

Black's Law Dictionary (11th ed. 2019), born-alive test

BORN-ALIVE TEST

Bryan A. Garner, Editor in Chief

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**born-alive test** (1964) **1.** Under the common law, a showing that an infant was completely expelled from the mother's womb and possessed a separate and independent existence from the mother. **2.** A showing that an infant, at the time of birth, was capable of living a separate and independent existence (regardless of how long the infant actually lived). • This test was first announced in *Bonbrest v. Kotz*, 65 F.Supp. 138 (D.D.C. 1946).

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