2020 South Dakota Legislature

House Bill 1103

Introduced by: ***Representative*** *Reed*

An Act to authorize the forensic medical examination of certain minor victims without parental or guardian consent.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That a NEW SECTION be added:

22-22-26.3. Forensic medical examination--Minors age sixteen or older--Consent--Notification.

A minor age sixteen or older may consent to a forensic medical examination, as defined under § 22-22-26. The consent is not subject to disaffirmance because of minority, and consent of a parent or guardian is not required under this section. The physician, hospital, or clinic shall take reasonable steps to notify a minor's parent or guardian that an examination has taken place, unless the parent or guardian is the suspected perpetrator.