

~~(I) REFUSES TO CONSENT OR FAILS TO CARRY OUT CONSENT FOR THE MINOR OR REFUSES DELEGATION OR FAILS TO CARRY OUT A DELEGATION UNDER § 18-4A-02 OF THIS SUBTITLE; AND~~

~~(II) DOES NOT EXPRESSLY DENY AUTHORITY TO THE GRANDPARENT, ADULT BROTHER OR SISTER, OR OTHER PERSON LISTED IN SUBSECTION (A) OF THIS SECTION TO CONSENT FOR THE MINOR.~~

~~18-4A-02.~~

~~(A) A PARENT, GUARDIAN OF A MINOR, OR OTHER PERSON WHO, UNDER A COURT ORDER, MAY CONSENT TO THE IMMUNIZATION OF A MINOR MAY DELEGATE THAT AUTHORITY TO CONSENT FOR THE MINOR TO ANY OF THE FOLLOWING INDIVIDUALS IF THE DELEGATION IS IN WRITING AND CONTAINS THE INFORMATION REQUIRED IN ANY REGULATIONS CONCERNING DELEGATION OF CONSENT FOR IMMUNIZATION OF A MINOR ADOPTED BY THE DEPARTMENT:~~

- ~~(1) A GRANDPARENT;~~
- ~~(2) AN ADULT BROTHER OR SISTER;~~
- ~~(3) AN ADULT AUNT OR UNCLE;~~
- ~~(4) A STEPPARENT; OR~~
- ~~(5) ANOTHER ADULT WHO HAS CARE AND CONTROL OF THE MINOR.~~

~~(B) A GRANDPARENT, ADULT BROTHER OR SISTER, ADULT AUNT OR UNCLE, OR STEPPARENT OF A MINOR WHO IS THE PRIMARY CAREGIVER OF THE MINOR AND WHO MAY CONSENT FOR THE MINOR UNDER § 17-4A-01(A) OF THIS SUBTITLE MAY DELEGATE THE AUTHORITY TO CONSENT TO THE IMMUNIZATION OF THE MINOR TO A PERSON AND IN THE MANNER PERMITTED FOR A PARENT, GUARDIAN, OR OTHER PERSON UNDER SUBSECTION (A) OF THIS SECTION.~~

~~(C) A HEALTH CARE PROVIDER MAY RELY ON A NOTARIZED DOCUMENT FROM ANOTHER STATE OR COUNTRY THAT CONTAINS SUBSTANTIALLY THE SAME INFORMATION AS IS REQUIRED IN ANY IMMUNIZATION CONSENT REGULATIONS OF THE DEPARTMENT IF THE DOCUMENT IS PRESENTED FOR CONSENT BY A GRANDPARENT, ADULT BROTHER OR SISTER, ADULT AUNT OR UNCLE, OR STEPPARENT OF THE MINOR.~~

~~(D) A PERSON WHO CONSENTS FOR A MINOR UNDER THIS SECTION SHALL PROVIDE THE HEALTH CARE PROVIDER WITH SUFFICIENT AND ACCURATE HEALTH INFORMATION ABOUT THE MINOR FOR WHOM THE CONSENT IS GIVEN AND, IF NECESSARY, SUFFICIENT AND ACCURATE HEALTH INFORMATION ABOUT THE MINOR'S FAMILY TO ENABLE THE PERSON WHO IS DELEGATED THE AUTHORITY TO CONSENT TO THE IMMUNIZATION OF THE MINOR AND THE HEALTH CARE PROVIDER TO DETERMINE ADEQUATELY THE RISKS AND BENEFITS INHERENT IN THE PROPOSED IMMUNIZATION AND DETERMINE WHETHER THE IMMUNIZATION IS ADVISABLE.~~

~~18-4A-03.~~