

Sec. 5. Section 99B.7, subsection 1, Code 1987, is amended by adding the following new lettered paragraph:

NEW LETTERED PARAGRAPH. p. The person or organization shall keep records of all persons who serve as manager or cashier, or who are responsible for carrying out duties with respect to a bingo account. Any person or organization which knowingly permits a person who was a manager, cashier, or responsible for carrying out duties with respect to a bingo account for another organization at the time of one or more violations leading to revocation of its license, and which license is currently under revocation shall be subject to license revocation.

Sec. 6. Section 99B.7, subsection 2, paragraph c, unnumbered paragraph 1, Code 1987, is amended to read as follows:

The Except for purposes of bingo, the person from whom the premises are rented shall not be a liquor control licensee or beer permittee with respect to those premises or with respect to adjacent premises.

Sec. 7. Section 99B.8, subsection 1, unnumbered paragraph 1, Code 1987, is amended to read as follows:

Games of skill, games of chance, card games and raffles lawfully may be conducted during a period of twelve consecutive hours once each year at any location, or by any person. The games or raffles may be conducted at any location except one for which a license is required pursuant to section 99B.3 or section 99B.5, or except a location covered by a class "C", or class "D" liquor control license, or any beer permit unless such location has been licensed pursuant to section 99B.6 as premises upon which gambling is allowed, but only if all of the following are complied with:

Sec. 8. Section 99B.8, subsection 3, Code 1987, is amended to read as follows:

3. The division may issue a license pursuant to this section only once during a calendar year to any one person or for any one location. The license may be issued only upon submission to the division of an application and a license fee of twenty-five dollars.

Sec. 9. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved June 3, 1987

CHAPTER 185

TESTING BODILY SPECIMENS OF PERSONS IN CORRECTIVE FACILITIES

S.F. 340

AN ACT relating to the testing of blood or other bodily specimens of persons committed to an institution under the control of the Iowa department of corrections or a jail under the charge of a sheriff or other person, and providing penalties.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. **NEW SECTION. 246.514 REQUIRED TEST.**

A person committed to an institution under the control of the department who bites another person, who causes an exchange of bodily fluids with another person, or who causes any bodily secretion to be cast upon another person, shall submit to the withdrawal of a bodily specimen for testing to determine if the person is infected with a contagious infectious disease. The bodily specimen to be taken shall be determined by the staff physician of the institution. The specimen taken shall be sent to the state hygienic laboratory at the state university at Iowa City or some other laboratory approved by the Iowa department of public health. If a person to be tested pursuant to this section refuses to submit to the withdrawal of a bodily specimen, application may be made by the superintendent of the institution to the district court for an

order compelling the person to submit to the withdrawal and, if infected, to available treatment. An order authorizing the withdrawal of a specimen for testing may be issued only by a district judge or district associate judge upon application by the superintendent of the institution.

Failure to comply with an order issued pursuant to this section may result in the forfeiture of good conduct time, not to exceed one year, earned up to the time of the failure to comply.

Personnel at an institution under the control of the department or of a residential facility operated by a judicial district department of correctional services shall be notified if a person committed to any of these institutions is found to have a contagious infectious disease.

The department shall adopt policies and procedures to prevent the transmittal of a contagious infectious disease to other persons.

For purposes of this section, "infectious disease" means any infectious condition which if spread by contamination would place others at a serious health risk.

Sec. 2. NEW SECTION. 356.48 REQUIRED TEST.

A person confined to a jail, who bites another person, who causes an exchange of bodily fluids with another person, or who causes any bodily secretion to be cast upon another person, shall submit to the withdrawal of a bodily specimen for testing to determine if the person is infected with a contagious infectious disease. The bodily specimen to be taken shall be determined by the attending physician of that jail or the county medical examiner. The specimen taken shall be sent to the state hygienic laboratory at the state university at Iowa City or some other laboratory approved by the Iowa department of public health. If a person to be tested pursuant to this section refuses to submit to the withdrawal of a bodily specimen, application may be made by the sheriff or person in charge of the jail to the district court for an order compelling the person to submit to the withdrawal and, if infected, to available treatment. An order authorizing the withdrawal of a specimen for testing may be issued only by a district judge or district associate judge upon application by the sheriff or person in charge of the jail.

A person who fails to comply with an order issued pursuant to this section is guilty of a serious misdemeanor.

Personnel at the jail shall be notified if a person confined is found to have a contagious infectious disease.

The sheriff or person in charge of the jail shall take any appropriate measure to prevent the transmittal of a contagious infectious disease to other persons, including the segregation of a confined person who tests positive for acquired immune deficiency syndrome from other confined persons.

For purposes of this section, "infectious disease" means any infectious condition which if spread by contamination would place others at serious health risk.

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