



Legislation Text

File #: Int 0144-2010, Version: *

Int. No. 144

By Council Members Fidler, Rivera, James, Koppell, Palma, Reyna, Rodriguez, Vann, Mark-Viverito, Williams, Jackson, Nelson, Barron, Brewer, Levin and Halloran

A Local Law to amend the administrative code of the city of New York, in relation to requiring optional HIV/AIDS tests when anyone is released from a DJJ facility, a corrections facility, or a foster care facility.

Be it enacted by the Council as follows:

Section 1. Chapter one of title 17 of the administrative code of the city of New York is amended by adding a new section 17-104.1 to read as follows:

§17-104.1 HIV/AIDS testing. a. For the purposes of this section, the following term shall be defined as follows:

“HIV/AIDS test” means any one of the six FDA-approved rapid HIV tests.

b. The department shall offer anyone released from a department of juvenile justice facility or a foster care facility the opportunity to have a free HIV/AIDS test. The department shall also offer an HIV/AIDS test to anyone released from a corrections facility after serving more than six months time. Anyone refusing such a test must sign a waiver acknowledging that they have chosen to opt-out of such test.

c. If the offer to test pursuant to subdivision b of this section is accepted the department must make every reasonable attempt to contact the individual with results and counseling as to any needed health care services.

§2. This local law shall take effect sixty days after its enactment into law.

JW
LS# 7828
3/29/10-2:29pm