

**HOUSE . . . . . No. 4265**

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-First General Court  
(2019-2020)**  
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An Act to assure informed consent for pelvic examinations of anesthetized or unconscious patients.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 111 of the General Laws is hereby amended by adding after Section 70H the  
2 following new section:-

3 SECTION 70I. A health care provider or a student undertaking a course of professional  
4 instruction or a clinical training program, may not perform a pelvic examination on an  
5 anesthetized or unconscious patient unless the patient has given specific informed consent in  
6 writing to the pelvic examination; or the performance of a pelvic examination is within the scope  
7 of care for the surgical procedure or diagnostic examination to be performed on the patient or, in  
8 the case of an unconscious patient, the pelvic examination is required for diagnostic purposes.