

<b>Tab 1</b>	<b>CS/SB 404 by HP, Stargel (CO-INTRODUCERS) Hutson, Harrell, Gruters, Mayfield, Baxley, Diaz, Albritton, Broxson; (Compare to H 00265) Parental Consent for Abortion</b>					
715312	D	S	RCS	RC, Stargel	Delete everything after	01/22 11:38 AM
974114	AA	S	RCS	RC, Stargel	btw L.4 - 5:	01/22 11:38 AM
<del>101260</del>	<del>AA</del>	<del>S</del>	<del>WD</del>	<del>RC, Gibson</del>	<del>Delete L.224:</del>	<del>01/21 02:57 PM</del>
625870	AA	S	RCS	RC, Gibson	Delete L.224:	01/22 11:38 AM
<del>715362</del>	<del>AA</del>	<del>S</del>	<del>WD</del>	<del>RC, Gibson</del>	<del>btw L.236 - 237:</del>	<del>01/22 11:38 AM</del>
<del>199112</del>	<del>AA</del>	<del>S</del>	<del>WD</del>	<del>RC, Gibson</del>	<del>btw L.276 - 277:</del>	<del>01/22 11:38 AM</del>
<del>510862</del>	<del>A</del>	<del>S</del>	<del>WD</del>	<del>RC, Gibson</del>	<del>Delete L.152:</del>	<del>01/22 11:38 AM</del>
<del>316896</del>	<del>A</del>	<del>S</del>	<del>WD</del>	<del>RC, Gibson</del>	<del>btw L.236 - 237:</del>	<del>01/21 03:46 PM</del>
<del>594366</del>	<del>A</del>	<del>S</del>	<del>WD</del>	<del>RC, Gibson</del>	<del>btw L.236 - 237:</del>	<del>01/21 03:46 PM</del>
<del>189152</del>	<del>A</del>	<del>S</del>	<del>WD</del>	<del>RC, Gibson</del>	<del>Delete L.236 - 237:</del>	<del>01/22 11:38 AM</del>
<del>907756</del>	<del>A</del>	<del>S</del>	<del>WD</del>	<del>RC, Gibson</del>	<del>Delete L.236 - 237:</del>	<del>01/22 11:38 AM</del>
<del>464842</del>	<del>A</del>	<del>S</del>	<del>WD</del>	<del>RC, Gibson</del>	<del>btw L.292 - 293:</del>	<del>01/22 11:38 AM</del>

<b>Tab 2</b>	<b>CS/SB 406 by HP, Stargel; (Compare to H 00267) Public Records/Minor's Petition to Waive Consent/Abortion</b>					
627086	A	S	RCS	RC, Stargel	Delete L.19 - 20:	01/22 10:35 AM

**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**

**RULES**  
**Senator Benacquisto, Chair**  
**Senator Gibson, Vice Chair**

**MEETING DATE:** Wednesday, January 22, 2020  
**TIME:** 8:30—10:00 a.m.  
**PLACE:** *Toni Jennings Committee Room*, 110 Senate Building

**MEMBERS:** Senator Benacquisto, Chair; Senator Gibson, Vice Chair; Senators Book, Bradley, Brandes, Braynon, Farmer, Flores, Hutson, Lee, Montford, Passidomo, Rodriguez, Simmons, Simpson, Stargel, and Thurston

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	<b>CS/SB 404</b> Health Policy / Stargel (Compare H 265, Linked CS/S 406)	Parental Consent for Abortion; Creating the "Parental Consent for Abortion Act"; prohibiting a physician from performing an abortion on a minor unless the physician has been presented with consent from the minor's parent or guardian, as appropriate; providing an exception for a medical emergency; authorizing a minor to petition any circuit court in which the minor resides for a waiver of consent required to obtain an abortion, etc.  HP 11/12/2019 Temporarily Postponed HP 12/10/2019 Fav/CS JU 01/15/2020 Favorable RC 01/22/2020 Fav/CS	Fav/CS Yeas 9 Nays 7
2	<b>CS/SB 406</b> Health Policy / Stargel (Compare H 267, Linked CS/S 404)	Public Records/Minor's Petition to Waive Consent/Abortion; Providing a public records exemption for information that could identify a minor which is contained in a record held by the court relating to the minor's petition to waive consent requirements to obtain an abortion; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity, etc.  HP 11/12/2019 Not Considered HP 12/10/2019 Fav/CS GO 01/13/2020 Favorable RC 01/22/2020 Fav/CS	Fav/CS Yeas 9 Nays 7

Other Related Meeting Documents

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Rules

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BILL: CS/CS/SB 404

INTRODUCER: Rules Committee; Health Policy Committee; Senator Stargel and others

SUBJECT: Abortion

DATE: January 23, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Looke/Kibbey</u>	<u>Brown</u>	<u>HP</u>	<u>Fav/CS</u>
2.	<u>Davis</u>	<u>Cibula</u>	<u>JU</u>	<u>Favorable</u>
3.	<u>Looke</u>	<u>Phelps</u>	<u>RC</u>	<u>Fav/CS</u>

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**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

CS/CS/SB 404 amends the Parental Notice of Abortion Act in s. 390.01114, F.S., to add consent requirements and renaming the Act as the Parental Notice of and Consent for Abortion Act. The bill prohibits a physician from performing an abortion on a minor unless the physician has received a notarized, written consent statement signed by the minor and her mother, father, or legal guardian and the physician has been presented with proof of identification and proof of parentage or guardianship by the parent or legal guardian. However, the consent requirement does not apply if:

- Notice is not required under specified exceptions to the parental notice requirement;
- The abortion is performed during a medical emergency when there is insufficient time to obtain consent;
- The parent or guardian has waived the right to consent; or
- The minor petitions the circuit court where she resides and receives a judicial waiver of parental consent.

