

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 428

BY WAYS AND MEANS COMMITTEE

AN ACT

1
2 RELATING TO MINORS; AMENDING SECTION 39-3801, IDAHO CODE, TO REQUIRE
3 PARENTAL OR LEGAL GUARDIAN CONSENT FOR CERTAIN TREATMENT; AND DECLARING
4 AN EMERGENCY.

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 39-3801, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 39-3801. INFECTIOUS, CONTAGIOUS, OR COMMUNICABLE DISEASE -- MEDICAL
9 TREATMENT OF MINOR ~~14 YEARS OF AGE OR OLDER~~ -- CONSENT OF PARENTS OR GUARDIAN
10 ~~UNNECESSARY REQUIRED~~. Notwithstanding any other provision of law, a minor
11 ~~fourteen (14) years of age or older~~ who may have come into contact with any
12 ~~infectious, contagious, or communicable disease may give consent to the fur-~~
13 ~~nishing of hospital, medical and surgical care related to the diagnosis or~~
14 ~~treatment of such disease, if the disease or condition is one which is re-~~
15 ~~quired by law, or regulation adopted pursuant to law, to be reported to the~~
16 ~~local health officer. Such consent shall not be subject to disaffirmance be-~~
17 ~~cause of minority. The shall require the consent of the parent, parents, or~~
18 ~~legal guardian of such minor shall not be necessary to authorize hospital,~~
19 ~~medical, and surgical care related to such disease and such parent, parents,~~
20 ~~or legal guardian shall not be liable for payment for any care rendered pur-~~
21 ~~suant to this section.~~

22 SECTION 2. An emergency existing therefor, which emergency is hereby
23 declared to exist, this act shall be in full force and effect on and after its
24 passage and approval.