



General Assembly

January Session, 2023

Raised Bill No. 898

LCO No. 3045



Referred to Committee on PUBLIC HEALTH

Introduced by:
(PH)

AN ACT ELIMINATING THE REQUIREMENT THAT THE PROBATE COURT ISSUE AN ORDER ALLOWING A PATIENT WHO IS INCAPABLE OF GIVING INFORMED CONSENT TO RECEIVE SHOCK THERAPY.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (c) of section 17a-543 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July 1,*
3 *2023*):

4 (c) No psychosurgery or shock therapy shall be administered to any
5 patient without the patient's written informed consent, except as
6 provided in this subsection. Such consent shall be for a maximum period
7 of thirty days and may be revoked at any time. If it is determined by the
8 head of the hospital and two qualified physicians that the patient has
9 become incapable of giving informed consent, shock therapy may be
10 administered [upon order of the Probate Court if, after hearing, such
11 court finds that the patient is incapable of informed consent and] if the
12 head of the hospital and such qualified physicians find that there is no
13 other, less intrusive beneficial treatment. [An order of the Probate Court
14 authorizing the administration of shock therapy pursuant to this

15 subsection shall be effective for not more than forty-five days.]

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2023	17a-543(c)

Statement of Purpose:

To eliminate the requirement that the Probate Court issue an order allowing a patient who is incapable of giving informed consent to receive shock therapy.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]