The bill also authorizes a third degree felony penalty for a physician who recklessly or intentionally performs, or attempts to perform, an abortion on an unemancipated minor without the required consent. The bill also increases the penalty for violating requirements established for infants born alive in s. 390.0111(12), F.S., from a first degree misdemeanor to a third degree felony.

The bill has an effective date of July 1, 2020.

## II. Present Situation:

### A Minor's Right to Obtain an Abortion

A minor has a constitutional right to consent to and obtain an abortion.<sup>1</sup> However, that right is not without restrictions. For a minor to obtain an abortion in Florida, she must comply with the provisions of the Parental Notice of Abortion Act contained in s. 390.01114, F.S.

### Historical Background of Federal Abortion Law

In a series of decisions rendered over several decades, the United States Supreme Court has established principles governing abortion and a minor's right to obtain an abortion.

#### *Roe v. Wade – A Woman's Constitutional Right to Privacy and Abortion*

In 1973, the U.S. Supreme Court issued the primary abortion decision, *Roe v. Wade*.<sup>2</sup> The Court concluded that a woman's right to terminate her pregnancy is entitled to constitutional protection under a right to privacy, even though "The Constitution does not explicitly mention any right of privacy."<sup>3</sup> The Court determined that the right of privacy, whether

[F]ounded in the Fourteenth Amendment's concept of personal liberty and restrictions upon state action, as we feel it is, or as the District Court determined, in the Ninth amendment's reservation of rights to the people, is broad enough to encompass a woman's decision whether or not to terminate her pregnancy."<sup>4</sup>

The right, however, is not absolute and is subject to limitations. The Court noted in a later decision, *Planned Parenthood of Central Missouri v. Danforth*,<sup>5</sup> that the *Roe* Court "emphatically rejected"<sup>6</sup> the argument

[T]hat the woman's right is absolute and that she is entitled to terminate her pregnancy at whatever time, in whatever way and for whatever reason

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<sup>1</sup> Abortion is defined as the termination of a human pregnancy with an intention *other than* to produce a live birth or remove a dead fetus. s. 390.011(1), F.S. The procedure may only be performed by a state-licensed physician or osteopathic physician or a physician practicing medicine or osteopathic medicine in the employment of the United States. s. 390.011(9), F.S. A pregnancy may not be terminated during the third trimester or once a physician has determined that a fetus has achieved viability unless there is a medical necessity. For an abortion to be performed during the third trimester of pregnancy or upon viability, two physicians must certify in writing that, in reasonable medical judgment, the termination is necessary to save the pregnant woman's life or avert a serious risk of substantial and irreversible physical impairment of a major bodily function of the pregnant woman, other than a psychological condition. If a second physician is not available, one physician may certify in writing as to the medical necessity for legitimate emergency medical procedures to terminate the pregnancy. Sections. 390.0111(1) and 390.01112(1), F.S.

<sup>2</sup> *Roe v. Wade*, 410 U.S. 113 (1973).

<sup>3</sup> *Id.* at 151.

<sup>4</sup> *Id.* at 153.

<sup>5</sup> *Planned Parenthood of Central Missouri v. Danforth*, 428 U.S. 52 (1976).

<sup>6</sup> *Id.* at 60.

she alone chooses . . . . Instead, this right must be considered against important state interests in regulation.”<sup>7</sup>

The *Roe* Court reasoned that when certain fundamental rights are involved, a state regulation limiting those rights “may be justified only by a ‘compelling state interest’” and the state regulations “must be narrowly drawn to express only the legitimate state interests at stake.”<sup>8</sup> The Court noted that a state has an important and legitimate interest in protecting the health of the woman as well as protecting the potentiality of human life.<sup>9</sup>

### ***Planned Parenthood v. Casey – The Undue Burden Standard and Substantial Obstacle Test***

In 1992, the U.S. Supreme Court issued another significant abortion decision, *Planned Parenthood of Southeastern Pennsylvania v. Casey*.<sup>10</sup> In upholding abortion regulations, the Court adopted the new “undue burden” standard. An undue burden exists and makes a statute invalid if its “purpose or effect is to place a substantial obstacle in the path of a woman seeking an abortion before the fetus attains viability.”<sup>11</sup> The Court held that the undue burden standard is an appropriate means of reconciling a state’s interest in human life with the woman’s constitutionally protected liberty to decide whether to terminate a pregnancy.

### **Federal Case Law for Parental Involvement Laws and Bypass Proceedings**

In the wake of the *Roe* decision, states began enacting laws to regulate a minor’s access to abortion. Appellate courts attempted to reconcile the right of a minor to obtain an abortion with a parent’s right to be involved in the daughter’s abortion decision. Both the U.S. Supreme Court and the Florida Supreme Court rendered decisions that established frameworks for analyzing whether parental consent and parental notice laws meet constitutional muster.

