

Consent by the Substitute Care Provider (SCP)

(Revised 03/29/18)

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Forms

The following forms are referenced in this file:

- 04-24P Consent to Treat- Parent
 - 04-24C Order Authorizing Examination and Treatment – Court
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General

A Substitute Care Provider (SCP) may arrange for ordinary medical, developmental, dental, or mental health care for a foster child as long as he or she is in possession of a 04-24P form signed by one of the parents or a 04-24C form signed by the Juvenile Court.

Ordinary medical, developmental, dental, or mental health care or other remedial care can include:

- X-rays, local anesthesia, medical or psychiatric diagnosis or treatment by a licensed physician; or, x-rays, laboratory testing, local anesthesia, dental or surgical diagnosis or treatment by a licensed dentist; and immunizations.
 - developmental, speech, occupational and physical therapy evaluation and therapeutic interventions.
 - psychological evaluations, psychotherapy, and/or counseling.
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Exceptions

A SCP **cannot** give consent for the following:

- Marriage
 - Entry into the armed forces
 - Vehicle operator licensure
 - Tattoos', body piercings or permanent cosmetics application (PC 652/653)
 - HIV testing
 - Medical or dental treatment, which is not ordinary. In an emergency, a reasonable effort to contact a parent/guardian will be made before medical, dental, or mental health care is begun, if the time and conditions permit. Unless there is an emergency, the following procedures will not be done unless a parent/guardian is contacted and consents to them, or a Court orders them:
 - surgery
 - anesthesia
 - spinal tap
 - blood transfusion
 - HIV testing
 - psychotropic medications.
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Limitations

Per Health and Safety Code Section 1530.6:

- The Court has the authority to limit a SCP's authority to give consent.
- When a child is in a voluntary placement, the parent(s) has the authority to modify or prohibit consent by a SCP via written agreement between the Agency and the parent(s).

Alignment with SET

This policy aligns with SET [Value 2](#) by creating consistent communication and information sharing with caregivers.
