

Subject Informed consent for sensitive examinations

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Overview

This bill prohibits a health professional from conducting a sensitive examination on a patient who is under anesthesia or is unconscious, unless the patient or the patient's representative provided informed consent to the sensitive examination needed for preventive, diagnostic, or treatment purposes, or other criteria are met.

Summary

Section	Description
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1	Informed consent for sensitive examinations.
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Adds § 144.6584. Prohibits a health professional, or a student or resident in a health professional training program, from conducting a sensitive examination on a patient who is under anesthesia or is unconscious, unless:

- the patient or the patient's representative provided informed consent to the sensitive examination, and the sensitive examination is needed for preventive, diagnostic, or treatment purposes;
- the patient or the patient's representative provided informed consent to a procedure or examination, and the sensitive examination is within the scope of the procedure or examination;
- the patient is unconscious and the sensitive examination is needed to diagnose or treat the patient; or
- a court ordered a sensitive examination to collect evidence.

Provides a violation of this section is a gross misdemeanor and is a ground for disciplinary action by the health-related licensing board that regulates the health professional, student, or resident who performed the sensitive examination.

Effective date: This section is effective August 1, 2025, and applies to crimes committed on or after that date.



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