SENATE BILL NO. 12

INTRODUCED BY GAGE BY REQUEST OF THE BOARD OF CRIME CONTROL

IN THE SENATE

DECEMBER 22, 1992

INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.

JANUARY 4, 1993 FIRST READING.

JANUARY 14, 1993 COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.

JANUARY 15, 1993 PRINTING REPORT.

SECOND READING, DO PASS.

JANUARY 16, 1993 ENGROSSING REPORT.

THIRD READING, PASSED. AYES, 47; NOES, 0.

TRANSMITTED TO HOUSE.

IN THE HOUSE

JANUARY 18, 1993

FEBRUARY 1, 1993

FEBRUARY 4, 1993

FEBRUARY 6, 1993

INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.

FIRST READING.

COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.

SECOND READING, CONCURRED IN.

THIRD READING, CONCURRED IN. AYES, 91; NOES, 6.

RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

FEBRUARY 10, 1993

RECEIVED FROM HOUSE.

SECOND READING, AMENDMENTS CONCURRED IN.

FEBRUARY 11, 1993

. .

THIRD READING, AMENDMENTS CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1	SENATE BILL NO. 12	1	are by
2	INTRODUCED BY GAGE	2	introdu
3	BY REQUEST OF THE BOARD OF CRIME CONTROL	3	abuse
4		4	the leg
5	A BILL FOR AN ACT ENTITLED: "AN ACT MAKING SEXUALLY	5	sexual
6	TRANSMITTED DISEASE TESTING OF A PERSON CONVICTED OF A	6	least p
7	SEXUAL OFFENSE MANDATORY AT THE REQUEST OF THE VICTIM;	7	the vi
8	REVISING THE LIST OF SEXUALLY TRANSMITTED DISEASES FOR WHICH	8	will kr
9	A PERSON CONVICTED OF A SEXUAL OFFENSE MAY BE TESTED BY	9	virus,
10	INCLUDING HUMAN IMMUNODEFICIENCY VIRUS (HIV) AND DELETING	10	seek me
11	ACQUIRED IMMUNODEFICIENCY SYNDROME (AIDS); INCLUDING CERTAIN	11	the fu
12	JUVENILES IN THE MANDATORY TESTING PROVISIONS; AMENDING	12	Thi
13	SECTIONS 46-18-256 AND 50-18-101, MCA; AND PROVIDING AN	13	and sa
14	IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY	14	spread
15	DATE."	15	additio
16		16	abuse 🤇
17	STATEMENT OF INTENT	17	diseas
18	It is the intent of the legislature to amend 46-18-256	18	
19	and 50-18-101 in order to comply with federal requirements	19	BE IT
20	of the Crime Control Act of 1990 that requires states to	20	Se
21	enact laws related to human immunodeficiency virus (HIV)	21	-4
22	testing of certain convicted offenders or be subject to	22	test
23	reduced federal funding.	23	convic
24	With the frightening spread of acquired immunodeficiency	24	follow
25	syndrome (AIDS) and its HIV precursor, transmitted as they	25	victim

are by sexual contact, an often terrifying concern has been introduced into the lives of victims of the crimes of sexual abuse offenses. Therefore, it is additionally the intent of the legislature, by requiring that persons convicted of sexual abuse offenses undergo HIV testing, to eliminate at least part of the traumatic aftermath of such crimes upon the victims. Because testing will be required, the victims will know that they have not been exposed to the deadly virus, or if, tragically, they have been exposed, they can seek medical treatment and take steps to protect others from the further spread of the epidemic.

This bill is intended to be a benefit to public health and safety by attempting to control and limit the potential spread and impact of disease. It is not intended to add additional sanctions or penalties for conviction of sexual abuse offenses or to make criminals of the victims of disease.

19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 46-18-256, MCA, is amended to read: "46-18-256. Sexually transmitted disease testing -test procedure. (1) A Following entry of judgment, a person convicted of a sexual offense, as defined in 46-23-502, mayr following-entry-of-judgment, must, at the request of the victim of the sexual offense or the parent or guardian of

SB/2 INTRODUCED BILL -2-

1 the victim if the victim is a minor, be administered a
2 standard test to determine-whether-the-person-suffers-from-a
3 detect in the person the presence of antibodies indicative
4 of the presence of human immunodeficiency virus (HIV) or
5 other sexually transmitted disease diseases, as defined in
6 50-18-101.

