

§831. Definitions

As used in this subchapter, unless the context otherwise indicates, the following terms have the following meanings. [PL 1997, c. 368, §1 (NEW).]

1. Bona fide occupational exposure. "Bona fide occupational exposure" means skin, eye, mucous membrane or parenteral contact of a person with the potentially infectious blood or other body fluids of another person that results from the performance of duties by the exposed person in the course of employment.

[PL 1997, c. 368, §1 (NEW).]

2. Blood-borne pathogen test. "Blood-borne pathogen test" means a test that indicates the presence of a specific blood-borne transmissible infectious agent.

[PL 1997, c. 368, §1 (NEW).]

3. Employer; employer of the person exposed. "Employer" or "employer of the person exposed" includes a self-employed person who is exposed to the potentially infectious blood or other body fluids of another person.

[PL 1997, c. 368, §1 (NEW).]

4. Informed consent. "Informed consent" means consent that is:

A. Based on an actual understanding by the person to be tested:

- (1) That the test is being performed;
- (2) Of the nature of the test;
- (3) Of the persons to whom the results of that test may be disclosed;
- (4) Of the purpose for which the test results may be used; and
- (5) Of any reasonably foreseeable risks and benefits resulting from the test; and [PL 1997, c. 368, §1 (NEW).]

B. Wholly voluntary and free from express or implied coercion. [PL 1997, c. 368, §1 (NEW).]
[PL 1997, c. 368, §1 (NEW).]

5. Person. "Person" means any natural person, firm, corporation, partnership or other organization, association or group.

[PL 1997, c. 368, §1 (NEW).]

SECTION HISTORY

PL 1997, c. 368, §1 (NEW).

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