

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007**

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**HOUSE BILL 118  
Committee Substitute Favorable 4/11/07**

Short Title: Sex Offenders/Test for STDs.

(Public)

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Sponsors:

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Referred to:

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February 8, 2007

A BILL TO BE ENTITLED

1  
2 AN ACT TO PROVIDE THAT A PERSON CHARGED WITH A SEX OFFENSE  
3 WHO IS ORDERED TO BE TESTED FOR A SEXUALLY TRANSMITTED  
4 INFECTION MUST BE TESTED WITHIN FORTY-EIGHT HOURS OF THE  
5 COURT ORDER AND TO PROVIDE THAT HIV TESTING UNDER THESE  
6 PROVISIONS WILL USE THE VIRAL LOAD DETECTION METHOD OF  
7 DETERMINING HIV INFECTION.

8 The General Assembly of North Carolina enacts:

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

10 "(b) Upon a request under subsection (a) of this section, the district attorney shall  
11 petition the court on behalf of the victim for an order requiring the defendant to be  
12 tested. Upon finding that there is probable cause to believe that the alleged sexual  
13 contact involved in the offense would pose a significant risk of transmission of a  
14 sexually transmitted infection listed in subsection (a) of this section, the court shall  
15 order the defendant to submit to testing for these infections. A defendant ordered to be  
16 tested under this section shall be tested not later than 48 hours after the date of the court  
17 order. A test for HIV ordered pursuant to this section shall use the viral load detection  
18 method of determining HIV infection."

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