

**SENATE BILL NO. 2394**

Introduced by

Senators Krebsbach, Erbele, Warner

Representatives Dahl, Metcalf

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 prenatal care and other pregnancy care services provided  
3 to minors.

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

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

7 **Minor's consent for prenatal care and other pregnancy care services.**

- 8 1. A minor may provide consent and contract for and receive pregnancy testing,  
9 prenatal care, and pain management related to pregnancy, and the consent of no  
10 other person is required. This section does not authorize a minor to consent to  
11 abortion or otherwise supersede the requirements of chapter 14-02.1.
- 12 2. If a minor requests confidential services pursuant to subsection 1, the physician or  
13 other health care professional shall encourage the minor to involve her parents or  
14 guardian. Notwithstanding subsection 1, a physician or other health care  
15 professional or a health care facility may not be compelled against their best  
16 judgment to treat a minor based on the minor's own consent.
- 17 3. A physician or other health care professional who, pursuant to subsection 1,  
18 provides pregnancy care services to a minor may inform the parent or guardian of  
19 the minor of any pregnancy care services given or needed if the physician or other  
20 health care professional discusses with the minor the reasons for informing the  
21 parent or guardian prior to the disclosure and, in the judgment of the physician or  
22 other health care professional:
- 23 a. Failure to inform the parent or guardian would seriously jeopardize the health  
24 of the minor or her unborn child;

- 1                    b.    Surgery or hospitalization is needed; or
- 2                    c.    Informing the parent or guardian would benefit the health of the minor or her
- 3                    unborn child.