
A BILL FOR AN ACT

RELATING TO HEALTH.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that the American
2 Congress of Obstetricians and Gynecologists, formerly known as
3 the American College of Obstetricians and Gynecologists,
4 recommends that pelvic examinations undertaken for teaching
5 purposes should be performed with the specific informed consent
6 of the patient. Informed consent ensures the patient
7 understands the procedure and its attendant risks and benefits
8 and agrees to the procedure being performed. The legislature
9 also finds that the American Medical Association recommends
10 discussing medical student involvement with patient procedures
11 whenever possible.

12 The purpose of this Act is to require informed consent in
13 certain circumstances before performing pelvic examinations for
14 medical and training purposes on anesthetized or unconscious
15 female patients.

16 SECTION 2. Chapter 453, Hawaii Revised Statutes, is
17 amended by adding a new section to be appropriately designated
18 and to read as follows:



1 "§453- Pelvic examinations on anesthetized or
2 unconscious female patients. A physician, osteopathic
3 physician, surgeon, or student participating in a course of
4 instruction, residency program, or clinical training program
5 shall not perform a pelvic examination on an anesthetized or
6 unconscious female patient unless:

7 (1) The patient gives prior verbal or written informed
8 consent to the pelvic examination;

9 (2) The performance of a pelvic examination is within the
10 scope of care for the surgical procedure or diagnostic
11 examination scheduled to be performed on the patient;
12 or

13 (3) The patient is unconscious and the pelvic examination
14 is required for diagnostic purposes."

15 SECTION 3. New statutory material is underscored.

16 SECTION 4. This Act shall take effect upon its approval.



Report Title:

Health; Physicians; Medical School Students; Pelvic
Examinations; Informed Consent

Description:

Addresses the circumstances under which pelvic examinations may
be performed by certain health care providers and medical
students on anesthetized or unconscious female patients.
(HB2232 CD1)

*The summary description of legislation appearing on this page is for informational purposes only and is
not legislation or evidence of legislative intent.*

