

1293

2009-2010 Regular Sessions

I N S E N A T E

January 28, 2009

Introduced by Sens. MONTGOMERY, ONORATO -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT to amend the correction law, in relation to human immunodeficiency virus (HIV) prevention

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. The correction law is amended by adding a new section 75 to
2 read as follows:
3 S 75. HUMAN IMMUNODEFICIENCY VIRUS (HIV) PREVENTION. UPON DISCHARGE
4 OF AN INMATE FROM A CORRECTIONAL FACILITY, THE DEPARTMENT SHALL PROVIDE
5 SUCH INMATE WITH EDUCATIONAL INFORMATION ABOUT THE PREVENTION OF HUMAN
6 IMMUNODEFICIENCY VIRUS (HIV) INFECTION, INSTRUCTIONS ABOUT HOW TO OBTAIN
7 FREE HIV TESTING UPON RELEASE, INCLUDING CONTACT INFORMATION FOR HIV
8 COUNSELING AND TESTING SERVICE PROVIDERS LOCATED IN THE COUNTY OR CITY
9 IN WHICH SUCH INMATE INTENDS TO RESIDE UPON RELEASE, AND REFERRALS TO
10 COMMUNITY-BASED HIV PREVENTION, EDUCATION AND COUNSELING RESOURCES
11 LOCATED IN THE COUNTY OR CITY IN WHICH SUCH INMATE INTENDS TO RESIDE
12 UPON RELEASE.
13 S 2. The correction law is amended by adding a new section 510 to read
14 as follows:
15 S 510. HUMAN IMMUNODEFICIENCY VIRUS (HIV) PREVENTION. UPON DISCHARGE
16 OF AN INMATE FROM A LOCAL CORRECTIONAL FACILITY, THE CHIEF ADMINISTRATIVE
17 OFFICER OF SUCH LOCAL CORRECTIONAL FACILITY, OR HIS OR HER DESIGNEE,
18 SHALL PROVIDE SUCH INMATE WITH EDUCATIONAL INFORMATION ABOUT THE
19 PREVENTION OF HUMAN IMMUNODEFICIENCY VIRUS (HIV) INFECTION, INSTRUCTIONS
20 ABOUT HOW TO OBTAIN FREE HIV TESTING UPON RELEASE, INCLUDING CONTACT
21 INFORMATION FOR LOCAL HIV COUNSELING AND TESTING SERVICE PROVIDERS, AND
22 REFERRALS TO COMMUNITY-BASED HIV PREVENTION, EDUCATION AND COUNSELING
23 RESOURCES.
24 S 3. This act shall take effect on the sixtieth day after it shall
25 have become a law.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [] is old law to be omitted.

LBD01491-02-9