
A BILL FOR AN ACT

RELATING TO HEALTH.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that the American College
2 of Obstetricians and Gynecologists recommends that pelvic
3 examinations undertaken for teaching purposes should be
4 performed with the specific informed consent of the patient.
5 The legislature also finds that the American Medical Association
6 recommends discussing medical student involvement with patient
7 procedures whenever possible.

8 The purpose of this Act is to require informed consent in
9 certain circumstances before performing pelvic examinations for
10 training purposes on anesthetized or unconscious female
11 patients.

12 SECTION 2. Chapter 453, Hawaii Revised Statutes, is
13 amended by adding a new section to be appropriately designated
14 and to read as follows:

15 "§453- Pelvic examinations on anesthetized or
16 unconscious female patients. A physician, osteopathic
17 physician, surgeon, or student participating in a course of
18 instruction, residency program, or clinical training program



1 shall not perform a pelvic examination on an anesthetized or
2 unconscious female patient unless:

3 (1) The patient gives prior verbal or written informed
4 consent to the pelvic examination;

5 (2) The performance of a pelvic examination is within the
6 scope of care for the surgical procedure or diagnostic
7 examination scheduled to be performed on the patient;

8 or

9 (3) The patient is unconscious and the pelvic examination
10 is required for diagnostic purposes."

11 SECTION 3. New statutory material is underscored.

12 SECTION 4. This Act shall take effect upon its approval.



Report Title:

Health; Physicians; Medical School Students; Pelvic
Examinations; Informed Consent

Description:

Prohibits a physician, osteopathic physician, surgeon, or medical student from performing a pelvic examination for training purposes on an anesthetized or unconscious female patient unless specific informed consent was obtained, the pelvic examination is within the specified scope of care, or the pelvic examination is required for diagnostic purposes on an unconscious patient. (SD1)

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