

H.B. 459

HIV TESTING MODIFICATIONS

HOUSE FLOOR AMENDMENTS

AMENDMENT 2

FEBRUARY 28, 2022 2:28 PM

Representative **Marsha Judkins** proposes the following amendments:

1. *Page 4, Line 118:*

118 costs ~~to~~ of testing will ~~then~~ be paid by the Department of Health from the General Fund.

(10) Results of a test conducted pursuant to this section are presumptively inadmissible in evidence in the criminal matter in connection with which the testing was requested, unless a court of competent jurisdiction determines:

(a) evidence of the test result may be admitted for the limited purpose of impeaching a witness; or

(b) given the specific facts of the case, evidence of the test result is admissible under Utah Rule of Evidence 403.