### ***Planned Parenthood of Central Missouri v. Danforth – Minors are Protected***

The U.S. Supreme Court first addressed a parental consent statute in a 1976 decision, *Planned Parenthood of Central Missouri v. Danforth*.<sup>12</sup> The Court struck a Missouri statute that required a minor to obtain the written consent of a parent or person *in loco parentis* before she could obtain an abortion. The Court noted that the state could not impose a blanket parental consent requirement as a condition for abortion and reasoned that the state did not have the constitutional authority to give to “a third party an absolute and possibly arbitrary veto over the decision of the physician” and the minor, “regardless of the reason for withholding the consent.” The Court stated that minors, like adults, are protected under the Constitution and possess constitutional rights. Those rights do not “magically” come into being when someone “attains the state-defined age of majority.”<sup>13</sup>

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<sup>7</sup> *Id.* at 60, 61 (quoting *Roe*, 410 U.S. at 154).

<sup>8</sup> *Roe* at 155.

<sup>9</sup> *Id.* at 162.

<sup>10</sup> *Planned Parenthood of Southeastern Pennsylvania v. Casey*, 505 U.S. 833 (1992).

<sup>11</sup> *Id.* at 878.

<sup>12</sup> *Planned Parenthood of Central Missouri v. Danforth*, 428 U.S. 52, 60 (1976).

<sup>13</sup> *Id.* at 74.

The majority of the Court noted, however, that there can be little doubt that a state “furthers a constitutionally permissible end by encouraging an unmarried pregnant minor to seek the help and advice of her parents in making the very important decision whether or not to bear a child.”<sup>14</sup>

***Bellotti v. Baird – A Framework for the Judicial Waiver of Parental Consent***

In the 1979 decision, *Bellotti v. Baird*,<sup>15</sup> the U.S. Supreme Court commented that “parental notice and consent are qualifications that typically may be imposed by the State on a minor’s right to make important decisions” because immature minors often lack the ability to take into account immediate and long-range consequences.<sup>16</sup>

Although the Court found the particular statute under review unconstitutional because it imposed an “undue burden” on a minor’s right to obtain an abortion, it outlined a path forward for parental consent laws to be held constitutional by establishing a judicial waiver of notice, also referred to as a judicial bypass procedure. The Court stated:

A pregnant minor is entitled in such a proceeding to show either: (1) that she is mature enough and well enough informed to make her abortion decision, in consultation with her physician, independently of her parents’ wishes; or (2) that even if she is not able to make this decision independently, the desired abortion would be in her best interests. The proceeding in which this showing is made must assure that a resolution of the issue, and any appeals that may follow, will be completed with anonymity and sufficient expedition to provide an effective opportunity for an abortion to be obtained. In sum, the procedure must ensure that the provision requiring parental consent does not in fact amount to the “absolute, and possibly arbitrary, veto” that was found impermissible in *Danforth*.<sup>17</sup>

The Court concluded that “every minor must have the opportunity – if she so desires – to go directly to a court without first consulting or notifying her parents.”<sup>18</sup> Under the statutory scheme, however, the court may decline to sanction the abortion if it is not persuaded that the minor is mature or that the abortion is in her best interests.

***Planned Parenthood v. Casey***

The *Casey* decision mentioned earlier also addressed a one-parent consent statute that contained a judicial bypass procedure. With regard to the parental consent provision, the Court stated:

We have been over most of this ground before. Our cases establish, and we reaffirm today, that a State may require a minor seeking an abortion to

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<sup>14</sup> *Id.* at 91.

<sup>15</sup> *Bellotti v. Baird*, 443 U.S. 622 (1979)

<sup>16</sup> *Id.* at 640.

<sup>17</sup> *Bellotti*, 443 U.S. at 643, 644.

<sup>18</sup> *Id.* at 647.

obtain the consent of a parent or guardian, provided that there is an adequate judicial bypass procedure.<sup>19</sup>

### ***Lambert v. Wicklund – What a Valid Parental Consent Statute Must Contain***

In *Lambert v. Wicklund*, 520 U.S. 292, 295 (1997), the Court distilled the constitutional requirements for a judicial bypass procedure which it had set forth in 1992 in *Bellotti v. Baird*. As restated, a constitutional parental consent statute must:

- Allow the minor to bypass the consent requirement if she establishes that she is mature enough and well enough informed to make the abortion decision independently;
- Allow the minor to bypass the consent requirement if she establishes that the abortion would be in her best interests;
- Ensure the minor’s anonymity; and
- Provide for expeditious bypass procedures.

### **State Parental Involvement Laws for Minors – Parental Notice and Parental Consent**

Parental involvement statutes consist of parental *notice* laws and parental *consent* laws. Parental notice laws generally require that one parent, both parents, or a legal guardian be notified by a physician at least 24 or 48 hours before a minor may obtain and a physician may perform an abortion. Under notice laws, the parent or legal guardian is not given “veto” authority over the minor’s decision to obtain an abortion. In contrast, parental consent laws generally require that one of a minor’s parents sign a consent form before a minor may obtain an abortion. Notice statutes are “less onerous” than consent statutes and, therefore, are less likely to constitute an undue burden on abortion rights.<sup>20</sup>

### ***44 States Have Enacted Parental Involvement Laws***

Abortion restrictions for minors vary significantly from state to state. According to data published by two opposing advocacy groups, the Guttmacher Institute,<sup>21</sup> a pro-choice group, and Americans for Life, a pro-life group,<sup>22</sup> and independent research, 44 states have enacted laws that require some form of parental involvement when a minor seeks an abortion. These laws can be placed within broad categories, but there are variations and exceptions that distinguish the enactments. The state laws may be categorized as follows:

- Twenty states require some form of parental consent.
  - The three states that require the consent of *both* parents are Kansas, Mississippi, and North Dakota.
  - The 17 states that require the consent of a single parent are Alabama, Arizona, Arkansas, Idaho, Kentucky, Louisiana, Massachusetts,<sup>23</sup> Michigan, Missouri, Nebraska, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, and Wisconsin.

