

Original sponsor: Thomas

Offered: 3/5/73
Referred: Judiciary

1 IN THE SENATE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 32

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the examination and treatment of
7 minors."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 09.65.100 is repealed and re-enacted to read:

10 Sec. 09.65.100. EXAMINATION AND TREATMENT OF MINORS. (a) Except
11 as prohibited under AS 11.15.060(a)(3),

12 (1) a minor who is living apart from his parents or legal
13 guardian and who is managing his own financial affairs, regardless of
14 the source or extent of his income, may give consent for medical and
15 dental services for himself;

16 (2) a minor may give consent for medical and dental services
17 if his parent or legal guardian cannot be contacted or, if contacted,
18 is unwilling either to grant or withhold consent; however, where the
19 parent or legal guardian cannot be contacted or, if contacted, is
20 unwilling either to grant or to withhold consent, the provider of
21 medical or dental services shall counsel the minor keeping in mind not
22 only the valid interests of the minor but also the valid interests of
23 the parent or guardian and the family unit as best the provider pre-
24 sumes them;

25 (3) a minor who is the parent of a child may give consent
26 to medical and dental services for himself or his child;

27 (4) a minor may give consent for diagnosis, prevention or
28 treatment of pregnancy, for diagnosis and treatment of venereal dis-
29 ease;

1 (5) the parent or guardian of the minor shall be relieved
2 of all financial obligation to the provider of the service under sec. 100
3 of this chapter.

4 (b) The consent of a minor who represents that he may give consent
5 under this section is considered valid if the person rendering the
6 medical or dental service relied in good faith upon the representations
7 of the minor.

8 (c) Nothing in this section may be construed to remove liability
9 of the person performing the examination or treatment for failure to
10 meet the standards of care common throughout the health professions in
11 the state or for intentional misconduct.