7 (2) Arrangements for the test required by subsection
8 (1) must be made by the county attorney of the county in
9 which the person was convicted. The test must be conducted
10 by a health care provider, as defined in 50-16-504.

11 (3) The county attorney of the county in which the 12 person was convicted shall release the information 13 concerning the test results to:

14 (a) the convicted person; and

15 (b) the victim of the offense committed by the
16 convicted person or to the parent or guardian of the victim
17 if the victim is a minor.

18 (4) At the request of the victim of a sexual offense or 19 the parent or guardian of the victim if the victim is a 20 minor, the victim must be provided counseling regarding HIV 21 disease, HIV testing (in accordance with applicable law), 22 and referral for appropriate health care and support 23 services.

24 (5) For purposes of this section, "convicted" includes
 25 an adjudication, under the provisions of 41-5-521, finding a

youth to be a delinguent youth or a youth in need of 1 2 supervision. 3 (4)(6) The provisions of the AIDS Prevention Act. Title 4 50, chapter 16, part 10, do not apply to this section." 5 Section 2. Section 50-18-101. MCA, is amended to read: 6 *50-18-101. Sexually transmitted diseases defined. Acquired----immunodeficiency----syndrome----(AIDS) 7 Human 8 immunodeficiency virus (HIV), syphilis, gonorrhea, 9 chancroid, chlamydia genital infections, lymphogranuloma 10 venereum, and granuloma inguinale are sexually transmitted 11 diseases. Sexually transmitted diseases are contagious, 12 infectious, communicable, and dangerous to public health." 13 NEW SECTION. Section 3. Retroactive applicability. 14 [Section 1] applies retroactively, within the meaning of 1-2-109, to persons convicted prior to {the effective date 15 of this act] who are, at the time a test is sought, in jail, 16 17 prison, or other incarceration; on probation or parole; or 18 otherwise still under state supervision for a sexual offense 19 defined in 46-23-502. 20 NEW SECTION. Section 4. Effective date. [This act] is

21 effective on passage and approval.

-End-

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-3-

APPROVED BY COMMITTEE ON JUDICIARY

Montana Legislative Council

1	SENATE BILL NO. 12	
2	INTRODUCED BY GAGE	
3	BY REQUEST OF THE BOARD OF CRIME CONTROL	
4		
5	A BILL FOR AN ACT ENTITLED: "AN ACT MAKING SEXUALLY	
6	TRANSMITTED DISEASE TESTING OF A PERSON CONVICTED OF A	
7	SEXUAL OFFENSE MANDATORY AT THE REQUEST OF THE VICTIM;	
8	REVISING THE LIST OF SEXUALLY TRANSMITTED DISEASES FOR WHICH	
9	A PERSON CONVICTED OF A SEXUAL OFFENSE MAY BE TESTED BY	
10	INCLUDING HUMAN IMMUNODEFICIENCY VIRUS (HIV) AND DELETING	1
11	ACQUIRED IMMUNODEFICIENCY SYNDROME (AIDS); INCLUDING CERTAIN	1
12	JUVENILES IN THE MANDATORY TESTING PROVISIONS; AMENDING	1
13	SECTIONS 46-18-256 AND 50-18-101, MCA; AND PROVIDING AN	1
14	IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY	1
15	DATE."	1
16		1
17	STATEMENT OF INTENT	נ
18	It is the intent of the legislature to amend 46-18-256	נ
19	and 50-18-101 in order to comply with federal requirements	נ
20	of the Crime Control Act of 1990 that requires states to	2
21	enact laws related to human immunodeficiency virus (HIV)	2
22	testing of certain convicted offenders or be subject to	2
23	reduced federal funding.	4
24	With-the-frightening-spread-of-acquired-immunodeficiency	2
25	syndrome(AIBS)and-its-HIV-precursor7-transmitted-as-they	2

are-by-sexual-contacty-an-often-terrifying-concern-has--been 1 2 introduced-into-the-lives-of-victims-of-the-crimes-of-sexual abuse--offenses--Therefore;-it-is-additionally-the-intent-of 3 4 the-legislature,-by--requiring--that--persons--convicted--of sexual--abuse--offenses-undergo-HIV-testing--to-eliminate-at 5 least-part-of-the-traumatic-aftermath-of--such--crimes--upon 6 7 the--victims. Because testing will be required, the victims 8 will know that they have not been exposed to the deadly 9 virus, or if-tragically, they have been exposed, they can 10 seek medical treatment and take steps to protect others from the further spread of the epidemic. 11