<sup>19</sup> *Casey*, at 899.

<sup>20</sup> *Womancare of Orlando v. Agwunobi*, 448 F. Supp. 2d 1309, 1315 (N.D. Fla. 2006).

<sup>21</sup> Guttmacher Institute, *Parental Involvement in Minors’ Abortions*, <https://www.guttmacher.org/state-policy/explore/parental-involvement-minors-abortions>.

<sup>22</sup> Email from Katie Glenn, Americans United for Life (Nov. 20, 2019) (on file with the Senate Committee on Judiciary).

<sup>23</sup> According to the Massachusetts Judiciary Committee, SB 1209 and its companion, HB 3320, are pending before the Legislature. The bills eliminate the current requirement for minors to obtain parental consent before having an abortion.

- Eleven states require only parental notification. Those states are Colorado, Delaware, Florida, Georgia, Illinois, Iowa, Maryland, Minnesota, New Hampshire, South Dakota, and West Virginia.
- Five states require both notice and consent. Those states are Oklahoma, Texas, Utah, Virginia, and Wyoming.
- Seven states have passed laws that are temporarily or permanently enjoined. Those states are Alaska, California, Indiana,<sup>24</sup> Montana, Nevada, New Jersey, and New Mexico.
- One state, Maine, has repealed its parental notification law.
- Six states do not appear to have enacted parental involvement laws. Those states are Connecticut, Hawaii, New York, Oregon, Vermont, and Washington.

According to the Guttmacher Institute, all of the states that require parental involvement provide for a judicial bypass procedure, except Maryland. In Maryland, a physician, has the discretion to provide an abortion if he or she believes that: parental notification could lead to abuse of the minor; the minor is mature and capable of giving informed consent; or parental notice would not be in the best interest of the minor.<sup>25</sup>

## **Florida Abortion Law and Minors' Rights**

### ***The State Constitution's Privacy Provision***

The Florida Constitution contains an express privacy provision in Article 1, section 23. A similar provision is not found in the United States Constitution. The Florida Supreme Court has determined that the state provision guarantees “an independent right to privacy.”<sup>26</sup> As such, Florida courts have interpreted this provision to afford greater privacy rights than the privacy rights of the United States Constitution. The Florida provision states:

Right of privacy.—Every natural person has the right to be let alone and free from governmental intrusion into the person's private life except as otherwise provided herein. This section shall not be construed to limit the public's right of access to public records and meetings as provided by law.

### ***Parental Consent Law***

In 1979 the Florida Legislature enacted ch. 79-302, L.O.F., which created s. 458.505, F.S., to establish statutory controls over termination of pregnancy. These controls included the requirement that, prior to performing an abortion on an unmarried pregnant minor, a physician must obtain informed consent from that minor's parent, custodian, or legal guardian, except for cases of medical emergency or cases in which the minor, or another person on her behalf, successfully petitioned the circuit court for an order authorizing the termination of her pregnancy without the consent of a parent, custodian, or legal guardian.

The court was authorized to issue such an order upon a showing of good cause, and good cause could be based, at the discretion of the court, on:

<sup>24</sup> The parental consent law was blocked by the Seventh Circuit Court of Appeals on Aug. 27, 2019. *Planned Parenthood of Indiana and Kentucky, Inc. v. Adams*, 937 F. 3d 973 (7th Cir. 2019).

<sup>25</sup> Maryland Code, Health-General s. 20-103.

<sup>26</sup> *In re T.W.*, 551 So. 2d 1186, 1190 (1989).

- A showing that the minor was sufficiently mature to give informed consent;
- The fact that a parent or guardian unreasonably withheld consent;
- The minor’s fear of physical or emotional abuse if her parent or guardian were requested to consent; or
- Any other good cause shown.

The court was authorized to enter its order *ex parte*. The court was required to determine the best interest of the minor and enter its order in accordance with such determination.

Additionally, in the same 1979 act, the Legislature created s. 458.504, F.S., to establish the right of a pregnant minor to consent to medical care related to her pregnancy, except that the Legislature specifically excluded a minor’s consenting to a termination of pregnancy from the types of medical care the minor was allowed to consent to on her own. The other provisions of s. 458.505, F.S., were also excluded from the effects of s. 458.504, F.S. To that end, s. 458.504(3), F.S., provided that “Nothing in this act shall affect the provisions of s. 458.505.”<sup>27</sup>

In 1988, the Legislature amended the termination of pregnancies statute (which had been renumbered to ch. 390, F.S.) to require – rather than authorize – the court to issue an order authorizing a minor’s termination of pregnancy without the consent of her parent, custodian, or legal guardian if the court determined that the minor was sufficiently mature to give informed consent on her own. The 1988 law also contained provisions to allow a minor who filed such a petition to remain anonymous and to require the court to rule within 48 hours after the petition was filed. The 48-hour limitation could be extended at the request of the minor.<sup>28</sup>

