

Disabled Individuals - Consent to Medical or Dental Care

FOR the purpose of providing that certain health care providers may treat a disabled individual without consent under certain circumstances; defining certain terms; providing that certain persons in a certain priority may consent to medical or dental care for a disabled individual under certain circumstances; exempting a health care provider from civil or criminal liability or professional disciplinary action for treating a disabled individual without certain consent of the individual; providing for permitted and prohibited ways of obtaining substituted consent under this Act; and generally relating to obtaining consent to medical or dental care for disabled individuals.

BY repealing and reenacting, with amendments,

Article - Health - General
Section 20-107
Annotated Code of Maryland
(1982 Volume and 1983 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Health - General

20-107.

(a) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) ~~-(~~In this section, "disabled-~~)-~~ "DISABLED individual" means an individual who lacks sufficient understanding or capacity to make or communicate a responsible decision on health care for the individual because of:

- [(1)] (I) A physical disability;
- [(2)] (II) ~~Habitual-drunkenness~~ CHRONIC ALCOHOLISM;
- [(3)] (III) Drug addiction;
- [(4)] (IV) A disease; or
- [(5)] (V) A mental disability, including senility.

(3) "HEALTH CARE PROVIDER" MEANS ANY OF THE FOLLOWING PERSONS LICENSED OR AUTHORIZED TO PROVIDE ONE 1 OR MORE HEALTH CARE SERVICES IN THE STATE:

- (1) A CHIROPRACTOR.