

<DateSubmitted>

HOUSE OF REPRESENTATIVES  
CONFERENCE COMMITTEE REPORT

Mr. President:  
Mr. Speaker:

The Conference Committee, to which was referred

**HB1224**

By: West (Kevin) of the House and Rosino of the Senate

Title: Health care; minor self-consent to health services; granting certain protections to parent or legal guardian related to medical records; effective date.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from its amendment; and
2. That the attached Conference Committee Substitute be adopted.

Respectfully submitted,

House Action \_\_\_\_\_ Date \_\_\_\_\_ Senate Action \_\_\_\_\_ Date \_\_\_\_\_

**SENATE CONFEREES**

Rosino	_____
Stanley	_____
Haste	_____
Pugh	_____
Reinhardt	_____
Thompson	_____
Hicks	_____

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

CONFERENCE COMMITTEE  
SUBSTITUTE  
FOR ENGROSSED  
HOUSE BILL NO. 1224

By: West (Kevin), Maynard,  
Adams, Stark, Chapman,  
Staires, Jenkins, Olsen,  
Woolley, and Shaw of the  
House

and

Rosino, McIntosh, Bullard,  
Jett, Deevers, Sacchieri,  
Burns, Prieto, Guthrie,  
Standridge, Grellner, and  
Frix of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to parental rights in health care;  
amending 63 O.S. 2021, Section 1-728b, which relates  
to definitions in the Freedom of Conscience Act;  
adding definitions; amending 63 O.S. 2021, Section 1-  
728c, which relates to discrimination exceptions in  
the Freedom of Conscience Act; amending 63 O.S. 2021,  
Section 2602, which relates to right of self-consent  
under certain conditions and doctor-patient  
privileges; modifying when minors can consent without  
a parent or legal guardian; and providing an  
effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 63 O.S. 2021, Section 1-728b, is amended to read as follows:

Section 1-728b. As used in the Freedom of Conscience Act:

1. "Conscientious objection" means refusal to perform a procedure based on ethical, moral, or religious beliefs or principles held by a medical practitioner, health care facility, or health care payor. With respect to institutional or corporate persons, as opposed to individual persons, the term is determined by reference to that entity's or body's governing documents, including but not limited to published ethical, moral, or religious guidelines or directives, mission statements, constitutions, articles of incorporation, bylaws, policies, or regulations;

2. "Health care facility" means any public or private organization, corporation, authority, partnership, sole proprietorship, association, agency, network, joint venture, or other entity that is involved in providing health care services, including a hospital, clinic, medical center, ambulatory surgical center, private physician's office, pharmacy, nursing home, university hospital, medical school, nursing school, medical training facility, inpatient health care facility, or other place where health care services are provided;

~~2.~~ 3. "Human embryo" means a human organism that is derived by fertilization, parthenogenesis, cloning, or any other means from one or more human gametes or human diploid cells;

1       ~~3.~~ 4. "In vitro human embryo" means a human embryo, whether  
2 cryopreserved or not, living outside of a woman's body;

3       ~~4.~~ 5. "Participate in" means to perform, practice, engage in,  
4 assist in, recommend, counsel in favor of, make referrals for,  
5 prescribe, dispense, or administer drugs or devices or otherwise  
6 promote or encourage; and

7       ~~5.~~ 6. "Person" means any individual, corporation, industry,  
8 firm, partnership, association, venture, trust, institution,  
9 federal, state or local governmental instrumentality, agency or body  
10 or any other legal entity however organized.

11       SECTION 2.       AMENDATORY       63 O.S. 2021, Section 1-728c, is  
12 amended to read as follows:

13       Section 1-728c. An employer shall not discriminate against an  
14 employee or prospective employee by refusing to reasonably  
15 accommodate the religious observance or practice of the employee or  
16 prospective employee, unless the employer can demonstrate that the  
17 accommodation would pose an undue hardship on the program,  
18 enterprise, or business of the employer, in the following  
19 circumstances:

20       1. An abortion as defined in Section 1-730 of Title 63 of the  
21 Oklahoma Statutes. The provisions of this section shall not apply  
22 if the pregnant woman suffers from a physical disorder, physical  
23 injury, or physical illness which, as certified by a physician,  
24 causes the woman to be in imminent danger of death unless an

1 abortion is immediately performed or induced and there are no other  
2 competent personnel available to attend to the woman. As used in  
3 this act, the term "abortion" shall not include the prescription of  
4 contraceptives;

5 2. An experiment or medical procedure that destroys an in vitro  
6 human embryo or uses cells or tissue derived from the destruction of  
7 an in vitro human embryo;

8 3. An experiment or medical procedure on an in vitro human  
9 embryo that is not related to the beneficial treatment of the in  
10 vitro human embryo;

11 4. An experiment or medical procedure on a developing child in  
12 an artificial womb, at any stage of development, that is not related  
13 to the beneficial treatment of the developing child;

14 5. A procedure, including a transplant procedure, that uses  
15 fetal tissue or organs that come from a source other than a  
16 stillbirth or miscarriage; ~~or~~

17 6. An act that intentionally causes or assists in causing the  
18 death of an individual by assisted suicide, euthanasia, or mercy  
19 killing; or

20 7. Conscientious objection to any medical procedure.