#### *In re T.W., A Minor - The Florida Supreme Court Held the Parental Consent Statute Invalid*

In 1989, in the case of *In re T.W.*, the Florida Supreme Court held the parental consent law unconstitutional. The Court determined that a woman’s right to privacy, which includes the right to seek an abortion, also extends to a minor. The Court said the statute failed because it intruded upon the “privacy of the pregnant minor from conception to birth.”<sup>29</sup> The Court concluded that, under the State Constitution, the state’s interest in protecting the potentiality of life by regulating abortion becomes compelling upon viability.<sup>30</sup>

#### The Privacy Provision is Involved

The Court construed the State Constitution’s privacy provision in the *In re T.W.*, decision. The Court stated that, when an abortion is involved:

Florida's privacy provision is clearly implicated in a woman's decision of whether or not to continue her pregnancy. We can conceive of few more personal or private decisions concerning one's body that one can make in

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<sup>27</sup> By using the phrase “Nothing in *this act* shall affect the provisions of s. 458.505,” the 1979 law somewhat contradicted itself, since the act itself created that section of statute that the act was not supposed to affect. Since the provision is a subsection of s. 458.504, F.S., it follows that the provision should have been written as “Nothing in *this section* shall affect the provisions of s. 458.505.”

<sup>28</sup> Chapter 88-97, s. 6, Laws of Fla.

<sup>29</sup> *In re T.W.*, at 1194.

<sup>30</sup> *In re T.W.*, at 1193-94.

the course of a lifetime, except perhaps the decision of the terminally ill in their choice of whether to discontinue necessary medical treatment.<sup>31</sup>

#### The “Compelling Interest Standard” Was Not Met

The Court concluded that, although a minor’s rights are not absolute, when privacy rights are involved, the State must demonstrate that the consent statute furthers a “compelling” state interest through the least intrusive means. The state was not entitled to the more relaxed standard of demonstrating a “significant” state interest as required under federal court opinions interpreting the U.S. Constitution.

The Court supported its determination that the compelling interest standard was not met by observing that other statutes allow a minor to consent, without parental approval, for some medical and surgical procedures other than abortion. The Court noted that parental consent was not required and that an unmarried minor could grant consent when she seeks medical treatment during her pregnancy, when she seeks services for her child, or when she places her child for adoption.<sup>32</sup>

#### The Least Intrusive Means Were Not Used

The Florida Supreme Court also found that the parental consent statute was not the least intrusive means of furthering a state interest because it did not provide adequate procedural safeguards. The Court noted three safeguards that should have been provided but were not:

- Legal counsel during the judicial waiver proceedings;
- A record of the hearing to memorialize the judge’s reasons for denying a petition for waiver; and
- Exceptions from the consent requirement for emergency or therapeutic abortions.”<sup>33</sup>

#### ***Parental Notice of Abortion Acts of 1999 and 2005***

The Legislature first enacted a Parental *Notice* of Abortion Act in 1999. As its name indicates, the Act required that a parent be given advance notice of a child’s intent to have an abortion.<sup>34</sup> The statute was challenged in court on the basis that the law violated a minor’s right to privacy under the Florida Constitution.<sup>35</sup> The Florida Supreme Court determined that the law violated the State Constitution’s right to privacy because the minor was not given a method to “bypass” the parental notice requirement when certain circumstances existed.<sup>36</sup>

In response to the Florida Supreme Court’s decision, the Legislature proposed a constitutional amendment that authorized the Legislature, notwithstanding a minor’s right to privacy under the State Constitution, to require a physician to notify a minor’s parent or guardian prior to an abortion. The amendment was ratified by the voters in 2004.<sup>37</sup>

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<sup>31</sup> *Id.* at 1192.

<sup>32</sup> *Id.* at 1195.

<sup>33</sup> *Id.* at 1196.

<sup>34</sup> Chapter 99-322, Laws of Fla. (Creating s. 390.01115, F.S., effective July 1, 1999. A companion measure, the public records exemption bill that would shield identifying information of the minor, was passed that same session and became Chapter 99-321, Laws of Fla.).

<sup>35</sup> FLA. CONST., art. I s. 23.

<sup>36</sup> *North Florida Women’s Health and Counseling Services v. State*, 866 So. 2d 612 (Fla. 2003).

<sup>37</sup> FLA. CONST. art. X. s. 22. The amendment states:

After the adoption of the amendment, the Legislature passed another Parental Notice of Abortion Act in 2005.<sup>38</sup> In its current version, the statute requires an attending physician to give actual notice, in person or by phone, to a parent or legal guardian of the minor, at least 48 hours before the inducement or performance of a termination of a pregnancy on the minor.<sup>39</sup> If actual notice is not possible after a reasonable effort, the physician performing or inducing the termination of the pregnancy or the referring physician must give constructive notice.<sup>40</sup> Parental notice is not required under the Act if certain circumstances are present.<sup>41</sup> The act contains no criminal penalties for a physician who does not comply with the Act although a noncompliant physician may face administrative fines imposed by the Agency for Health Care Administration.

The constitutionality of the Parental Notice Act was challenged immediately in Federal District Court in *Womancare of Orlando, Inc. v. Agwunobi*.<sup>42</sup> The federal court upheld the constitutionality of the Act and dismissed the plaintiffs' claims that the Act violated due process rights, was unconstitutionally vague, and impermissibly burdened the rights of minors to seek an abortion.

