

# 1st Sub. S.B. 188

## CONSENT FOR MEDICAL PROCEDURE AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 1

MARCH 1, 2019 10:20 AM

Senator **Daniel McCay** proposes the following amendments:

1. *Page 3, Lines 76 through 80:*

76 (a) the health care provider obtains consent from the patient or the patient's representative in  
accordance with  
77 Subsection (3);  
(b) a court orders performance of the patient examination for the collection of evidence;  
78 ~~{(b)}~~ (c) the performance of the patient examination is within the scope of care for a  
79 procedure or diagnostic examination scheduled to be performed on the patient; or  
80 ~~{(c)}~~ (d) the patient examination is immediately necessary for diagnosis or treatment of the

2. *Page 3, Line 84:*

84 (a) provide the patient or the patient's representative with a written document that:

3. *Page 4, Lines 89 through 91:*

89 (iv) names ~~{the}~~ one or more primary health care ~~{provider that the patient authorizes~~  
to} providers whom the patient or the patient's representative may authorize to perform the  
90 patient examination;  
91 (v) states whether there may be a student or resident that the patient or the patient's representative  
authorizes to:

4. *Page 4, Line 95:*

95 (vi) provides the patient or the patient's representative with a series of check boxes that allow the  
patient or the patient's representative to:

5. *Page 6, Lines 175 through 177:*

175 comply with the requirement in Section ~~{58-67-809 or 58-68-809}~~ 58-1-509 , the health care provider  
is  
176 presumed to have lacked informed consent with respect to the patient examination, as defined  
177 in Section ~~{58-67-809 or 58-68-809}~~ 58-1-509 .