

California Minor Consent Laws

Who can consent for what services and provider's obligations

| | Minor Consent Sufficient for Confidential Care | Parent/Guardian Consent Required | Parent/Guardian Notification Required |
|---|--|--|--|
| Abortion | Yes | No | Not allowed without consent of minor |
| Birth Control | Yes (except sterilization) | No (except sterilization) | |
| Pregnancy (Prev., Dx & TX) | Yes ¹ | No ¹ | |
| STD's, Contagious & Reportable Diseases (Dx & Tx) | Yes (minors \geq 12 years) | Not needed for minors \geq 12 years | |
| HIV Testing | Yes (minors \geq 12 years and assessed as competent to give informed consent) | Not Needed for minors \geq 12 years, unless deemed incompetent to consent | |
| Outpatient Mental Health Treatment | Yes ² (minors \geq 12 years) | Yes (except ²) | An attempt should be made, except when the provider believes it is inappropriate |
| Alcohol/Drug Abuse Treatment | Yes (minors \geq 12 years) | Not needed for minors \geq 12 years, except for methadone treatment ^{1,3} | Not allowed without consent of minor |
| Rape ⁴ | Yes (minors \geq 12 years) | Not Needed ¹ for minors \geq 12 years | |
| Sexual Assault ⁵ | Yes | No | An attempt must be made except when provider believes parent or guardian was responsible |

¹ Including inpatient Care

² If (1) the minor is \geq 12 years, is mature enough to consent AND (2) the minor is (A) the victim of incest or child abuse or (B) would present a threat of serious physical or mental harm to self or others without treatment

³ However, parents can consent over the child's objection

⁴ Non-consensual sexual intercourse

⁵ Acts of rape, oral copulation, sodomy, and other violent crimes of a sexual nature