

1 HB381
2 198549-2
3 By Representatives Allen, Marques, Lee, Clouse and Sorrells
4 RFD: Health
5 First Read: 09-APR-19

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ENROLLED, An Act,

To amend Section 22-8-1, Code of Alabama 1975, to further provide for the provision of medical or mental health services to a person who is physically or mentally unable to consent under certain conditions.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 22-8-1 of the Code of Alabama 1975, is amended to read as follows:

"§22-8-1.

"No consent shall be required ~~in order~~ for a licensed physician, psychiatrist, or psychologist, nurse practitioner, or physician assistant to ~~render~~ provide any legally authorized medical or mental health services to a person when ~~said~~ the person is either physically unable to consent or mentally unable to consent and who, but for ~~said~~ the mental or physical disability, would be able to consent ~~and who has no known relatives or legal guardian~~; provided, that two or more licensed physicians, psychiatrists, or psychologists, or one licensed physician, psychiatrist, or psychologist and one or more nurse practitioners or physician assistants, after having consultation, ~~must indicate, in writing,~~ have signed a written statement finding, in their judgment, that ~~such~~ the medical services are necessary, ~~in their judgment, and any attempt to secure consent from any~~

1 ~~court or to further endeavor to locate unknown relatives would~~
2 ~~result in~~ and that a delay of in treatment ~~which~~ would
3 increase the risk to the person's life or health."

4 Section 2. This act shall become effective
5 immediately following its passage and approval by the
6 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 02-MAY-19.

Jeff Woodard
Clerk

Senate

23-MAY-19

Passed