

1 H.230

2 Introduced by Representatives Lucke of Hartford, Belaski of Windsor,
3 Buckholz of Hartford, Christensen of Weathersfield, Christie of
4 Hartford, Cina of Burlington, Deen of Westminster, Dunn of
5 Essex, Gannon of Wilmington, Gonzalez of Winooski, Head of
6 South Burlington, Lippert of Hinesburg, Macaig of Williston,
7 Masland of Thetford, McCullough of Williston, Mrowicki of
8 Putney, Squirrell of Underhill, Stevens of Waterbury, Till of
9 Jericho, Townsend of South Burlington, Walz of Barre City,
10 Weed of Enosburgh, and Yantachka of Charlotte

11 Referred to Committee on

12 Date:

13 Subject: Health; mental health; treatment of minors; consent

14 Statement of purpose of bill as introduced: This bill proposes to allow minors
15 to consent to mental health treatment for any condition related to the minor's
16 sexual orientation or gender identity.

17 An act relating to consent by minors for mental health treatment ~~related to~~
18 ~~sexual orientation and gender identity.~~

19 It is hereby enacted by the General Assembly of the State of Vermont:

20 ~~Sec. 1, 18 V.S.A., chapter 196 is amended to read:~~

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~~CHAPTER 196. CONVERSION THERAPY MENTAL HEALTH~~

~~TREATMENT FOR MINORS~~

~~Subchapter 1. Consent by Minors for Mental Health Care~~

~~§ 8350. CONSENT BY MINORS FOR MENTAL HEALTH TREATMENT~~

~~RELATED TO SEXUAL ORIENTATION OR GENDER~~

~~IDENTITY~~

~~A minor may give his or her consent to receive outpatient treatment from a mental health professional, as defined in section 7101 of this title, for any underlying condition related to the minor's sexual orientation or gender identity. Consent under this section shall not be subject to disaffirmance due to minority of the person consenting. The consent of a parent or legal guardian shall not be necessary to authorize care related to a consenting minor's sexual orientation or gender identity.~~

~~Subchapter 2. Conversion Therapy~~

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~~Sec. 2. EFFECTIVE DATE~~

~~This act shall take effect on July 1, 2017.~~

Sec. 1. 18 V.S.A. chapter 196 is amended to read:

*CHAPTER 196. CONVERSION THERAPY OUTPATIENT MENTAL
HEALTH TREATMENT FOR MINORS*

Subchapter 1. Consent by Minors for Mental Health Care

~~§ 8350. CONSENT BY MINORS FOR MENTAL HEALTH TREATMENT
RELATED TO SEXUAL ORIENTATION OR GENDER
IDENTITY~~

~~*A minor may give consent to receive outpatient treatment from a mental health professional, as defined in section 7101 of this title, for any underlying condition related to the minor's sexual orientation or gender identity. Consent under this section shall not be subject to disaffirmance due to minority of the person consenting. The consent of a parent or legal guardian shall not be necessary to authorize outpatient treatment related to a consenting minor's sexual orientation or gender identity. As used in this section, "outpatient treatment" means psychotherapy and supportive counseling, but not prescription drugs.*~~

~~*Subchapter 2. Prohibition of Conversion Therapy*~~

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~~Sec. 2. EFFECTIVE DATE~~

~~*This act shall take effect on July 1, 2017.*~~

~~Sec. 1. 18 V.S.A. chapter 196 is amended to read:~~

~~CHAPTER 196. CONVERSION THERAPY OUTPATIENT MENTAL
HEALTH TREATMENT FOR MINORS~~

~~*Subchapter 1. Consent by Minors for Mental Health Care*~~

~~§ 8350. CONSENT BY MINORS FOR MENTAL HEALTH TREATMENT~~

A minor may give consent to receive any legally authorized outpatient treatment from a mental health professional, as defined in section 7101 of this title. Consent under this section shall not be subject to disaffirmance due to minority of the person consenting. The consent of a parent or legal guardian shall not be necessary to authorize outpatient treatment. As used in this section, "outpatient treatment" means psychotherapy and other counseling services that are supportive, but not prescription drugs.

Subchapter 2. Prohibition of Conversion Therapy

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Sec. 2. EFFECTIVE DATE

This act shall take effect on ~~July 1, 2017~~ January 1, 2018.