

# House Bill 3663

Sponsored by COMMITTEE ON HEALTH CARE (at the request of the Oregon Optometric Physicians Association)

## 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**.

Allows minor 15 years of age or older to consent, without consent of parent or guardian of minor, to diagnosis and treatment by optometrist who is acting within scope of practice for optometrist except when minor is obtaining contact lenses for first time.

## A BILL FOR AN ACT

1  
2 Relating to eye treatment for minors; amending ORS 109.640 and 109.650.

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

4 **SECTION 1.** ORS 109.640 is amended to read:

5 109.640. (1) Any physician or nurse practitioner may provide birth control information and ser-  
6 vices to any person without regard to the age of the person.

7 (2) A minor 15 years of age or older may give consent, **without the consent of a parent or**  
8 **guardian of the minor**, to:

9 (a) Hospital care, medical or surgical diagnosis or treatment by a physician licensed by the  
10 Oregon Medical Board, and dental or surgical diagnosis or treatment by a dentist licensed by the  
11 Oregon Board of Dentistry, [*without the consent of a parent or guardian,*] except as [*may be*] provided  
12 by ORS 109.660.

13 (b) [*A minor 15 years of age or older may give consent to*] Diagnosis and treatment by a nurse  
14 practitioner who is licensed by the Oregon State Board of Nursing under ORS 678.375 and who is  
15 acting within the scope of practice for a nurse practitioner[, *without the consent of a parent or*  
16 *guardian of the minor*].

17 (c) **Except when the minor is obtaining contact lenses for the first time, diagnosis and**  
18 **treatment by an optometrist who is licensed by the Oregon Board of Optometry under ORS**  
19 **683.010 to 683.340 and who is acting within the scope of practice for an optometrist.**

20 **SECTION 2.** ORS 109.650 is amended to read:

21 109.650. A hospital or any physician, nurse practitioner, [*or*] dentist **or optometrist** [*as*] de-  
22 scribed in ORS 109.640 may advise [*the parent or parents*] **a parent** or legal guardian of [*any*] **a mi-**  
23 **nor of the care, diagnosis or treatment of the minor** or the need for any treatment **of the minor**,  
24 without the consent of the [*patient*] **minor**, and [*any hospital, physician, nurse practitioner or*  
25 *dentist*] is not liable for advising the parent[, *parents*] or legal guardian without the consent of the  
26 [*patient*] **minor**.  
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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.