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| Chapter: Medical Consent | Effective Date: 4/15/17 |
| Title: Notification and Consent for Youth in DFPS Custody | Page: 1 of 1 |
| | Replaces: HHS.70.07, 07/01/12 |

(a) **Standard.**

As required under [Section 244.0106, Human Resources Code](#), and [Section 266.004, Family Code](#), for youth in Department of Family and Protective Services (DFPS) conservatorship, the Texas Juvenile Justice Department:

- (1) provides advance notice to DFPS regarding all routine and non-routine health care appointments; and
- (2) obtains consent from DFPS for any non-routine health care services.

(b) **Applicability.**

This procedure applies only to DFPS youth who are under 18 years of age. See [HHS.70.05](#) for procedures governing informed consent for DFPS youth who are 18 years of age or older.

(c) **Procedures.**

(1) **Routine Health Care.**

- (A) **All halfway house and medical staff** must refer to [HSP.11.02, Informed Consent for Youth in DFPS Custody](#), for information about levels of consent and required notifications.
- (B) The **superintendent** or **designee** ensures that a [Notice of Provision of Medical Care form, HLS-860](#), has been sent to the DFPS medical consenter assigned to the youth.
- (C) **All halfway house staff** document health care-related communications with DFPS on a [Treatment and Intervention Record, HLS-505](#).

(2) **Non-routine Health Care.**

- (A) The **institution nurse** or **nurse coordinator for health services (NCHS)** notifies the DFPS medical consenter of non-routine health care services and obtains DFPS's consent before providing non-routine health care, in accordance with HSP.11.02.
 - (B) The **institution nurse** or **NCHS** ensures that all notifications and/or consents are documented on a [Report of Notification and Consent Obtained from Department of Family and Protective Services form, HLS-760](#), in the electronic health record (EHR).
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