

Community Supervision Standards Kansas Department of Corrections- Division of Juvenile Services State of Kansas	CHAPTER: DOCUMENTATION, REPORTING AND RECORDS	STANDARD NO. CSS-03-107
	SUBJECT: MEDICAL CONSENT	PAGE: 1 of 1
REFERENCES: JS-0091, JS-0092		DATE ADOPTED: 1-1-2013 DATE REVIEWED: 1-4-2017

STANDARD: Written policy, procedure and practice shall require the Community Supervision Agency to obtain one (1) or both parent(s)/guardian(s) signature(s) on the general consent for medical and surgical care form, JS-0092, for all juveniles in dispositional court ordered Kansas Department of Corrections-Juvenile Services (KDOC-JS) custody and/or temporary court ordered KDOC-JS custody.

For non-custodial juvenile offenders, policy and procedure shall prohibit the KDOC-JS and Community Supervision Agency from having authority to consent for medical care.

In absence of a parental/guardian signature, the Community Supervision Agency Director, or designee, shall sign the JS-0091 form.

Community Supervision Agency staff will not consent for abortion, sterilization, experimentation, electro-shock therapy or other types of radical treatment for any juvenile in court ordered KDOC-JS custody. The parent(s)/guardian(s) and/or the Court shall be requested to sign the JJA-0091 form for these types of non-routine treatment procedures.

A signed and notarized copy of the JS-0091 or the JS-0092 forms shall be provided to the placement provider.

DISCUSSION: Youth eighteen (18) years of age and older may sign the JS-0092 form. Medical consent forms need to be notarized to be accepted by most medical practitioners. It is recommended during file audits to update the medical consent forms.

If an emergency occurs and the Court Order provides no additional authorization to issue consents, the Community Supervision Officer should see that the youth is taken to the appropriate facility where care be administered.

NOTE: The standards and procedures set forth herein are intended to establish operational guidelines for community supervision agencies operating through the board of county commissioners and their employees/contractors and the juvenile offenders under supervision. They are not intended to establish state created liberty interests for community supervision agencies, or the board of county commissioners, or their employees/contractors, or juvenile offenders, or an independent duty owed by the Kansas Department of Corrections- Division of Juvenile Services to community supervision agencies operating through the board of county commissioners or their employees/contractors, supervised juvenile offenders or third parties. This standard and procedure is not intended to establish or create new constitutional rights or to enlarge or expand upon existing constitutional rights or duties.