21 SECTION 3. AMENDATORY 63 O.S. 2021, Section 2602, is  
22 amended to read as follows:  
23  
24

1       Section 2602. A. Notwithstanding any other provision of law,  
2 the following minors may consent to have services provided by health  
3 professionals in the following cases:

4       1. Any minor who is married, has a dependent child, or is  
5 emancipated;

6       2. Any minor who is separated from his or her parents or legal  
7 guardian for whatever reason and is not supported by his or her  
8 parents or guardian;

9       3. Any minor who is or has been pregnant, or afflicted with any  
10 ~~reportable communicable disease,~~ drug and substance abuse or abusive  
11 use of alcohol; provided, however, that such self-consent only  
12 applies to the ~~prevention,~~ diagnosis and treatment of those  
13 conditions specified in this section. ~~Any health professional who~~  
14 ~~accepts the responsibility of providing such health services also~~  
15 ~~assumes the obligation to provide counseling for the minor by a~~  
16 ~~health professional. If the minor is found not to be pregnant nor~~  
17 ~~suffering from a communicable disease nor drug or substance abuse~~  
18 ~~nor abusive use of alcohol, the health professional shall not reveal~~  
19 ~~any information whatsoever to the spouse, parent or legal guardian,~~  
20 ~~without the consent of the minor;~~

21       4. Any minor parent as to his or her child;

22       5. Any spouse of a minor when the minor is unable to give  
23 consent by reason of physical or mental incapacity;

1        6. Any minor who by reason of physical or mental capacity  
2 cannot give consent and has no known relatives or legal guardian, if  
3 two physicians agree on the health service to be given;

4        7. Any minor in need of emergency services for conditions which  
5 will endanger his or her health or life if delay would result by  
6 obtaining consent from his or her spouse, parent, or legal guardian;  
7 provided, however, that the prescribing of any medicine or device  
8 for the prevention of pregnancy shall not be considered such an  
9 emergency service; or

10       8. Any minor who is the victim of sexual assault; provided,  
11 however, that such self-consent only applies to a forensic medical  
12 examination by a qualified licensed health care professional.

13       B. If any minor falsely represents facts that ~~he may~~ would  
14 authorize him or her to give consent under subsection A of this  
15 section and a health professional provides health services in good  
16 faith based upon that misrepresentation, the minor shall receive  
17 full services without the consent of the minor's parent or legal  
18 guardian and the health professional shall incur no liability except  
19 for negligence or intentional harm. Consent of the minor shall not  
20 be subject to later disaffirmance or revocation because of his or  
21 her minority.

22       ~~B.~~ C. 1. The health professional shall ~~be required to~~ make a  
23 reasonable attempt to inform the spouse, parent, or legal guardian  
24



1 of the minor of any treatment needed or provided under paragraph 7  
2 of subsection A of this section.

3 2. In all other instances in which a minor may consent to  
4 services under this section, the health professional ~~may, but~~ shall  
5 ~~not be required to~~ inform the spouse, parent, or legal guardian of  
6 the minor of any treatment needed or provided. The ~~judgment of the~~  
7 ~~health professional as to notification shall be final,~~ and his  
8 disclosure shall not constitute libel, slander, the breach of the  
9 right of privacy, the breach of the rule of privileged  
10 communication, or result in any other breach that would incur  
11 liability.

12 D. 1. Except as provided by paragraph 2 of this subsection:

- 13 a. the parent or legal guardian of a minor shall have the  
14 right to access and review all medical records of the  
15 minor, and
- 16 b. a health professional shall not prevent or restrict  
17 access to the minor's medical records by the parent or  
18 legal guardian.

19 2. The provisions of paragraph 1 of this subsection shall not  
20 apply to cases:

- 21 a. as described in paragraphs 1, 2, 5, and 6 of  
22 subsection A of this section,
- 23 b. where such access and review is prohibited by law, or  
24

1           c.    where the parent or legal guardian is the subject of  
2                   an investigation of a crime committed against the  
3                   minor child and a law enforcement official requests  
4                   that the information not be released.

5       E.    Information about the minor obtained through care by a  
6 health professional under the provisions of ~~this act~~ Section 2601 et  
7 seq. of this title shall not be disseminated to any health  
8 professional, school, law enforcement agency or official, ~~court~~  
9 ~~authority,~~ nonjudicial government agency, or official employer,  
10 without the consent of the minor, except through court order or  
11 specific legal requirements or if the giving of the information is  
12 necessary to the health of the minor and public. Statistical  
13 reporting may be done when the minor's identity is kept  
14 confidential.

15       F.    The health professional shall not incur criminal liability  
16 for action under the provisions of ~~this act~~ Section 2601 et seq. of  
17 this title except for negligence or intentional harm.

18       SECTION 4.   This act shall become effective November 1, 2025.

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