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# 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. The legislature also finds that the American  
7 Medical Association recommends discussing medical student  
8 involvement with patient procedures whenever possible.

9           The purpose of this Act is to require informed consent in  
10 certain circumstances before performing pelvic examinations for  
11 training purposes on anesthetized or unconscious female  
12 patients.

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

16           "§453-           Pelvic examinations on anesthetized or  
17 unconscious female patients. A physician, osteopathic  
18 physician, surgeon, or student participating in a course of



1 instruction, residency program, or clinical training program  
2 shall not perform a pelvic examination on an anesthetized or  
3 unconscious female patient unless:

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

6 (2) The performance of a pelvic examination is within the  
7 scope of care for the surgical procedure or diagnostic  
8 examination scheduled to be performed on the patient;

9 or

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

12 SECTION 3. New statutory material is underscored.

13 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. (SD1)

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

