

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 1196

By: Griffin

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5  
6 AS INTRODUCED

7 An Act relating to the Parents' Bill of Rights;  
8 amending Section 4, Chapter 238, O.S.L. 2014 (25 O.S.  
9 Supp. 2015, Section 2004), which relates to consent  
for medical treatment of minors; establishing certain  
exception; and providing an effective date.

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12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY Section 4, Chapter 238, O.S.L.  
14 2014 (25 O.S. Supp. 2015, Section 2004), is amended to read as  
15 follows:

16 Section 2004. A. Except as otherwise provided by law, no  
17 person, corporation, association, organization, state-supported  
18 institution, or individual employed by any of these entities may  
19 procure, solicit to perform, arrange for the performance of, perform  
20 surgical procedures, or perform a physical examination upon a minor  
21 or prescribe any prescription drugs to a minor without first  
22 obtaining a written consent of a parent or legal guardian of the  
23 minor.

1 B. No hospital as defined in Section 1-701 of Title 63 of the  
2 Oklahoma Statutes may permit surgical procedures to be performed  
3 upon a minor in its facilities without first having received a  
4 written consent from a parent or legal guardian of the minor.

5 C. The provisions of this section shall not apply when it has  
6 been determined by a physician that an emergency exists and that it  
7 is necessary to perform such surgical procedures for the treatment  
8 of an injury or drug abuse, or to save the life of the patient, or  
9 when such parent or legal guardian cannot be located or contacted  
10 after a reasonably diligent effort.

11 D. The provisions of this section shall not apply to an  
12 abortion, which shall be governed by the provisions of Sections 1-  
13 740 through 1-740.6 and Sections 1-744 through 1-744.6 of Title 63  
14 of the Oklahoma Statutes or any successor statute.

15 E. The provisions of this section shall not apply to  
16 examinations performed by certified sexual assault nurse examiners  
17 during the investigation of a crime against a minor under the age of  
18 sixteen (16) or for examinations performed by certified sexual  
19 assault nurse examiners at the request of a minor who is sixteen  
20 (16) or seventeen (17) years of age.

21 F. A person who violates a provision of this section is guilty  
22 of a misdemeanor, punishable by a fine of not more than One Thousand  
23 Dollars (\$1,000.00) or imprisonment of not more than one (1) year in  
24 the county jail, or by both such fine and imprisonment.

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SECTION 2. This act shall become effective November 1, 2016.

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