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H.684

Introduced by Representatives Till of Jericho, Campbell of St. Johnsbury,
Carroll of Bennington, Fegard of Berkshire, LaLonde of South
Burlington, Lanpher of Vergennes, Ode of Burlington, Scheu of
Middlebury, Townsend of South Burlington, and White of
Hartford

Referred to Committee on

Date:

Subject: Health; sexually transmitted diseases; prevention; consent by minors

Statement of purpose of bill as introduced: This bill proposes to enable a
minor 12 years of age or older to consent to preventative services for sexually
transmitted diseases.

An act relating to consent by minors to preventative services for sexually
transmitted diseases

It is hereby enacted by the General Assembly of the State of Vermont:

* * * Communicable Diseases * * *

Sec. 1. 18 V.S.A. chapter 21, subchapter 3 is amended to read:

Subchapter 3. ~~Veneral~~ Sexually Transmitted Diseases

* * *

1 § 1107. CONSENT TO PREVENTATIVE SERVICES BY MINORS

2 (a) A minor 12 years of age or older may consent to medical care by a
3 licensed physician related to the prevention of a sexually transmitted disease,
4 including:

5 (1) receipt of an immunization for the prevention of Hepatitis B;

6 (2) receipt of an immunization for the prevention of the Human
7 papillomavirus (HPV);

8 (3) medications for pre- and post-exposure to the human
9 immunodeficiency virus (HIV); and

10 (4) any other services for the prevention of sexually transmitted
11 diseases.

12 (b) Consent under this section shall not be subject to disaffirmance due to
13 minority of the person consenting. The consent of the parent or legal guardian
14 of a minor consenting under this section shall not be necessary to authorize
15 care as described in this subsection.

16 § 1108. CONSENT TO TREATMENT BY MINORS

17 (a)(1) If a minor 12 years of age or older is suspected to have a sexually
18 transmitted disease and the finding is verified by a licensed physician, the
19 minor may give his or her consent to medical treatment and hospitalization.

20 (2) Consent under this section shall not be subject to disaffirmance due
21 to minority of the person consenting. The consent of the parent or legal

1 guardian of a minor consenting under this section shall not be necessary to
2 authorize care as described in this subsection.

3 (b) The parent, parents, or legal guardian shall be notified by the physician
4 if the condition of a minor child requires immediate hospitalization for
5 treatment of the sexually transmitted disease.

6 * * * Possession and Control of Regulated Drugs * * *

7 Sec. 2. 18 V.S.A. § 4226 is amended to read:

8 § 4226. MINORS; TREATMENT; CONSENT

9 (a)(1) If a minor 12 years of age or older is suspected to be dependent upon
10 regulated drugs as defined in section 4201 of this title, ~~to have venereal~~
11 ~~disease, or to be an alcoholic as defined in section 8401 of this title~~ have a
12 substance use disorder, and the finding of such dependency, ~~disease, or~~
13 ~~alcoholism~~ substance use disorder is verified by a licensed physician, the
14 minor may give:

15 (A) ~~his or her~~ consent to medical treatment and hospitalization; and

16 (B) ~~in the case of a drug dependent or alcoholic person,~~ consent to
17 nonmedical inpatient or outpatient treatment at a program approved by the
18 Agency of Human Services to provide treatment for drug dependency or
19 ~~alcoholism~~ substance use disorder if deemed necessary by the examining
20 physician for diagnosis or treatment of such dependency or ~~disease or~~
21 ~~alcoholism~~ substance use disorder.

1 (2) Consent under this section shall not be subject to disaffirmance due
2 to minority of the person consenting. The consent of the parent or legal
3 guardian of a minor consenting under this section shall not be necessary to
4 authorize care as described in this subsection.

5 (b) The parent, parents, or legal guardian shall be notified by the physician
6 if the condition of a minor child requires immediate hospitalization as the
7 result of drug usage, alcoholism, ~~or for the treatment of a venereal disease~~ or a
8 substance use disorder.

9 * * * Conforming Revision * * *

10 Sec. 3. CONFORMING REVISION

11 When preparing the Vermont Statutes Annotated for publication, the Office
12 of Legislative Council shall make the following revisions throughout the
13 statutes as needed for consistency with Sec. 1 of this act, as long as the
14 revisions have no effect on the meaning of the affected statutes:

15 (1) replace “venereal disease” with “sexually transmitted disease”; and

16 (2) revisions that are substantially similar to those described in
17 subdivision (1) of this section.

18 * * * Effective Date * * *

19 Sec. 4. EFFECTIVE DATE

20 This act shall take effect on July 1, 2020.