

**House File 104 - Introduced**

HOUSE FILE 104  
BY GEHLBACH

**A BILL FOR**

1 An Act providing an exception to a minor's legal capacity to  
2 consent to the provision of medical care or services for a  
3 sexually transmitted disease or infection.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 139A.35, Code 2025, is amended to read as  
2 follows:

3 **139A.35 Minors.**

4 A With the exception of the provision of a vaccination for  
5 a sexually transmitted disease or infection, a minor shall have  
6 the legal capacity to act and give consent to the provision  
7 of medical care or services to the minor for the prevention,  
8 diagnosis, or treatment of a sexually transmitted disease or  
9 infection by a hospital, clinic, or health care provider.  
10 Such medical care or services shall be provided by or under  
11 the supervision of a physician licensed to practice medicine  
12 and surgery or osteopathic medicine and surgery, a physician  
13 assistant, or an advanced registered nurse practitioner. Consent  
14 shall not be subject to later disaffirmance by reason of such  
15 minority. The consent of another person, including but not  
16 limited to the consent of a spouse, parent, custodian, or  
17 guardian, shall not be necessary.

18 EXPLANATION

19 The inclusion of this explanation does not constitute agreement with  
20 the explanation's substance by the members of the general assembly.

21 This bill relates to the legal capacity of a minor to consent  
22 to the provision of medical care or services to the minor for  
23 the prevention, diagnosis, or treatment of a sexually transmitted  
24 disease or infection. Under Code section 139A.35, a minor  
25 has the legal capacity to act and give consent to provision  
26 of medical care or services to the minor for the prevention,  
27 diagnosis, or treatment of a sexually transmitted disease or  
28 infection. Under the bill, a minor does not have the legal  
29 capacity to consent to the provision of vaccinations for a  
30 sexually transmitted disease or infection.