

1 **13-1109B. Battery; validity of consent.**

2 For a consent to be valid, the patient [or the person giving consent on ~~[[his]-[her]]~~the
3 patient's behalf] must know and agree to the specific [treatment] [operation] [procedure] which
4 the doctor performs.

5 USE NOTES

6 This instruction should be given with UJI 13-1109A NMRA where the claim is that the
7 patient did not consent to the specific procedure performed.
8 [As amended, effective November 1, 1991; August 15, 1997; approved, effective February 24,
9 1998; as amended by Supreme Court Order No. S-1-RCR-2025-00126, effective for all cases
10 pending or filed on or after December 31, 2025.]