### ***Judicial Waiver of Parental Notice or the Judicial Bypass Proceeding***

#### Venue

The Parental Notice of Abortion Act provides that a minor may petition the circuit court *where she resides* for a waiver of the notice requirements.<sup>43</sup> The issue of whether an out-of-state minor was precluded from obtaining a judicial waiver and an abortion under this language was addressed in a 2008 appellate decision.<sup>44</sup> The First District Court of Appeal decided that the language did not prohibit a minor from Georgia from obtaining a judicial waiver and an abortion in Florida. The court reasoned that the language addressed a "venue" provision and the statute was silent about the venue for nonresident minors and did not expressly prohibit nonresidents from seeking a judicial waiver or an abortion in the state. Accordingly, an out-of-state minor could seek the waiver and abortion in Florida.

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The Legislature shall not limit or deny the privacy right guaranteed to a minor under the United States Constitution as interpreted by the United States Supreme Court. Notwithstanding a minor's right of privacy provided in Section 23 of Article I, the Legislature is authorized to require by general law for notification to a parent or guardian of a minor before the termination of the minor's pregnancy. The Legislature shall provide exceptions to such requirement for notification and shall create a process for judicial waiver of the notification.

<sup>38</sup> Chapter 2005-52, s. 2, Laws of Fla.

<sup>39</sup> Section. 390.01114(3)(a), F.S. and s. 390.01114(2)(a), F.S.

<sup>40</sup> Section 390.01114(3)(a), F.S. Constructive notice is defined as notice given in writing, signed by the physician, and mailed at least 72 hours before the procedure to the last known address of the parent or legal guardian of the minor, by first-class mail and by certified mail, return receipt requested with delivery restricted to the parent or legal guardian. Notice is deemed to have occurred after 72 hours have passed pursuant to s. 390.01114(2)(c). F.S.

<sup>41</sup> Parental notice is not necessary under s. 390.01114(3)(b), F.S., if: (1) In the good faith clinical judgment of the physician, a medical emergency exists and there is insufficient time for the attending physician to comply with the notification requirements; (2) Notice is waived in writing by the person entitled to notice and the waiver is notarized; (3) Notice is waived by the minor who is or has been married or has had the disability of nonage removed in compliance with law; (4) Notice is waived by the patient because she has a minor child dependent on her; or (5) Notice is waived by a circuit court in a judicial bypass proceeding according to statute.

<sup>42</sup> *Womancare of Orlando v. Agwunobi*, 448 F. Supp. 2d 1309 (N.D. Fla. 2006).

<sup>43</sup> Section 390.01114(4)(a), F.S.

<sup>44</sup> *In re Doe 07-B*, 973 So. 2d 627 (Fla. 1st DCA 2008).

### The Process

To initiate the process, she may file the petition under a pseudonym or by using initials, as provided by court rule.<sup>45</sup> The petition must contain a statement that the petitioner is pregnant and notice has not been waived. The court must advise the petitioner that she has a right to court-appointed counsel, and must provide her with counsel, if she requests, at no cost to the young woman.<sup>46</sup>

When a minor initiates a judicial bypass proceeding in the circuit court, a private court-appointed attorney is available to represent her should she request counsel.<sup>47</sup> The statute is clear that private court-appointed counsel approved for this type of work are to be used first for minors who request counsel, but if no attorney is available through the clerk's list of attorneys, then the office of criminal conflict and civil regional counsel in that area will supply an attorney for the proceedings.<sup>48</sup> Court precedent interpreting the U.S. Constitution says it is essential that the office's records be exempt from public access.

Once a petition is filed, the court must rule and issue written findings of fact and conclusions of law within three business days after the petition is filed. This time period may be extended at the request of the minor.<sup>49</sup>

If the circuit court determines, by clear and convincing evidence, that the minor is sufficiently mature to decide whether to terminate her pregnancy, the court must issue an order authorizing the minor to consent to the abortion without the notification of a parent or guardian. If the court finds that the minor does not possess the requisite maturity to make that determination, it must dismiss the petition.<sup>50</sup> The court must issue an order authorizing the minor to consent to the performance or inducement of a termination of the pregnancy without notifying a parent or guardian if:

- The court determines by a preponderance of the evidence that the minor is a victim of child abuse or sexual abuse inflicted by her parent or guardian; or
- The court determines by clear and convincing evidence that the notification of a parent or guardian is not in her best interest.<sup>51</sup>

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<sup>45</sup> The Florida Rules of Juvenile Procedure that apply to judicial bypass proceedings are contained in FLA.R.JUV.P.Rule 8.800-Rule 8.840.

<sup>46</sup> *Id.*

<sup>47</sup> The chief judge of the circuit maintains a list of qualified attorneys in private practice, by county and by category of cases, and provides the list to the clerk of court in each county. Section 27.40(3)(a), F.S.

<sup>48</sup> Section 27.511(6)(a), F.S.

<sup>49</sup> Section 390.01114(4)(b)1., F.S. If the court does not rule within the required 3 business days and the minor has not requested an extension, the minor may immediately petition for a hearing with the chief judge of the circuit. The chief judge is responsible for guaranteeing that a hearing is held within 48 hours after the receipt of the minor's petition and an order must be entered within 24 hours after the hearing. If the circuit court does not grant a judicial waiver of the required parental notice, the minor has a right to appeal and that ruling must be issued within seven days after receipt of the appeal. Section 390.01114(4)(b)2., F.S.

