

HB1393_L.011

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.HB16-1393 be amended as follows:

- 1 Amend printed bill, page 2, after line 12, insert:
 2 "(2) **Consent.** UNLESS A PERSON HAS ADMITTED THAT HE OR SHE
 3 HAS A COMMUNICABLE DISEASE AND PROVIDES CONFIRMATION OF THE
 4 DISEASE, A LAW ENFORCEMENT AGENCY SHALL ASK A PERSON TO
 5 VOLUNTARILY CONSENT TO A BLOOD TEST TO DETERMINE IF THE PERSON
 6 HAS A COMMUNICABLE DISEASE IF:
 7 (a) THE PERSON COMMITTED AN ASSAULT IN THE FIRST DEGREE, IN
 8 VIOLATION OF SECTION 18-3-202, C.R.S.; ASSAULT IN THE SECOND DEGREE
 9 IN VIOLATION OF SECTION 18-3-203, C.R.S.; OR ASSAULT IN THE THIRD
 10 DEGREE IN VIOLATION OF SECTION 18-3-204, C.R.S.; AND
 11 (b) DURING OR AS A RESULT OF THE ASSAULT, THE PERSON'S
 12 BLOOD OR OTHER BODILY FLUID CAME INTO CONTACT WITH ANY VICTIM OF
 13 THE ASSAULT, A PEACE OFFICER, FIREFIGHTER, OR EMERGENCY MEDICAL
 14 CARE PROVIDER, OR AN EMERGENCY MEDICAL SERVICE PROVIDER, AND
 15 THERE IS REASON TO BELIEVE, BASED ON INFORMATION FROM A MEDICAL
 16 PROFESSIONAL, THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT,
 17 OR A LOCAL HEALTH AGENCY, THAT THE VICTIM OF THE ASSAULT, PEACE
 18 OFFICER, FIREFIGHTER, EMERGENCY MEDICAL CARE PROVIDER, OR
 19 EMERGENCY MEDICAL SERVICE PROVIDER IS AT RISK OF TRANSMISSION OF
 20 A COMMUNICABLE DISEASE."
- 21 Renumber succeeding subsections accordingly.
- 22 Page 3, line 5, strike "(2)" and substitute "(3)".
- 23 Page 4, line 10, strike "(4)" and substitute "(5)".
- 24 Page 4, line 22, strike "(3)" and substitute "(4)".
- 25 Page 4, line 24, strike "(5)," and substitute "(6),".
- 26 Page 5, line 1, strike "(2)" and substitute "(3)".

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