

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**H. B. No. 302**

**Representatives Boggs, Antonio**

**Cosponsors: Representatives Ramos, Carfagna, Ashford, Howse, Smith, K.,  
Lepore-Hagan, Kent, Kelly, Miller**

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**A BILL**

To enact section 3701.36 of the Revised Code to  
authorize a pregnant minor to consent to receive  
health care to maintain or improve her life or  
the life of the unborn child she is carrying.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 3701.36 of the Revised Code be  
enacted to read as follows:

**Sec. 3701.36. (A) As used in this section, "health care"**  
**means only treatment or services intended to maintain the life**  
**or improve the health of either a pregnant minor or the unborn**  
**child she is carrying.**

**(B) Notwithstanding any other provision of law to the**  
**contrary, a minor may consent to receive prenatal health care,**  
**health care during delivery, and post-delivery health care. Such**  
**care includes family planning services. Such consent is not**  
**subject to disaffirmance because the minor has not reached the**  
**age of majority. The consent of any other person is not needed**  
**to authorize the provision of health care under this section,**

including consent from any of the following: the minor's spouse, 18  
parent, or guardian; a person acting in loco parentis to the 19  
minor; or the putative father of the unborn child. 20

(C) At the minor's initial prenatal visit to the health 21  
care facility or health care professional, the facility or 22  
professional shall request permission from the minor to contact 23  
the minor's spouse or any parent, guardian, or person acting in 24  
loco parentis to the minor for the purpose of seeking additional 25  
medical information that may be necessary or helpful to the 26  
provision of proper health care to the minor or her unborn 27  
child. 28

(D) For reasons related to medical treatment, the minor's 29  
treating health care professional or that professional's 30  
delegate may inform the minor's spouse, parent, or guardian, or 31  
a person acting in loco parentis to the minor, regarding the 32  
health care provided or needed. However, the health care 33  
professional or delegate may not provide information related to 34  
the minor's medical history. 35

(E) A minor's parent or guardian, or a person acting in 36  
loco parentis to the minor, is not liable for the cost of 37  
treatment or services provided to the minor or her unborn child 38  
pursuant to this section. 39

(F) Nothing in this section abrogates or limits any 40  
person's responsibility under section 2151.421 of the Revised 41  
Code to report child abuse that is known or reasonably suspected 42  
or believed to have occurred, child neglect that is known or 43  
reasonably suspected or believed to have occurred, and children 44  
who are known to face or are reasonably suspected or believed to 45  
be facing a threat of suffering abuse or neglect. 46