12 This bill is intended to be a benefit to public health 13 and safety by attempting to control and limit the potential 14 spread and impact of disease. It is not intended to add 15 additional sanctions or penalties for conviction of sexual 16 abuse offenses or to make criminals of the victims of 17 disease.

18

19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

20 Section 1. Section 46-18-256, MCA, is amended to read: 21 "46-18-256. Sexually transmitted disease testing --22 test procedure. (1) A Following entry of judgment, a person 23 convicted of a sexual offense, as defined in 46-23-502, may₇ 24 following-entry-of-judgment, must, at the request of the 25 victim of the sexual offense or the parent or guardian of

-2-

SECOND READING

the victim, if the victim is a minor, be administered a 1 standard test TESTING ACCORDING TO CURRENTLY ACCEPTED 2 PROTOCOL, USING GUIDELINES ESTABLISHED BY THE CENTERS FOR 3 4 DISEASE CONTROL, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, to determine-whether-the--person--suffers--from--a 5 6 detect in the person the presence of antibodies indicative 7 of the presence of human immunodeficiency virus (HIV) or 8 other sexually transmitted disease diseases, as defined in 50-18-101. 9

10 (2) Arrangements for the test required by subsection
11 (1) must be made by the county attorney of the county in
12 which the person was convicted. The test must be conducted
13 by a health care provider, as defined in 50-16-504.

14 (3) The county attorney of the county in which the
15 person was convicted shall release the information
16 concerning the test results to:

17 (a) the convicted person; and

18 (b) the victim of the offense committed by the
19 convicted person or to the parent or guardian of the victim
20 if the victim is a minor.

21 (4) At the request of the victim of a sexual offense or 22 the parent or guardian of the victim if the victim is a 23 minor, the victim must be provided counseling regarding HIV 24 disease, HIV testing (in accordance with applicable law), 25 and referral for appropriate health care and support

l	services.
2	(5) For purposes of this section, "convicted" includes
3	an adjudication, under the provisions of 41-5-521, finding a
4	youth to be a delinguent youth or a youth in need of
5	supervision.
6	<pre>(4)(6) The provisions of the AIDS Prevention Act, Title</pre>
7	50, chapter 16, part 10, do not apply to this section."
8	Section 2. Section 50-18-101, MCA, is amended to read:
9	"50-18-101. Sexually transmitted diseases defined.
10	Acquiredimmunodeficiencysyndrome(AIDS) Human
11	immunodeficiency virus (HIV), syphilis, gonorrhea,
12	chancroid, chlamydia genital infections, lymphogranuloma
13	venereum, and granuloma inguinale are sexually transmitted
14	diseases. Sexually transmitted diseases are contagious,
15	infectious, communicable, and dangerous to public health."
16	NEW SECTION. Section 3. Retroactive applicability.
17	[Section 1] applies retroactively, within the meaning of
18	1-2-109, to persons convicted prior to [the effective date
19	of this act] who are, at the time a test is sought, in jail,
20	prison, or other incarceration; on probation or parole; or
21	otherwise still under state supervision for a sexual offense
22	defined in 46-23-502.
_	

23 <u>NEW SECTION.</u> Section 4. Effective date. [This act] is
24 effective on passage and approval.

