

Chapter: Medical Consent
Title: Obtaining Consent

Effective Date: 7/15/11, T-1
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Replaces: HHS.70.05
Dated: 5/1/06

ACA Standard(s): 3-JCRF-4C-25

(a) **Standard.**

In order for all facilities to be in compliance with agency directives regarding informed medical consent, refer to TYC GAP.91.81. The superintendent has the authority to give consent to treatment if the guardian cannot be contacted. Consent authority is given to the Texas Youth Commission (TYC) upon commitment of the youth if there is not written objection by the guardian(s).

(b) **Procedures.**

(1) **General Consent.**

- (A) Check medical file for the certified mail receipt from the most recent admission indicating that the Notification of Provision of Medical Care form, HLS-860, was sent to the parent or guardian from the Orientation and Assessment Unit.

Person Responsible: Human Services Specialist (HSS)

- (B) If the certified mail receipt is not in the youth's file, send the HLS-860 form by certified mail to the parent/guardian.

Person Responsible: HSS

(2) **Informed Consent.**

Informed consent is consent for a specific procedure and must be obtained by the healthcare provider.

- (A) Ensure that the medical provider receives appropriate contact information to obtain informed consent from the youth's parent/guardian when required.

Person Responsible: Superintendent

- (B) If unable to contact the youth's parent or guardian, sign the Certificate of Authority to Consent to Treatment form, HLS-665.

Person Responsible: Superintendent

- (C) Scan a copy of the signed consent form into the Electronic Medical Record.

Person Responsible: Nurse

- (D) Give the original copy of the consent form to the medical provider performing the procedure.

Person Responsible: HSS / Juvenile Correctional Officer
