

**39-13-108. Rules and regulations regarding transmission of HIV - Quarantine - Violations.**

(a) The department of health, acting pursuant to § 68-10-109, shall promulgate rules regarding transmission of human immunodeficiency virus (**HIV**). Such rules shall include specific procedures for quarantine or isolation, as may be necessary, of any person who clearly and convincingly demonstrates willful and knowing disregard for the health and safety of others and who poses a direct threat of significant risk to the health and safety of the public regarding transmission of **HIV**.

(b) The department is authorized to quarantine or isolate such person within a secure facility, after exercising other appropriate measures, if the person continues to pose a direct threat of significant risk to the health and safety of the public. Any such person so quarantined or isolated within a secure facility, who intentionally escapes from such facility, commits a Class E felony.

[Acts 1993, ch. 322, § 2.]