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

10 The purpose of this Act is to address the circumstances
11 under which pelvic examinations may be performed by certain
12 health care providers and medical students on anesthetized or
13 unconscious female patients.

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

17 "§453- Pelvic examinations on anesthetized or
18 unconscious female patients. A physician, osteopathic



1 physician, surgeon, or medical student shall not perform a
2 pelvic examination:

3 (1) On an anesthetized female patient unless:

4 (A) The patient gives prior verbal or written
5 informed consent to the pelvic examination; or

6 (B) The physician, osteopathic physician, surgeon, or
7 medical student has the patient's permission to
8 be involved in the patient's care and the
9 performance of a pelvic examination is within the
10 scope of care for the surgical procedure or
11 diagnostic examination scheduled to be performed
12 on the patient; or

13 (2) On a female patient who is unconscious, unless the
14 pelvic examination is required for diagnostic
15 purposes."

16 SECTION 3. New statutory material is underscored.

17 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 HD2)

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

