HOUSE BILL 492

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Gail C. Beam

AN ACT

RELATING TO PUBLIC HEALTH; ALLOWING LICENSED HEALTH CARE
PRACTITIONERS TO PROVIDE PRENATAL, DELIVERY AND POSTNATAL CARE
TO A MINOR; PROVIDING A MINOR WITH THE CAPACITY TO CONSENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. PREGNANCY--PRENATAL, DELIVERY AND POSTNATAL
TREATMENT TO A FEMALE MINOR--CAPACITY TO CONSENT.--

A. A health care provider shall have the
authority, within the limits of his license, to provide
prenatal, delivery and postnatal care to a female minor. A
female minor shall have the capacity to consent to prenatal,
delivery and postnatal care by a licensed health care
provider.

B. A health care provider who provides lawful
prenatal, delivery and postnatal care to a female minor,

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1 within the limits of his license, shall be liable for

2 treatment that is provided in a negligent manner, in which

3 case the health care provider shall be liable for damages

4 proximately caused by the negligent treatment.

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FORTY-FOURTH LEGISLATURE

FIRST SESSION, 1999

February 27, 1999

Mr. Speaker:

Your **JUDICIARY COMMITTEE,** to whom has been referred

HOUSE BILL 492

has had it under consideration and reports same with
recommendation that it **DO PASS**, amended as follows:

1.   On page 1, line 18, strike "A.".

2.   On page 1, lines 24 and 25, strike all of Subsection
      B
through page 2, line 4.

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Respectfully submitted,

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10   **R. David Pederson, Chairman**

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12   Adopted _____   Not Adopted _____

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14   (Chief Clerk)   (Chief Clerk)

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16   Date _____

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18   The roll call vote was 10 For 1 Against

     Yes: 10

19   No: Vaughn

20   Excused: Luna

21   Absent: None

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25   J:\99BillsWP\h0492

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