<sup>50</sup> Section 390.01114(4)(c), F.S.

<sup>51</sup> Section 390.01114(4)(d), F.S.

## Florida Abortion Statistics

While state laws specify what abortion data must be reported, there is no requirement that the state collect data documenting how many minors receive abortions. Therefore, it is unknown how many minors obtain abortions in the state annually. However, according to the Agency for Health Care Administration, 62,731 abortions or terminations of pregnancy were performed in Florida in 2019 as of October 30, 2019.<sup>52</sup> The agency reported that 70,239 terminations were performed in 2018 and 69,102 were reported in 2017.<sup>53</sup>

## Florida Statistics –Petitions filed by Minors for Judicial Bypass Waivers

The Florida Supreme Court, through the Office of the State Courts Administrator, is required to report by February 1 of each year the number of petitions filed in the previous year by minors seeking judicial waiver of parental notice. According to these reports, during the last 10 years, there have been 3,017 petitions filed for a judicial waiver of notice. The courts have dismissed 206 of those petitions.<sup>54</sup> Accordingly, judicial waiver of notices are granted in approximately 92.7 percent of all requests. The data from those reports is summarized as follows:

<u>Year</u>	<u>Petitions Filed</u>	<u>Petitions Dismissed</u>	<u>Percentage of Petitions Dismissed</u>
2018	193	11	5.70
2017	224	18	8.04
2016	193	15	7.77
2015	245	13	5.31
2014	242	23 <sup>55</sup>	9.50
2013	319	33 <sup>56</sup>	10.34
2012	353	38 <sup>57</sup>	10.76
2011	391	18 <sup>58</sup>	4.60
2010	381	10	2.62
<u>2009</u>	<u>476</u>	<u>27</u>	<u>5.67</u>
Total	3,017	206	6.83

<sup>52</sup> According to the Agency for Health Care Administration, this figure might include some abortions performed and reported in early November, 2019, but that is uncertain. Data reporting the total number of abortions performed in 2019 will not be posted until February 2020.

<sup>53</sup> Agency for Health Care Administration, *Abortion Data – Induced Terminations of Pregnancy [ITOP] Reports*, [https://ahca.myflorida.com/MCHQ/Central\\_Services/Training\\_Support/Reports.shtml](https://ahca.myflorida.com/MCHQ/Central_Services/Training_Support/Reports.shtml).

<sup>54</sup> Florida Office of the State Courts Administrator, *Fiscal Years 2009-2018, Parental Notice of Abortion Act, Petitions Filed and Disposed by Circuit and County, January through December* (on file with the Senate Committee on Judiciary).

<sup>55</sup> Two counties each had one petition filed during calendar year 2013 that was disposed of during calendar year 2014.

<sup>56</sup> Two counties each had one petition filed during calendar year 2013 that was not disposed of during calendar year 2013.

<sup>57</sup> Three counties had a total of three petitions filed during calendar year 2011 that were disposed of during calendar year 2012.

<sup>58</sup> Two counties had a total of three petitions filed in calendar year 2011 that were not disposed of during calendar year 2011.

### III. Effect of Proposed Changes:

CS/CS/SB 404 amends the Parental Notice of Abortion Act in s. 390.01114, F.S., to also require parental consent for a physician to perform an abortion on a minor.

#### Consent of Parent of Legal Guardian Required

The bill prohibits a physician from performing an abortion on a minor younger than 18 years of age<sup>59</sup> unless the physician has received a notarized, written consent statement signed, dated, and initialed on each page by the minor and her mother, father, or legal guardian. The statement must include the following language:

“I, (insert name of parent or legal guardian), am the (select “parent” or “legal guardian,” as appropriate) of (insert name of minor) and give consent for (insert name of physician) to perform or induce a termination of pregnancy on her. Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated in it are true.”

Additionally, the parent or legal guardian must provide to the physician a copy of his or her government-issued identification and written documentation establishing that he or she is the lawful parent or legal guardian of the minor. This documentation must be attached to the notarized form and the physician is required to keep a copy of the documentation, including the notarized form, in the minor’s medical file for five years after the minor turns 18 but for no less than seven years. The physician must also execute an affidavit stating: “I, (insert name of physician), certify that, according to my best information and belief, a reasonable person under similar circumstances would rely on the information presented by both the minor and her parent or legal guardian as sufficient evidence of identity.” This affidavit must be included in the minor’s medical file.

The consent requirement does not apply if:

- Notification is not required because:
  - An emergency situation exists;
  - Notice has been waived by a minor who is, or has been, married or who has had the disability of nonage removed under s. 743.015, F.S.; or
  - Notice is waived because the patient has a minor child dependent on her.
- The attending physician certifies in the minor’s record that a medical emergency<sup>60</sup> exists and there is insufficient time to obtain consent;
- Notification is not required due to the existence of a waiver of the right to notification if:
  - The waiver is signed by the minor’s parent or legal guardian;
  - Is notarized;
  - Is dated within 30 days before the termination of the pregnancy;

<sup>59</sup> An unemancipated minor is someone who has not reached full legal age. A minor is considered emancipated when he or she is independent of parental control, generally as the result of a court order or statute. BLACK’S LAW DICTIONARY (11th ed. 2019).

