

INTERPRET A TEST FOR THE PRESENCE OF HIV MAY NOT BE HELD LIABLE IN ANY CAUSE OF ACTION RELATED TO:

(1) A BREACH OF PATIENT CONFIDENTIALITY; OR

(2) A PHYSICIAN'S DECISION TO DISCLOSE OR NOT TO DISCLOSE INFORMATION RELATED TO A POSITIVE TEST RESULT TO A LOCAL HEALTH OFFICER AND/OR AN INDIVIDUAL'S SEXUAL AND NEEDLE-SHARING PARTNERS.

18-337.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "CORRECTIONAL INSTITUTION" MEANS A PLACE OF DETENTION OR CORRECTIONAL CONFINEMENT OPERATED BY OR FOR THE STATE OR A LOCAL GOVERNMENT.

(3) "CORRECTIONAL EMPLOYEE" MEANS:

(I) A PERSON WHO IS EMPLOYED BY A CORRECTIONAL INSTITUTION; OR

(II) A PERSON WHO PERFORMS DUTIES IN A CORRECTIONAL INSTITUTION BY VIRTUE OF FEDERAL, STATE, OR LOCAL GOVERNMENT EMPLOYMENT.

(4) "EXPOSURE" MEANS, AS BETWEEN A CORRECTIONAL EMPLOYEE AND AN INMATE:

(I) PERCUTANEOUS CONTACT WITH BLOOD, SEMEN, OR BLOOD CONTAMINATED FLUIDS;

(II) MUCOCUTANEOUS CONTACT WITH BLOOD, SEMEN, OR BLOOD CONTAMINATED FLUIDS;

(III) OPEN WOUND ~~(DERMATITIS,~~ INCLUDING DERMATITIS, EXUDATIVE LESIONS, OR CHAPPED SKIN) SKIN, CONTACT WITH BLOOD, SEMEN, OR BLOOD CONTAMINATED FLUIDS; AND

(IV) INTACT SKIN CONTACT WITH LARGE AMOUNTS OF BLOOD, SEMEN, OR BLOOD CONTAMINATED FLUIDS FOR A PROLONGED PERIOD.

(5) "HEALTH CARE PROVIDER" MEANS ANY PERSON, INCLUDING A PHYSICIAN OR HOSPITAL, WHO IS LICENSED OR OTHERWISE AUTHORIZED IN THIS STATE TO PROVIDE HEALTH CARE SERVICES AND IS UNDER CONTRACT WITH OR OPERATED BY THE CORRECTIONAL FACILITY.

(B) AN INMATE SHALL FURNISH TO THE CORRECTIONAL INSTITUTION A BLOOD SAMPLE TO BE TESTED FOR THE PRESENCE OF HUMAN IMMUNODEFICIENCY VIRUS (HIV) WHEN: