

Senate Bill 410

Sponsored by Senator GIROD

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires surgeon to obtain informed consent of patient before engaging in surgical procedure.

A BILL FOR AN ACT

1
2 Relating to informed consent.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section, "surgeon" means:**

5 **(a) A physician or podiatric physician and surgeon who is licensed by the Oregon Medical**
6 **Board and who performs surgery on patients; or**

7 **(b) A dentist who is licensed by the Oregon Board of Dentistry and who performs oral**
8 **surgery on patients using general anesthesia or conscious sedation.**

9 **(2) Before performing surgery on a patient, a surgeon shall obtain the informed consent**
10 **of the patient as provided under ORS 677.097.**

11 **(3) The surgeon shall maintain a record of the informed consent in the patient file.**

12 **(4) Subsection (3) of this section does not apply to surgical procedures performed in**
13 **hospitals, as defined in ORS 442.015.**

14 **(5)(a) The Oregon Medical Board shall monitor surgeons licensed by the Oregon Medical**
15 **Board for compliance with this section.**

16 **(b) The Oregon Board of Dentistry shall monitor surgeons licensed by the Oregon Board**
17 **of Dentistry for compliance with this section.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.