

Stricken language would be deleted from present law. Underlined language would be added to present law.

As Engrossed: H2/3/97

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

HOUSE BILL 1367

4
5 By: Representatives Young, Kidd, Luker, McJunkin, McKissack, Miller, Willems, Bush, DeLay, Joe Hudson, and Mullenix
6 By: Senators Bradford, Canada, and Scott

For An Act To Be Entitled

9 "AN ACT REQUIRING CORRECTIONAL INSTITUTIONS TO NOTIFY
10 PROBATION AND PAROLE OFFICERS OF AN OFFENDERS_ ACQUIRED
11 IMMUNODEFICIENCY SYNDROME STATUS; AND FOR OTHER PURPOSES."

Subtitle

14 "TO REQUIRE CORRECTIONAL INSTITUTIONS TO
15 NOTIFY PROBATION AND PAROLE OFFICERS OF
16 AN OFFENDERS ACQUIRED IMMUNODEFICIENCY
17 SYNDROME STATUS."

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. As used in this act:

22 (1) "Correctional institution" means any state or privately operated
23 prison, community correctional facility, county jail, city jail, or any other
24 state, local, or privately operated detention facility.

25 (2) "Parole or probation officer" means a parole or probation officer
26 of the Department of Community Punishment.

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28 SECTION 2. (a) The purpose of this act is to provide probation and
29 parole officers with information so they can make informed programming
30 decisions and direct offenders to AIDS related resources including appropriate
31 financial, housing, legal, medical and counseling services.

32 (b) Upon the release of an offender from a correctional institution, a
33 medical representative of the institution shall notify the offender_s parole
34 or probation officer, when the offender has tested positive for infection with
35 HIV, or has been diagnosed as having AIDS or AIDS-related conditions.

36 (c) Information obtained by a parole or probation officer pursuant to

1 this act shall be confidential, and shall not be disclosed except as
2 specifically authorized by this act.

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4 SECTION 3. All provisions of this act of a general and permanent nature
5 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
6 Revision Commission shall incorporate the same in the Code.

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8 SECTION 4. If any provision of this act or the application thereof to
9 any person or circumstance is held invalid, such invalidity shall not affect
10 other provisions or applications of the act which can be given effect without
11 the invalid provision or application, and to this end the provisions of this
12 act are declared to be severable.

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14 SECTION 5. All laws and parts of laws in conflict with this act are
15 hereby repealed.

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19 /s/Rep. Young et al

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