(I)   IS LICENSED OR CERTIFIED UNDER § 13–516 OF THE EDUCATION ARTICLE; AND

(II)   PROVIDES SERVICES TO AN INDIVIDUAL BEFORE THE INDIVIDUAL IS ADMITTED TO A HOSPITAL.

(4) (5)   (I)   "HEALTH CARE PROVIDER" MEANS AN INDIVIDUAL WHO IS LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED UNDER THE HEALTH OCCUPATIONS ARTICLE OR THIS ARTICLE TO PROVIDE HEALTH OR MEDICAL CARE IN:

1.   THE ORDINARY COURSE OF BUSINESS OR PRACTICE OF A PROFESSION; OR

2.   AN APPROVED EDUCATION OR TRAINING PROGRAM.

(II)   "HEALTH CARE PROVIDER" INCLUDES ANY AGENT OR EMPLOYEE OF A HOSPITAL.

(III)   "HEALTH CARE PROVIDER" DOES NOT INCLUDE AN INDIVIDUAL WHO IS ELIGIBLE TO RECEIVE NOTIFICATION UNDER THE PROVISIONS OF § 18–213 OF THIS TITLE, INCLUDING ANY LAW ENFORCEMENT OFFICER OR ANY MEMBER OF ANY FIRE DEPARTMENT, AMBULANCE COMPANY, OR RESCUE SQUAD.

(5) (6)   "HIV" MEANS THE HUMAN IMMUNODEFICIENCY VIRUS THAT CAUSES ACQUIRED IMMUNE DEFICIENCY SYNDROME.

(6) (7)   "HOSPITAL" HAS THE MEANING STATED IN § 19–301 OF THIS ARTICLE.

(B)   NOTWITHSTANDING THE PROVISIONS OF § 18–338.1 OF THIS SUBTITLE, THE DESIGNATED INFECTIOUS DISEASE/COMMUNICABLE DISEASE OFFICER OF A HOSPITAL SHALL ORDER A TEST FOR THE PRESENCE OF ANTIBODIES TO THE HUMAN IMMUNODEFICIENCY VIRUS (HIV) UNDER SUBSECTION (C) (D) OF THIS SECTION WHEN:

(1)   THERE HAS BEEN AN EXPOSURE IN A HOSPITAL BETWEEN A PATIENT AND A HEALTH CARE PROVIDER, OR AN EXPOSURE BETWEEN THE PATIENT AND A FIRST RESPONDER BEFORE ADMISSION OF THE PATIENT TO A HOSPITAL, THAT, IN ACCORDANCE WITH THE CENTERS FOR DISEASE CONTROL AND PREVENTION RECOMMENDATIONS, WOULD WARRANT RECOMMENDING OR OFFERING CHEMOPROPHYLAXIS TREATMENT FOR THE HEALTH CARE PROVIDER OR FIRST RESPONDER;

(2)   INFORMED CONSENT, OR SUBSTITUTE CONSENT AS REQUIRED UNDER § 18–338.1(C) OF THIS TITLE, OF THE PATIENT TO TEST A BLOOD SAMPLE OF THE PATIENT FOR THE PRESENCE OF HIV WAS SOUGHT AND THE PATIENT REFUSED TO CONSENT WAS UNAVAILABLE OR UNABLE TO CONSENT;

(3)   (I)   IN ACCORDANCE WITH HOSPITAL PROCEDURES, THE HEALTH CARE PROVIDER INVOLVED IN THE EXPOSURE HAS GIVEN PROMPT NOTICE OF THE