-End-

SB 12

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1 SENATE BILL NO. 12 INTRODUCED BY GAGE 2 BY REQUEST OF THE BOARD OF CRIME CONTROL 3 4 5 A BILL FOR AN ACT ENTITLED: "AN ACT MAKING SEXUALLY б TRANSMITTED DISEASE TESTING OF A PERSON CONVICTED OF A SEXUAL OFFENSE MANDATORY AT THE REQUEST OF THE VICTIM; 7 REVISING THE LIST OF SEXUALLY TRANSMITTED DISEASES FOR WHICH 8 9 A PERSON CONVICTED OF A SEXUAL OPPENSE MAY BE TESTED BY INCLUDING HUMAN IMMUNODEFICIENCY VIRUS (HIV) AND DELETING 10 11 ACQUIRED IMMUNODEFICIENCY SYNDROME (AIDS); INCLUDING CERTAIN JUVENILES IN THE MANDATORY TESTING PROVISIONS; AMENDING 12 13 SECTIONS 46-18-256 AND 50-18-101, MCA; AND PROVIDING AN 14 IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY 15 DATE." 16 17 STATEMENT OF INTENT 18 It is the intent of the legislature to amend 46-18-256 19 and 50-18-101 in order to comply with federal requirements

of the Crime Control Act of 1990 that requires states to
enact laws related to human immunodeficiency virus (HIV)
testing of certain convicted offenders or be subject to
reduced federal funding.

 24
 With-the-frightening-spread-of-acquired-immunodeficiency

 25
 syndrome--(AIDS)--and-its-HIV-precursory-transmitted-as-they



1 are-by-aerual-contacty-an-often-terrifying-concern-has--been introduced-into-the-lives-of-victims-of-the-crimes-of-sexual 2 3 abuse--offenses--Thereforey-it-is-additionally-the-intent-of the-legislature--by--requiring--that--persons--convicted--of 4 sexual--abuse--offenses-undergo-HIV-testing7-to-eliminate-at 5 least-part-of-the-traumatic-aftermath-of--such--crimes--upon 6 7 the--victims. Because testing will be required, the victims 8 will know that they have not been exposed to the deadly 9 virus, or if-tracically, they have been exposed, they can 10 seek medical treatment and take steps to protect others from 11 the further spread of the epidemic.

12 This bill is intended to be a benefit to public health 13 and safety by attempting to control and limit the potential 14 spread and impact of disease. It is not intended to add 15 additional sanctions or penalties for conviction of sexual 16 abuse offenses or to make criminals of the victims of 17 disease.

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19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

20 Section 1. Section 46-18-256, MCA, is amended to read:
21 "46-18-256. Sexually transmitted disease testing -22 test procedure. (1) A Following entry of judgment, a person
23 convicted of a sexual offense, as defined in 46-23-502, may7
24 following-entry-of-judgmenty must, at the request of the
25 victim of the sexual offense or the parent or guardian of

-2-

SB 12 THIRD READING

the victim, if the victim is a minor, be administered a 1 standard test TESTING ACCORDING TO CURRENTLY ACCEPTED 2 PROTOCOL, USING GUIDELINES ESTABLISHED BY THE CENTERS FOR 3 DISEASE CONTROL, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, to determine-whether-the--person--suffers--from--a 5 6 detect in the person the presence of antibodies indicative 7 of the presence of human immunodeficiency virus (HIV) or 8 other sexually transmitted disease diseases, as defined in 9 50-18-101.

(2) Arrangements for the test required by subsection
(1) must be made by the county attorney of the county in
which the person was convicted. The test must be conducted
by a health care provider, as defined in 50-16-504.

14 (3) The county attorney of the county in which the
15 person was convicted shall release the information
16 concerning the test results to:

17 (a) the convicted person; and

18 (b) the victim of the offense committed by the
19 convicted person or to the parent or guardian of the victim
20 if the victim is a minor.

21 <u>(4) At the request of the victim of a sexual offense or</u> 22 <u>the parent or guardian of the victim if the victim is a</u> 23 <u>minor, the victim must be provided counseling regarding HIV</u> 24 <u>disease, HIV testing (in accordance with applicable law),</u> 25 <u>and referral for appropriate health care and support</u>

