Table 1. Overview of State Statutes

<table>
<thead>
<tr>
<th>State</th>
<th>Effective Date</th>
<th>Subject (Provider and/or trainee)</th>
<th>Regulated Examination(s)</th>
<th>Protected Patient(s)</th>
<th>Scenarios in which examinations are allowed</th>
<th>Notice</th>
<th>Discipline</th>
</tr>
</thead>
</table>
| California | Ca. Bus. and Prof'l Code § 2281 | 2004 | Physician, surgeon, or student | Pelvic | An anesthetized or unconscious patient | ☑ Pelvic | ☑ Informed consent  
☑ Verbal or written  
☑ Within the scope of care for the procedure or diagnostic exam  
☑ Exam required for diagnostic purposes when patient is unconscious | | |
| Oregon | OR Rev Stat § 676.360 | 2011 | A person | Pelvic | An anesthetized or unconscious patient | ☑ Pelvic | ☑ Informed consent  
☑ Verbal or written  
☑ Exam required for diagnostic purposes when patient is unconscious  
☑ Exam required for treatment purposes when patient is unconscious  
☑ A court orders the exam | | ☑ Subject to discipline by licensing board who licenses the person |
| Hawaii | HRS § 453-18 | 2012 | Physician, osteopathic, physician, surgeon, or student | Pelvic | An anesthetized or unconscious patient | ☑ Pelvic | ☑ Informed consent  
☑ Verbal or written  
☑ Within the scope of care for the procedure or diagnostic exam  
☑ Exam required for diagnostic purposes when patient is unconscious | | |
| Virginia | Va. Code § 54.1-2959 | 2015 | Students enrolled in schools of medicine | Pelvic | An anesthetized or unconscious patient | ☑ Pelvic | ☑ Informed consent  
☑ Verbal or written  
☑ Within the scope of care for the procedure or diagnostic exam  
☑ Exam required for diagnostic purposes when patient is unconscious  
☑ Exam required for treatment purposes when patient is unconscious | | |
| Iowa | Iowa Code § 147.114 | 2017 | A licensed or certified professional or student | Pelvic | An anesthetized or unconscious patient | ☑ Pelvic | ☑ Informed consent  
☑ Written  
☑ Within the scope of care for the procedure or diagnostic exam  
☑ Exam required for diagnostic purposes when patient is unconscious  
☑ Exam required for treatment purposes when patient is unconscious  
☑ A court orders the exam | | ☑ Discipline by professional disciplinary provisions |
| Illinois | 410 ILCS 50/7 | 2004; and. 2018 | Physician, medical student, resident, APRN, RN or PA | Pelvic | Any care not limited to | ☑ Pelvic | If unconscious, care must be related to patient’s illness, condition, or disease  
☑ Shall inform the patient of their profession upon providing care | | |
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<tr>
<th>State</th>
<th>Code Section</th>
<th>Year</th>
<th>Description</th>
<th>Consent Requirements</th>
<th>Disciplinary Action</th>
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</thead>
</table>
| Delaware  | 16 Del. C. § 1221     | 2019 | Health-care practitioner or health-care professional                        | ☑ Pelvic  
☐ Prostate  
☐ Rectal                                                  | ☐ Informed consent  
☒ Verbal or written  
☐ Exam required for diagnostic purposes when patient is unconscious  
☐ Exam required for treatment purposes when patient is unconscious  
☑ A court orders the exam                                                                                                                                                                                                 | ☑ If exam performed, must notify the patient as soon as possible  
☐ Discipline by professional licensing board                                                                |
| Maryland  | Md. Code, HO § 1-221.1 | 2019 | A health care practitioner, or a student, or trainee in a program to become  | ☐ Pelvic  
☐ Prostate  
☐ Rectal                                                  | ☐ Informed consent  
☐ Verbal or written  
☐ Exam within the standard of care  
☐ Exam required for diagnostic purposes when patient is unconscious  
☐ Exam required for treatment purposes when patient is unconscious  
☐ A court orders the exam                                                                                                                                                                                                 | ☑ Health occupations board may reprimand, place on probation, or suspend or revoke a license or certificate of a health care practitioner |
| Utah      | Utah Code § 58-1-509   | 2019 | A health care provider Specific consent for student presence and performance | ☐ Pelvic  
☐ Prostate  
☐ Rectal                                                  | ☐ Informed consent  
☐ Verbal or written  
☐ Exam required for diagnostic purposes when patient is unconscious  
☐ Exam required for treatment purposes when patient is unconscious  
☐ A court orders the exam                                                                                                                                                                                                 | ☑ Health occupations board may reprimand, place on probation, or suspend or revoke a license or certificate of a health care practitioner |
☐ Prostate  
☐ Rectal                                                  | ☐ Informed consent  
☐ Verbal or written  
☐ Exam within the scope of care for the procedure or diagnostic exam  
☐ Exam required for diagnostic purposes when patient is unconscious  
☐ Exam required for treatment purposes when patient is unconscious  
☐ A court orders the exam                                                                                                                                                                                                 | ☑ Health occupations board may reprimand, place on probation, or suspend or revoke a license or certificate of a health care practitioner |
| Louisiana | La. R.S. § 40:1160.3   | 2020 | A licensed or certified professional                                        | ☐ Pelvic  
☐ Rectal                                                  | ☐ Informed consent  
☐ Verbal or written  
☐ Exam required for diagnostic purposes when patient is unconscious  
☐ Exam required for treatment purposes when patient is unconscious  
☐ A court orders the exam                                                                                                                                                                                                 | ☑ Health occupations board may reprimand, place on probation, or suspend or revoke a license or certificate of a health care practitioner |
| Maine     | 24 M.R.S. § 2905-B     | 2020 | A health care practitioner                                                  | ☐ Pelvic  
☐ Prostate  
☐ Rectal                                                  | ☐ Informed consent  
☐ Verbal or written  
☐ Exam required for diagnostic purposes when patient is unconscious  
☐ Examination on unconscious alleged victim of sexual assault                                                                                                                                                                           | ☑ Health occupations board may reprimand, place on probation, or suspend or revoke a license or certificate of a health care practitioner |
| Washington| RCW 18.130.430         | 2020 | Health care provider                                                        | ☐ Pelvic  
☐ Prostate  
☐ Rectal                                                  | ☐ Informed consent  
☐ Verbal or written  
☐ Exam required for diagnostic purposes when patient is unconscious  
☐ Exam required for treatment purposes when patient is unconscious  
☐ Sexual assault is suspected                                                                                                                                                                                                 | ☑ Health occupations board may reprimand, place on probation, or suspend or revoke a license or certificate of a health care practitioner |
| New Hampshire RSA 329:1-g | 2021 | A physician, surgeon, PA, RN, APRN, or student | Shall not perform a | An anesthetized or unconscious patient | ☑ Informed consent  
- Verbal or written  
- Within the scope of care for the procedure or diagnostic exam  
- Exam required for diagnostic purposes when patient is unconscious  
- Exam required for treatment purposes when patient is unconscious |  |
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