

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass
Vote: 4 - 0 - 1
Yeas: Beyer, Kruse, Prozanski, Burdick
Nays: 0
Exc.: Walker
Prepared By: Bill Taylor, Counsel
Meeting Dates: 1/25, 3/14

WHAT THE MEASURE DOES: Extends to all employees of the Department of Corrections the right to seek testing of bodily fluids when an employee comes into contact with the bodily fluids of another person while in the performance of his or her official duties. Effective upon passage.

ISSUES DISCUSSED:

- Relating clause does not allow for expansion of measure to include visitors or employees of prison industries

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Currently, a corrections officer, who in the performance of his or her official duties comes in contact with the bodily fluids of another person, may seek to have that other person tested for HIV and hepatitis B or C by petitioning the circuit court for an order compelling the testing. The reason for this is that these diseases are spread through bodily fluids and prison inmates who sometimes deliberately throw their bodily fluids at corrections officers and other employees of the Department of Corrections. However, current law only allows a corrections officer, not other employees of the Department of Corrections, to seek testing of bodily fluids.