yeas 143, Nays 0, 2 present, not voting.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 3005 was passed by the Senate on May 26, 2009, by the following vote: Yeas 31, Nays 0.

Patricia Saw

Secretary of the Senate

APPROVED: 19 JUN '09

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2PM O'CLOCK
JUN 19 2009

Colby Hunter III