

AMENDMENT

OFFERED IN THE SENATE

BY SENATOR GIESSEL

TO: CSHB 60(HSS) am

Page 1, line 1, following "shelters;":

Insert **"allowing minors 16 years of age or older to consent to behavioral health and mental health services; authorizing school personnel to recommend a behavioral health or mental health professional to a child 16 years of age or older;"**

Page 3, following line 30:

Insert new bill sections to read:

"* Sec. 2. AS 14.30.171 is amended by adding a new subsection to read:

(c) Notwithstanding (a) of this section, school personnel may recommend a behavioral health professional or mental health professional to a child who is 16 years of age or older. In this subsection, "behavioral health professional" and "mental health professional" have the meanings given in AS 14.30.174(b).

*** Sec. 3.** AS 14.30.174(a) is amended to read:

(a) Notwithstanding AS 14.30.171(a)(3) and (5), a behavioral or mental health professional working within a public school system may, in compliance with federal education law or applicable state law,

(1) recommend, but not require, a psychiatric or behavioral health evaluation of a child; [AND]

(2) recommend, but not require, psychiatric, psychological, or behavioral treatment for a child; **and**

(3) obtain informed consent from and provide behavioral or mental health services to a child who is 16 years of age or older."

1 Renumber the following bill sections accordingly.

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3 Page 4, following line 2:

4 Insert new bill sections to read:

5 **"* Sec. 5.** AS 25.20.025(a) is amended to read:

6 (a) Except as prohibited under AS 18.16.010(a)(3),

7 (1) a minor who is living apart from the minor's parents or legal
8 guardian and who is managing the minor's own financial affairs, regardless of the
9 source or extent of income, may give consent for medical and dental services for the
10 minor;

11 (2) a minor may give consent for medical and dental services if the
12 parent or legal guardian of the minor cannot be contacted or, if contacted, is unwilling
13 either to grant or withhold consent; however, if [WHERE] the parent or legal guardian
14 cannot be contacted or, when [IF] contacted, is unwilling either to grant or to withhold
15 consent, the provider of medical or dental services shall counsel the minor keeping in
16 mind not only the valid interests of the minor but also the valid interests of the parent
17 or guardian and the family unit as best the provider presumes them;

18 (3) a minor who is the parent of a child may give consent to medical
19 and dental services for the minor or the child;

20 (4) a minor may give consent for diagnosis, prevention, or treatment of
21 pregnancy, and for diagnosis and treatment of venereal disease;

22 (5) a minor who is 16 years of age or older may give consent to
23 receive behavioral or mental health services from a behavioral health
24 professional or mental health professional; in this paragraph, "behavioral health
25 professional" and "mental health professional" have the meanings given in
26 AS 14.30.174(b) [THE PARENT OR GUARDIAN OF THE MINOR IS RELIEVED
27 OF ALL FINANCIAL OBLIGATION TO THE PROVIDER OF THE SERVICE
28 UNDER THIS SECTION].

29 *** Sec. 6.** AS 25.20.025 is amended by adding a new subsection to read:

30 (d) The parent or guardian of a minor is relieved of all financial obligation to
31 the provider of a service under this section."

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2 Renumber the following bill sections accordingly.