

HOUSE No. 2295

The Commonwealth of Massachusetts

PRESENTED BY:

Bradley H. Jones, Jr.

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the deliberate spread of contagious diseases.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>1/19/2017</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>3/14/2018</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>	<i>3/14/2018</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>	<i>2/3/2017</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	<i>3/14/2018</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>	<i>3/14/2018</i>
<i>Mathew Muratore</i>	<i>1st Plymouth</i>	<i>3/14/2018</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>3/14/2018</i>
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>	<i>3/14/2018</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>	<i>3/14/2018</i>

HOUSE No. 2295

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 2295) of Bradley H. Jones, Jr., and others relative to the deliberate spread of contagious diseases. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1398 OF 2015-2016.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to the deliberate spread of contagious diseases.

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. Chapter 265 of the General Laws, as appearing in the 2014 Official
2 Edition, is hereby amended by inserting after section 58 the following new section:—

3 Section 59. (a) No person who is or has been afflicted with acquired immunodeficiency
4 syndrome (AIDS), AIDS related complexities (ARC), or other manifestations of human
5 immunodeficiency virus (HIV) infection, so called, shall engage in one or more of the following
6 activities:

7 (1) Knowingly engaging in sexual intercourse without first informing the partner of his
8 infection;

9 (2) Knowingly committing an act of prostitution with another person;

10 (3) Knowingly selling or donating blood, blood products, semen, tissue, organs, and other
11 bodily fluids;

12 (4) Knowingly sharing with another person a hypodermic needle or syringe without first
13 informing the person that the syringe has been used by a person infected with HIV.

14 A violation of this section shall be punished by imprisonment in state prison for a period
15 of no less than five years and no more than 15 years, or by a fine of no less than \$5,000 and no
16 more than \$15,000, or both.

17 (b) Any person who is convicted of violating section 22, 22A, 22B, 22C, or 23 of this
18 chapter and is afflicted with AIDS, ARC, or other manifestations of HIV infection at the time of
19 the crime may be subject to an increase of five years to the term of imprisonment.