

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office  
FLOOR DEBATE

March 9, 2006

LB 57

SENATOR FOLEY: Yes. If a mother is in a trauma situation and she's not able to sign documents and converse and so forth, the presumption would be that the medical professionals...would be to do what is reasonable and ordinary for a person in that condition.

SENATOR BEUTLER: Okay. And if the consent...and if the mother is a juvenile, can that consent be the consent of the parent or guardian?

SENATOR FOLEY: I'd have to study the law further as to how the law works with respect to minors. But I presume that if a minor were in an automobile accident and the parents could not be immediately located and the minor needed medical assistance, the medical professional could go forward and begin providing the assistance without saying, well, we can't do a darn thing until we locate the parents.

SENATOR BEUTLER: Well, what if the parents could be located? Do they...are they required to get the parental consent?

SENATOR FOLEY: How would the law...I'd have to ask you a question, Senator Beutler. How would the law work today if the parents were located and they said, well, we need to think about this further before you do something? I think the medical professional would do what's ordinary and deemed appropriate.

SENATOR BEUTLER: Okay. So if the consent of the parents can be had, then you would require the consent of the parents?

SENATOR FOLEY: Well, the law would work in this...

SENATOR BEUTLER: Is that accurate? I think that would be current law.

SENATOR FOLEY: Right. The law would work in this instance as it works today under current law.

SENATOR BEUTLER: Okay.

SENATOR CUDABACK: One minute.