

California Laws Pertaining to Human Research

CA Family Code

- **Minor Consent** ([Sections 6920-6929](#)): Describes when minors (children) may consent for themselves.
- **Emancipated Minors** (Sections [7000-7002](#); [7050-7052](#); [7120-7123](#)): Defines an emancipated minor and rights of emancipated minors.

CA Health and Safety Code

- **Protection of Human Subjects in Medical Experimentation Act** ([Sections 24170–24179.5](#)): Describes the informed consent process and requires that the "experimental subject's bill of rights" be provided to all research subjects in medical experiments.
- **Experimental Use of Drugs and Consent for Minors Provision** ([Sections 111515–111545](#)): Minor consent is required prior to administering an experimental drug. Parental or legal guardian consent (permission) is required and minor consent (assent) is required for children 7 years of age or older.
- **Surrogate Decision Maker** ([Section 24178](#)): With respect to medical experiments that relate to the cognitive impairment, lack of capacity, or serious or life-threatening diseases and conditions of adult research participants, investigators may obtain surrogate informed consent following a specific hierarchy for nonemergency and emergency room environments.
- **Mandatory Reporting of Sexually Transmitted Disease** ([Section 120500 -120605](#)): Describes the requirements for reporting sexually transmitted disease to CA Department of Health.

CA Education Code

- **Parental Consent for Children to Participate in Research** ([Section 51513](#)): For K-12 students - tests, questionnaires, surveys, or examinations containing any questions about the pupil's or the pupil's family's personal beliefs or practices in sex, family life, morality, and religion require written parental consent (permission).

CA Penal Code

- **Mandatory Reporting of Child Abuse or Neglect** ([Section 11164 -11174.3](#)) Identifies who is a "mandated reporter" required to report known or reasonably suspected child abuse or neglect.
- **Prisoners in Biomedical and Behavioral Research** ([Section 3500 – 3523](#)) Describes the requirements for biomedical and behavioral research conducted in CA prisons.

CA Welfare and Institutions Code

- **Elder Abuse and Dependent Adult Civil Protection Act** ([Section 15600 - 15637](#)) Describes the requirements for reporting harm and neglect to elder or dependent adults.

CA Civil Code

- **HIPAA Research Authorization** ([Section 56.11\(b\)](#)) Describes the requirement for a separate HIPAA authorization form.