-3-

1 services. 2 (5) For purposes of this section, "convicted" includes an adjudication, under the provisions of 41-5-521, finding a 3 youth to be a delinguent youth or a youth in need of 4 supervision. 5 6 (4)(6) The provisions of the AIDS Prevention Act, Title 7 50, chapter 16, part 10, do not apply to this section." 8 Section 2. Section 50-18-101, MCA, is amended to read: "50-18-101. Sexually transmitted diseases defined. 9 Acquired----tamunodeficiency----syndrome----tAiD6t 10 Human immunodeficiency virus (HIV), 11 syphilis, gonorrhea, chancroid, chlamydia genital infections, lymphogranuloma 12 13 venereum, and granuloma inquinale are sexually transmitted 14 diseases. Sexually transmitted diseases are contagious, 15 infectious, communicable, and dangerous to public health." NEW SECTION. Section 3. Retroactive 16 applicability. [Section 1] applies retroactively, within the meaning of 17 18 1-2-109, to persons convicted prior to [the effective date 19 of this act] who are, at the time a test is sought, in jail, prison, or other incarceration; on probation or parole; or 20 otherwise still under state supervision for a sexual offense 21 22 defined in 46-23-502. NEW SECTION. Section 4. Effective date. [This act] is 23 24 effective on passage and approval.

- -End-
- -4-

SB 12

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HOUSE STANDING COMMITTEE REPORT

January 28, 1993 Page 1 of 1

Mr. Speaker: We, the committee on <u>Judiciary</u> report that <u>Senate Bill 12</u> (third reading copy -- blue) <u>be concurred in as</u> amended .

Signed: Manle

And, that such amendments read:

Carried by: Rep. Peterson

1. Page 2, lines 7 through 9. Strike: "Because" on line 7 through end of line 9 Insert: "Upon the request of the victim or the victim's representatives, testing and the test results must be made available for the victim's information. Testing information may or may not reveal exposure to the HIV virus. If exposed, the victim can"

Committee Vote: Yes 18, No 8.

HOUSE

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SB 0012/03

SENATE BILL NO. 12 INTRODUCED BY GAGE BY REQUEST OF THE BOARD OF CRIME CONTROL A BILL FOR AN ACT ENTITLED: "AN ACT MAKING SEXUALLY TRANSMITTED DISEASE TESTING OF A PERSON CONVICTED OF A SEXUAL OFFENSE MANDATORY AT THE REQUEST OF THE VICTIM; REVISING THE LIST OF SEXUALLY TRANSMITTED DISEASES FOR WHICH A PERSON CONVICTED OF A SEXUAL OFFENSE MAY BE TESTED BY INCLUDING HUMAN IMMUNODEFICIENCY VIRUS (HIV) AND DELETING ACQUIRED IMMUNODEFICIENCY SYNDROME (AIDS); INCLUDING CERTAIN JUVENILES IN THE MANDATORY TESTING PROVISIONS; AMENDING SECTIONS 46-18-256 AND 50-18-101, MCA; AND PROVIDING AN

13 SECTIONS 46-18-256 AND 50-18-101, MCA; AND PROVIDING AN
14 IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY
15 DATE."

16 17

STATEMENT OF INTENT

18 It is the intent of the legislature to amend 46-18-256 19 and 50-18-101 in order to comply with federal requirements 20 of the Crime Control Act of 1990 that requires states to 21 enact laws related to human immunodeficiency virus (HIV) 22 testing of certain convicted offenders or be subject to 23 reduced federal funding.

 24
 With-the-frightening-spread-of-acquired-immunodeficiency

 25
 syndrome--(AIBG)--and-its-HIV-precursory-transmitted-as-they

Noncana Lagislative Council

1	are-by-sexual-contact;-an-often-terrifying-concern-hasbeen
2	introduced-into-the-lives-of-victims-of-the-crimes-of-sexual
3	abuseoffensesTherefore7-it-is-additionally-the-intent-of
4	the-legislature7-byrequiringthatpersonsconvictedof
5	sexualabuseoffenses-undergo-HHV-testing;-to-eliminate-at
6	least-part-of-the-traumatic-aftermath-ofsuchcrimesupon
7	thevictims. Because-testing-will-be-required;-the-victims
8	will-know-that-they-have-notbeenexposedtothedeadly
9	virus7orif7-tragically7-they-have-been-exposed7-they-can
10	UPON THE REQUEST OF THE VICTIM OR THE VICTIM'S
11	REPRESENTATIVES, TESTING AND THE TEST RESULTS MUST BE MADE
12	AVAILABLE FOR THE VICTIM'S INFORMATION. TESTING INFORMATION
13	MAY OR MAY NOT REVEAL EXPOSURE TO THE HIV VIRUS. IF EXPOSED,
14	THE VICTIM CAN seek medical treatment and take steps to
15	protect others from the further spread of the epidemic.
16	This bill is intended to be a benefit to public health
17	and safety by attempting to control and limit the potential

18 spread and impact of disease. It is not intended to add 19 additional sanctions or penalties for conviction of sexual 20 abuse offenses or to make criminals of the victims of 21 disease.

