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An Act To Require Reporting on Medical Services or Treatment Provided to Minors without Parental Consent

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §1504, as enacted by PL 1995, c. 694, Pt. C, §8 and affected by Pt. E, §2, is amended to read:

§ 1504. Good faith reliance on consent

A health care practitioner or health care provider who takes reasonable steps to ascertain that a minor is authorized to consent to health treatment as authorized in section 1503 and who subsequently renders treatment in reliance on that consent is not liable for failing to have secured consent of the minor's parent or guardian prior to providing health care services to the minor.

A health care practitioner or health care provider who provides health care services or health treatment to a minor without the consent of that minor's parent or guardian shall file the following information in a report to the Department of Health and Human Services:

- 1. Age.** Age of minor;
- 2. Date of services or treatment provided.** Date of services or treatment provided;
- 3. Type of services or treatment rendered.** Type of services or treatment rendered, such as substance abuse counseling, mental health services, general medical treatment, emergency services, family planning, cosmetic services, dental services or other specified services;
- 4. Methods to attempt to obtain consent.** Methods used to attempt to obtain the consent of the parent or guardian;
- 5. Date of attempt to obtain consent.** Dates attempts were made to obtain the consent of the parent or guardian; and
- 6. Number of times patient treated.** Number of times the patient was treated previously at the facility.

SUMMARY

This bill requires a health care practitioner or health care provider who provides health care services or health treatment to a minor without the consent of that minor's parent or guardian to file a report containing specified information with the Department of Health and Human Services.