

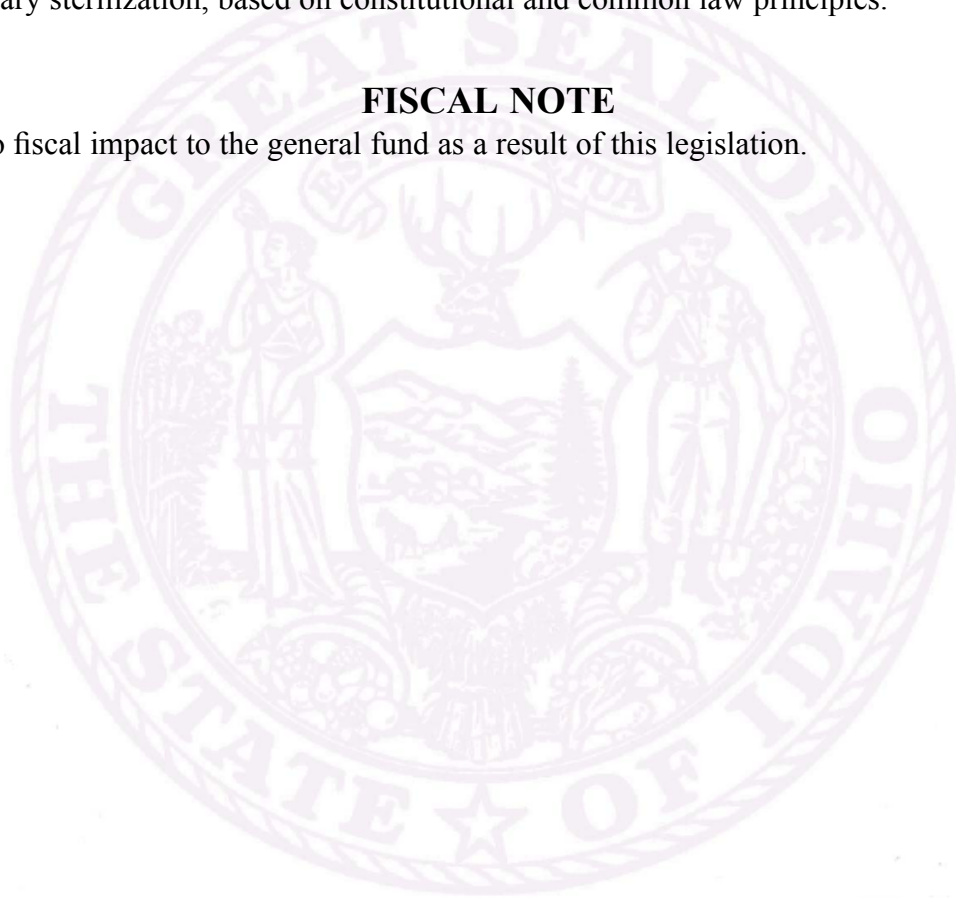
STATEMENT OF PURPOSE

RS18598

When this section was amended in 2003, the language in sub-section 39-3902(6) was modeled after a Hawaii statute incorporating constitutional and common law protections for people with disabilities against arbitrary involuntary sterilization. The Hawaii statute uses the word "person" in this section. At some point in the development of the bill the word was changed to "adult". Recent cases have come to our attention involving involuntary sterilization of children with disabilities, making the change in wording significant. The purpose of this bill is to restore the language to its original intent, and to provide statutory protections for people under the age of 18 who are subjected to involuntary sterilization, based on constitutional and common law principles.

FISCAL NOTE

There is no fiscal impact to the general fund as a result of this legislation.



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