

(D) 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 PERSON LISTED IN SUBSECTION (A) OF THIS SECTION.

(E) A PERSON WHO CONSENTS TO IMMUNIZATION OF A MINOR UNDER THIS SUBTITLE 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 PROVIDING THE CONSENT AND THE HEALTH CARE PROVIDER TO ADEQUATELY DETERMINE THE RISKS AND BENEFITS INHERENT IN THE PROPOSED IMMUNIZATION AND DETERMINE WHETHER THE IMMUNIZATION IS ADVISABLE.

18-4A-03.

(A) SUBJECT TO THE PROVISIONS OF THIS SECTION, THE FOLLOWING INDIVIDUALS, NOT IN ORDER OF PRIORITY, MAY CONSENT TO THE IMMUNIZATION OF A MINOR IF A PARENT IS NOT REASONABLY AVAILABLE AND THE AUTHORITY TO CONSENT IS NOT DENIED UNDER SUBSECTION (B) OR (C) OF THIS SECTION:

- (1) A GRANDPARENT;
- (2) AN ADULT BROTHER OR SISTER;
- (3) AN ADULT AUNT OR UNCLE;
- (4) A STEPPARENT;
- (5) ANY OTHER ADULT WHO HAS CARE AND CONTROL OF THE MINOR;
- (6) A COURT THAT HAS JURISDICTION OF A SUIT AFFECTING THE PARENT-CHILD RELATIONSHIP OF WHICH THE MINOR IS THE SUBJECT;
- (7) AN ADULT WHO HAS CARE AND CONTROL OF THE MINOR UNDER AN ORDER OF A COURT OR BY COMMITMENT BY A COURT TO THE CARE OF AN AGENCY OF THE STATE OR COUNTY IF THE ADULT REASONABLY BELIEVES THE MINOR NEEDS IMMUNIZATION; OR
- (8) FOR MINORS IN ITS CARE AND CUSTODY, THE DEPARTMENT OF JUVENILE SERVICES.

(B) A PERSON MAY NOT CONSENT TO THE IMMUNIZATION OF A MINOR UNDER SUBSECTION (A) OF THIS SECTION IF:

- (1) THE PERSON HAS ACTUAL KNOWLEDGE THAT THE PARENT HAS EXPRESSLY REFUSED TO GIVE CONSENT TO THE IMMUNIZATION; OR
- (2) THE PARENT HAS TOLD THE PERSON THAT THE PERSON MAY NOT CONSENT TO THE IMMUNIZATION OF THE MINOR OR, IN THE CASE OF A WRITTEN AUTHORIZATION, HAS WITHDRAWN THE AUTHORIZATION IN WRITING.