

CHAPTER 284**(House Bill 928)**

AN ACT concerning

Mental Health - Minors - Providers and Consent Provisions

FOR the purpose of providing that a minor has the same capacity as an adult to consent to certain ~~medical~~ treatment by a psychologist under certain circumstances; providing a limited immunity under certain circumstances for a psychologist who treats a minor; providing that a psychologist may, but need not, provide certain information to certain individuals; providing that a minor who is at least a certain age has the capacity to consent to treatment by a psychologist for certain ~~medical~~ purposes; providing that the capacity to consent does not include the capacity to refuse certain ~~medical~~ treatment by a psychologist under certain circumstances; and generally relating to consent provisions for treatment of a minor by a psychologist for certain ~~medical~~ purposes.

BY repealing and reenacting, with amendments,

Article - Health - General

Section 20-102 and 20-104

Annotated Code of Maryland

(2000 Replacement Volume)

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

Article - Health - General

20-102.

(a) A minor has the same capacity as an adult to consent to medical treatment if the minor:

- (1) Is married; or
- (2) Is the parent of a child.

(b) A minor has the same capacity as an adult to consent to medical treatment if, in the judgment of the attending physician ~~OR A PSYCHOLOGIST FOR TREATMENT SPECIFIED UNDER SUBSECTION (C)(1) AND (2) OF THIS SECTION~~, the life or health of the minor would be affected adversely by delaying treatment to obtain the consent of another individual.

(c) A minor has the same capacity as an adult to consent to:

- (1) Treatment for or advice about drug abuse;
- (2) Treatment for or advice about alcoholism;