

90 ~~[(ii)]~~ (b) the parent or guardian of the alleged victim if the alleged victim is ~~[younger~~
91 ~~than 18 years of age]~~ a minor;

92 ~~[(iii)]~~ (c) the legal guardian of the alleged victim, if the victim is a vulnerable adult as
93 defined in Section 62A-3-301;

94 ~~[(iv)]~~ (d) the alleged offender; and

95 ~~[(v)]~~ (e) the parent or legal guardian of the alleged offender, if the alleged offender is a
96 minor.

97 ~~[(2)]~~ (7) If the ~~[mandatory test has not been conducted, and the]~~ alleged offender ~~[or~~
98 ~~alleged minor offender is already]~~ is confined in a county jail, state prison, or a secure youth
99 corrections facility, the alleged offender shall be tested while in confinement.

100 ~~[(3)]~~ (8) (a) The secure youth corrections facility, state prison, or county jail shall cause
101 the ~~[blood specimen]~~ sample of the alleged offender under Subsection (1) confined in that
102 facility to be taken, either by the facility's medical personnel or by a qualified third party, and
103 shall forward the ~~[specimen]~~ sample to:

104 (i) the Department of Health; ~~[or]~~

105 ~~[(ii)]~~ ~~an alternate testing facility, as determined by the secure youth corrections facility~~
106 ~~or county jail, if testing under Subsection (3)(a)(i) is unavailable.]~~

107 (ii) the local health authority; or

108 (iii) a qualified medical laboratory.

109 (b) The testing entity that receives the ~~[specimen]~~ sample under Subsection ~~[(3)(a)]~~ (4)
110 shall provide the result to the ~~[prosecutor]~~ prosecuting attorney as soon as practicable for
111 release to the parties as described in Subsection ~~[(1)(d) or (e)]~~ (5) or (6).

112 ~~[(4)]~~ ~~The Department of Corrections shall cause the blood specimen of the alleged~~
113 ~~offender defined in Subsection (1) confined in any state prison to be taken and shall forward~~
114 ~~the specimen to the Department of Health as provided in Section 64-13-36.]~~

115 ~~[(5)]~~ (9) The alleged offender who is tested is responsible upon conviction for the costs
116 of testing and any legal proceedings necessary to obtain an order or warrant authorizing the
117 testing, unless the alleged offender is indigent. ~~[The]~~ If the alleged offender is indigent, the
118 costs ~~H→~~ of testing ~~←H~~ will ~~[then]~~ be paid by the Department of Health from the General Fund.