

**SENATE BILL NO. 2181**

Introduced by

Senators Krebsbach, Dever, Warner

Representatives Hawken, Kaldor, Nelson

1 A BILL for an Act to create and enact a new section to chapter 14-10 of the North Dakota  
2 Century Code, relating to consent for certain health care services provided to minors.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 14-10 of the North Dakota Century Code is  
5 created and enacted as follows:

6 **Minor's consent for certain health care services.**

- 7 1. A minor may provide consent and contract for and receive medical, mental, and  
8 other health care services to determine the presence of or to treat pregnancy and  
9 conditions associated with pregnancy, and the consent of no other person is  
10 required. This section does not authorize a minor to consent to abortion or  
11 otherwise supersede the requirements of chapter 14-02.1.
- 12 2. If a minor requests confidential services to determine the presence of or to treat  
13 pregnancy and conditions associated with pregnancy, the minor should be  
14 encouraged to involve her parents or guardian. Notwithstanding subsection 1, a  
15 physician or other health care professional or a health care facility may not be  
16 compelled against its best judgment to treat a minor based on the minor's own  
17 consent.
- 18 3. A physician or other health care professional who, pursuant to subsection 1,  
19 provides health care services to a minor may inform the parent or guardian of the  
20 minor of any health care services given or needed if the physician or other health  
21 care professional discusses with the minor the reasons for informing the parent or  
22 guardian prior to the disclosure, and in the judgment of the physician or other  
23 health care professional:

- 1            a. Failure to inform the parent or guardian would seriously jeopardize the health
- 2            of the minor;
- 3            b. Major surgery or prolonged hospitalization is needed; or
- 4            c. Informing the parent or guardian would benefit the minor's physical and
- 5            mental health.