22

23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

- 24 Section 1. Section 46-18-256, MCA, is amended to read:
- 25 "46-18-256. Sexually transmitted disease testing ---

-2-

SB 12 REFERENCE BILL AS AMENDED

1 test procedure. (1) A Following entry of judgment, a person 2 convicted of a sexual offense, as defined in 46-23-502, mayr 3 following-entry-of-judgment; must, at the request of the victim of the sexual offense or the parent or quardian of 4 5 the victim, if the victim is a minor, be administered a 6 standard test TESTING ACCORDING TO CURRENTLY ACCEPTED 7 PROTOCOL, USING GUIDELINES ESTABLISHED BY THE CENTERS FOR 8 DISEASE CONTROL, U.S. DEPARTMENT OF HEALTH AND HUMAN 9 SERVICES, to determine-whether-the--person--suffers--from--a 10 detect in the person the presence of antibodies indicative 11 of the presence of human immunodeficiency virus (HIV) or 12 other sexually transmitted disease diseases, as defined in 13 50-18-101.

14 (2) Arrangements for the test required by subsection
15 (1) must be made by the county attorney of the county in
16 which the person was convicted. The test must be conducted
17 by a health care provider, as defined in 50-16-504.

18 (3) The county attorney of the county in which the
19 person was convicted shall release the information
20 concerning the test results to:

(a) the convicted person; and

21

(b) the victim of the offense committed by the
convicted person or to the parent or guardian of the victim
if the victim is a minor.

25 (4) At the request of the victim of a sexual offense or

-3-

SB 12

1	
1	the parent or guardian of the victim if the victim is a
2	minor, the victim must be provided counseling regarding HIV
3	disease, HIV testing (in accordance with applicable law),
4	and referral for appropriate health care and support
5	services.
6	(5) For purposes of this section, "convicted" includes
7	an adjudication, under the provisions of 41-5-521, finding a
8	youth to be a delinquent youth or a youth in need of
9	supervision.
10	<pre>t4;(6) The provisions of the AIDS Prevention Act, Title</pre>
11	50, chapter 16, part 10, do not apply to this section."
12	Section 2. Section 50-18-101, MCA, is amended to read:
13	50-18-101. Sexually transmitted diseases defined.
14	Acquiredimmunodeficiencysyndrome(AIDS) <u>Human</u>
15	immunodeficiency virus (HIV), syphilis, gonorrhea,
16	chancroid, chlamydia genital infections, lymphogranuloma
16 17	chancroid, chlamydia genital infections, lymphogranuloma venereum, and granuloma inguinale are sexually transmitted
17	venereum, and granuloma inguinale are sexually transmitted
17 18	venereum, and granuloma inguinale are sexually transmitted diseases. Sexually transmitted diseases are contagious,
17 18 19	venereum, and granuloma inguinale are sexually transmitted diseases. Sexually transmitted diseases are contagious, infectious, communicable, and dangerous to public health."
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17 18 19 20 21	venereum, and granuloma inguinale are sexually transmitted diseases. Sexually transmitted diseases are contagious, infectious, communicable, and dangerous to public health." <u>NEW SECTION.</u> Section 3. Retroactive applicability. [Section 1] applies retroactively, within the meaning of
17 18 19 20 21 22	<pre>venereum, and granuloma inguinale are sexually transmitted diseases. Sexually transmitted diseases are contagious, infectious, communicable, and dangerous to public health." <u>NEW SECTION.</u> Section 3. Retroactive applicability. [Section 1] applies retroactively, within the meaning of 1-2-109, to persons convicted prior to [the effective date</pre>

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1 defined in 46-23-502.

2 <u>NEW SECTION.</u> Section 4. Effective date. [This act] is

3 effective on passage and approval.

-End-