

109TH CONGRESS
1ST SESSION

S. 189

To amend the Head Start Act to require parental consent for nonemergency intrusive physical examinations.

IN THE SENATE OF THE UNITED STATES

JANUARY 26, 2005

Mr. INHOFE introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Head Start Act to require parental consent for nonemergency intrusive physical examinations.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. HEAD START ACT AMENDMENT IMPOSING PA-**
4 **RENTAL CONSENT REQUIREMENT FOR NON-**
5 **EMERGENCY INTRUSIVE PHYSICAL EXAMINA-**
6 **TIONS.**

7 The Head Start Act (42 U.S.C. 9831 et seq.) is
8 amended by adding at the end the following:

1 **“SEC. 657A. PARENTAL CONSENT REQUIREMENT FOR NON-**
2 **EMERGENCY INTRUSIVE PHYSICAL EXAMINA-**
3 **TIONS.**

4 “(a) IN GENERAL.—A Head Start agency shall ob-
5 tain written parental consent before administration of any
6 nonemergency intrusive physical examination of a child in
7 connection with participation in a program under this sub-
8 chapter.

9 “(b) DEFINITION.—The term ‘nonemergency intru-
10 sive physical examination’ means, with respect to a child,
11 a physical examination that—

12 “(1) is not immediately necessary to protect the
13 health or safety of the child involved or the health
14 or safety of another individual; and

15 “(2) requires incision or is otherwise invasive,
16 or involves exposure of private body parts.”.

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