



429.01 Medical Consent-Parental Rights Have Not Been Terminated Or Relinquished and Agency...



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CHAPTER 4, Adoption and Birth Parent Services

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429.01 Medical Consent - Parental Rights Have Not Been Terminated Or Relinquished and Agency Does Not Have Court Authority To Consent to Major Medical/Surgical Treatment

Adoption Specialist

1. Coordinates routine medical care as needed, and involves parents/guardian/caregivers, as appropriate;
2. In an emergency, attempts to notify the parent that the child needs emergency medical care;

Adoption Administrator or Designee

3. Gives consent for emergency medical care in the absence of parental consent. Treatment should not be delayed if the approval process presents a serious risk to the child's health;

Adoption Specialist

4. Reviews relevant court orders as necessary. Informs the parent(s)/guardian of the need for the medical procedure, assists the parent(s)/guardian in completing the consent paperwork;; and

NOTE: IF THE URGENCY OF THE CHILD'S MEDICAL CONDITION DOES NOT ALLOW FOR LOCATING THE PARENT(S)/GUARDIAN, EITHER THE ATTENDING PHYSICIAN OR DESIGNATED DSS OFFICIAL MAY AUTHORIZE EMERGENCY TREATMENT.

5. If the parent/guardian is not available, their whereabouts are unknown, or they refuse to consent, coordinates and conducts a staffing to determine if there is a need to petition a court for authority to consent to the requested procedure:

- ♦ a. Includes in the staffing the County Director, Adoption Administrator or designee, guardian ad litem, supervisor, foster/adoptive parents and agency worker as appropriate;
- b. Submits an emergency petition to the Family Court;
- c. Follows up as needed to expeditiously obtain a revised court order;
- d. Documents efforts to contact/involve the parent(s)/guardian.

Referenced Documents

Revision Comments