
Petitions for Blood Testing

359.1 PURPOSE AND SCOPE

To set forth the policy and procedure for petitions for blood testing pursuant to Health and Safety Code Sections 199/95 et. seq. This policy applies to all peace officer employees.

359.2 AUTHORITY AND REFERENCES

- County Counsel;
- 199.95 H & S;
- 199.96 H & S;
- 199.97 H & S;
- Executive Committee.

359.3 POLICY

In the event that a defendant or minor interferes with the official duties of a peace officer by biting, scratching, spitting, or transferring blood or other bodily fluids on, upon, or through employee, defendant or minor shall, in addition to any penalties provided by law, be subject to an order of a court having jurisdiction of the complaint or petition requiring blood testing. The peace officer employee will be represented by County Counsel in the filing of the petition if the employee was acting in the course and scope of his/her employment.

359.4 PROCEDURE

- (a) Follow accident/injury Policy and Procedure, On-the-job Injuries/Accidents and Workers' Compensation (Attachments 1, 2, 3, and 4).
- (b) Employee shall fill out Incident Report/Request for Petition pursuant to 199.95 H&S form (Attachment 5) and forward form to notify supervisor/director. Information will be forwarded to the Departmental Safety Officer who will contact County Counsel.

Date: 08/30/1989

Attachments:

1. [Petition for Blood Testing - Incident Report](#)

**INCIDENT REPORT
REQUEST FOR PETITION
PURSUANT TO 199.95 H&S**

Employee Name _____ Job Title _____

Job Site _____

Time of Incident _____

Date of Incident _____

Location of Incident _____

Defendant/Minor's Name _____

Circumstances

Signature of Employee

Date

Signature of Supervisor

Date