

SENATE No. 954

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act providing for HIV testing for at risk police officers..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding any general or special law to the contrary, every person
2 who receives an appointment to a position on a permanent full-time basis or on a reserve or
3 intermittent basis in which said person will exercise police powers in a municipal police
4 department, the Massachusetts bay transportation authority police, the department of correction,
5 the state police, or the division of law enforcement within the department of fisheries, wildlife
6 and environmental law enforcement shall, upon exposure to any known risk factor associated
7 with HIV or AIDS as those terms are defined in Massachusetts General Laws Chapter 111,
8 Section 2D, while exercising police powers, whether in the line of duty or as a good Samaritan,
9 be eligible for testing to determine whether such person has contracted an HIV infection or its
10 associated illnesses. Such testing shall be at the option of the exposed person and any portion of
11 cost for three such tests undergone within eighteen months immediately following the date of
12 exposure that is not covered under an insurance policy issued for the benefit of the exposed
13 person shall be paid for by the Commonwealth. The exposed person shall also be eligible for
14 psychiatric counseling in relation to such exposure. Such counseling shall be at the option of the

15 exposed person and any portion of the cost for such counseling that is approved by the
16 department of public health and the department of public safety that is not covered under an
17 insured policy issued for the benefit of the exposed person shall be paid for by the
18 Commonwealth.