

"Prohibited exposure" § 11-107

"Victim" § 11-107

"Victim's representative" § 11-107

11-112. HIV TESTING AFTER CONVICTION, PROBATION BEFORE JUDGMENT, OR ADJUDICATION.

(A) IN GENERAL.

ON THE WRITTEN REQUEST OF A VICTIM OR VICTIM'S REPRESENTATIVE TO THE STATE'S ATTORNEY IN THE COUNTY WHERE A PROHIBITED EXPOSURE OCCURRED, THE COURT SHALL ORDER A TEST OF A BLOOD SAMPLE FOR HIV AND ANY OTHER IDENTIFIED CAUSATIVE AGENT OF AIDS.

(B) WHO MUST GIVE BLOOD SAMPLE.

THE BLOOD SAMPLE SHALL BE GIVEN BY:

(1) A PERSON WHO HAS BEEN CONVICTED OF A CRIME THAT INCLUDES A PROHIBITED EXPOSURE;

(2) A PERSON WHO HAS BEEN GRANTED PROBATION BEFORE JUDGMENT UNDER § 6-220 OF THIS ARTICLE IN A CASE INVOLVING A PROHIBITED EXPOSURE; OR

(3) A CHILD RESPONDENT WHO HAS BEEN FOUND TO HAVE COMMITTED A DELINQUENT ACT THAT INCLUDES A PROHIBITED EXPOSURE.

(C) REQUEST TO BE FILED AND SEALED.

THE WRITTEN REQUEST SHALL BE FILED BY THE STATE'S ATTORNEY WITH THE COURT AND SEALED BY THE COURT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 855(b) and (a)(5)(ii).

In subsection (a) of this section, the former reference to "the office of" the State's Attorney is deleted as implied in the reference to "State's Attorney".

Also in subsection (a) of this section, the word "county" is substituted for the former reference to "jurisdiction" to precisely state the extent of the jurisdiction of a State's Attorney.

Defined terms: "Child respondent" § 11-101

"County" § 1-101

"Delinquent act" § 11-101

"HIV" § 11-107

"Person" § 1-101

"Prohibited exposure" § 11-107

"Victim" § 11-107

"Victim's representative" § 11-107