

71.130 Procedure for testing inmate for infectious diseases to be established -- Confidentiality of results.

- (1) Each county and each municipal detention facility shall have a written procedure developed, in consultation with the facility medical provider, establishing conditions under which an inmate will be tested for infectious disease. The procedure shall be consistent with guidelines of the Centers for Disease Control and recommendations of the Correctional Medical Authority. The person receiving the test results may divulge the test results to the jailer or chief correctional officer. However, all other provisions of the Kentucky Sexually Transmitted Disease Control Confidentiality Act in KRS 214.400 to 214.420 shall remain in effect.
- (2) Serologic blood test results obtained pursuant to subsection (1) of this section shall be confidential except they may be shared with employees or officers of the jailer or chief correctional officer who are responsible for the custody and care of the affected inmate and have a need to know the information. No person to whom the results of a test have been disclosed under this section may disclose the test results to another person not authorized under this section.
- (3) The results of any serologic blood test on an inmate shall become a part of that inmate's permanent medical file. Upon transfer of the inmate to any other correctional facility, the file shall be transferred in an envelope marked confidential.

Effective: July 13, 1990

History: Created 1990 Ky. Acts ch. 443, sec. 37, effective July 13, 1990.