

Model Unaccompanied Minor Consent to Health Care Bill

[Section 1]

Subject to the limitations provided in this Act, notwithstanding any other provision of law, the consent of any other person, including a parent, custodian, guardian, or spouse shall not be necessary to authorize a licensed health care practitioner to provide medical care and services to an unaccompanied minor under this section.

[Section 2]

A consent given by a minor under this Act is not subject to disaffirmance because of minority.

[Section 3] Consent to Medical Care and Services

(a) A minor may consent to the minor's medical care or dental care provided by a health care professional if all of the following conditions are satisfied:

- (1) The minor is [minimum age] or older.
- (2) The minor is living separate and apart from the minor's parents or guardian, whether with or without the consent of a parent or guardian and regardless of the duration of the separate residence.
- (3) The minor is managing the minor's own financial affairs, regardless of the source of the minor's income.

(b) Any licensed health care practitioner who in good faith renders medical care and services to an unaccompanied minor in accordance with the requirements of subsection (a) shall have immunity from civil or criminal liability based on the practitioner's determination that the requirements of subsection (a) have been satisfied. A licensed health care practitioner who has relied in good faith on the minor's representation of being an unaccompanied minor shall not be liable for any misrepresentations of the minor with respect to that status.

(c) The parents or guardian are not liable for medical care or dental care provided pursuant to this section.

(d) A licensed health care professional may, with or without the consent of the minor patient, advise the minor's parent or guardian of the treatment given or needed if the physician and surgeon or dentist has reason to know, on the basis of the information given by the minor, the whereabouts of the parent or guardian.

[Section 4] Definitions.

(a) "Medical care" means health care services that include but are not limited to screening, diagnosis, counseling, immunizations, medication, and treatment of illness and conditions customarily provided by licensed health care professionals.

(b) "health care professional" means any person authorized to provide health care services under [\[enter corresponding state statute here\]](#)