

HOUSE JOINT RESOLUTION NO. 26

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES COGHILL AND LYNN

Introduced: 1/15/08

Referred: Health, Education and Social Services, Judiciary

A RESOLUTION

1 **Proposing an amendment to the Constitution of the State of Alaska relating to direction**
2 **and control of the medical care and treatment of minors.**

3 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** Article I, Constitution of the State of Alaska, is amended by adding a new
5 section to read:

6 **Section 26. Parental and Guardian Direction and Control of Medical Care**
7 **and Treatment of Minors.** Notwithstanding any other provision of this constitution, a
8 parent or guardian has the right to direct and control the medical care and treatment of
9 the parent's or guardian's minor child, subject only to emergency exceptions and a
10 judicial bypass procedure. The exceptions and judicial bypass procedure shall be
11 narrowly tailored to protect the rights and health of the minor child and be consistent
12 with standards established by the United States Supreme Court.

13 * **Sec. 2.** The amendment proposed by this resolution shall be placed before the voters of the
14 state at the next general election in conformity with art. XIII, sec. 1, Constitution of the State
15 of Alaska, and the election laws of the state.