

(iii) give pretest and posttest counseling to the victim or victim's representative and the person subject to testing in accordance with Title 18, Subtitle 3, Part VI of the Health - General Article.

(b) (1) After receiving the results of a test conducted under subsection (a) of this section, the local health officer shall promptly send notice of the test results to:

(i) the victim or victim's representative; and

(ii) the person charged with, convicted of, or found to have committed a prohibited exposure.

(2) The local health officer may not disclose positive test results to a victim or victim's representative or a person charged with, convicted of, or found to have committed a prohibited exposure without also giving, offering, or arranging for appropriate counseling to:

(i) the victim or victim's representative; and

(ii) the person.

(c) The following shall notify a victim of prohibited exposure or the victim's representative of the provisions of Part II of this subtitle:

(1) a sexual assault crisis program established under § 11-923 of this title when a victim or victim's representative contacts the program;

(2) an intake officer who receives a complaint for the alleged prohibited exposure under § 3-8A-10 of the Courts Article; or

(3) on the filing of a charging document or delinquency petition for the alleged prohibited exposure:

(i) the Department of State Police;

(ii) the Police Department of Baltimore City;

(iii) the police unit of a county;

(iv) the police unit of a municipal corporation;

(v) the office of the sheriff of a county;

(vi) the office of the State's Attorney of a county;

(vii) the office of the Attorney General;

(viii) the office of the State Prosecutor;

(ix) the Department of Juvenile Services; or

(x) the police unit of a bicounty unit or the University of Maryland.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2005.