<sup>60</sup> A medical emergency is defined in s. 390.01114(2)(d), F.S., to mean a condition that, on the basis of a physician’s good faith clinical judgment, so complicates the medical condition of a pregnant woman as to necessitate the immediate termination of her pregnancy to avert her death, or for which a delay in the termination of her pregnancy will create serious risk of substantial and irreversible impairment of a major bodily function.

- contains a specific waiver of the right of the parent or legal guardian to consent to the minor's termination of pregnancy; and
- A copy of a government-issued proof of identification and written documentation establishing that the person who signed the waiver is the lawful parent or legal guardian, as applicable, of the minor is attached to the waiver; or
- Consent is waived because the minor successfully petitions the circuit court where she resides and receives a judicial waiver of the consent requirement.

### **Procedure for Judicial Waiver of Consent**

The bill applies current law standards for obtaining a judicial waiver of notification to the bill's procedures for obtaining a judicial waiver of consent. The bill amends these standards in that the court is required to, upon request, provide counsel for the minor at least 24 hours before the court proceeding, and the proceedings are required, subject to the judge's availability pursuant to s. 26.20, F.S., to be held in chambers or in a similarly private and informal setting within the courthouse.

### **Criminal Penalties and Civil Liability**

The bill establishes that it is a third degree felony for a physician to intentionally or recklessly perform or induce, or attempt to perform or induce, a termination of a pregnancy of a minor without obtaining the required consent. No penalty may be assessed on the minor upon whom the termination of pregnancy is performed or attempted.

Additionally, the bill increases the penalty for violating requirements established for infants born alive in s. 390.0111(12), F.S., from a first degree misdemeanor to a third degree felony.

### **Severability Clause**

The bill provides that if any provision of the bill, or its application to any person or circumstance, is held to be invalid, the invalidity does not affect other provisions or applications of the bill which can be given effect without the invalid provision or its application, and to this end the provisions of the bill are severable.

### **Effective Date**

The bill has an effective date of July 1, 2020.

## **IV. Constitutional Issues:**

### **A. Municipality/County Mandates Restrictions:**

None.

### **B. Public Records/Open Meetings Issues:**

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

This bill's provisions may implicate the privacy rights established in Art. I, s. 23, of the Florida Constitution. For a discussion on the relevant case law, please see the "Present Situation" section of this analysis.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill amends sections 390.0111 and 390.01114 of the Florida Statutes.

**IX. Additional Information:**

A. Committee Substitute – Statement of Substantial Changes:  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS/CS by Rules on January 22, 2020:**

The CS:

- Changes title from "parental consent for abortion" to "abortion"
- Increases the penalty for violating requirements established for infants born alive in s. 390.0111(12), F.S., from a first degree misdemeanor to a third degree felony.

- Adds consent requirements to current notice requirements in s. 390.01114, F.S., rather than creating a new section (390.01117, F.S.) specific to consent.
- In order to give consent, requires the parent or Legal Guardian (LG) to sign a notarized form with specified language, present ID and proof of parentage to the physician, and attach a copy of the ID and proof of parentage to the notarized form.
  - The Physician must keep the form and attached documentation for 5 years after the minor reaches age 18 but no less than 7 years.
  - The Physician must sign an affidavit stating that the information he or she received was reliable to the best of his or her knowledge. The affidavit must be included in the medical record.
- Provides exceptions to the requirement to obtain consent when:
  - An emergency situation exists. Before performing the abortion in an emergency, the physician must make reasonable attempts to contact the parent or LG and the physician must inform the parent or LG within 24 hours after the abortion is performed by telephone. The physician must also provide the required information by mail.
  - Parental notice is not required due to an emergency, because notice has been waived by a minor that is married or has had the disability of nonage removed, notice has been waived because the minor patient has a minor child dependent on her.
  - Notification is not required due to the existence of a waiver of the right to notification that also specifies that the parent or LG is waiving the right to consent and other specified conditions are met.
  - Consent is waived by the court through the established judicial process.
- Establishes that it is a felony of the 3rd degree for a physician to intentionally or recklessly perform an abortion without obtaining consent. The physician may defend this charge by showing that the minor misrepresented her age. The physician must have a copy of the minor's ID card showing that the minor misrepresented her age.
- Incorporates the procedure for obtaining a judicial waiver of consent into the procedures in current law for obtaining a judicial waiver of notice.
- Requires the hearing to be conducted in the judge's chambers or other similarly private and informal setting in the courthouse subject to the judge's availability.
- Specifies that the provisions of the act are severable.

**CS by Health Policy on December 10, 2019:**

The CS defines the term "minor" as an unemancipated person younger than 18 years of age, whereas the underlying bill defined "minor" as a person under the age of 18 years.

**B. Amendments:**

None.



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/22/2020	.	
	.	
	.	
	.	

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The Committee on Rules (Stargel) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Present subsections (3), (4), (5), and (6) of  
section 390.01114, Florida Statutes, are redesignated as  
subsections (4), (6), (7), and (8), respectively, new  
subsections (3) and (5) are added to that section, and  
subsection (1), paragraph (b) of present subsection (3), and  
present subsections (4), (5), and (6) are amended, to read:

390.01114 Parental Notice of and Consent for Abortion Act.-



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12 (1) SHORT TITLE.—This section may be cited as the “Parental  
13 Notice of and Consent for Abortion Act.”

14 (3) TERMINATION OF THE PREGNANCY OF A MINOR.—A physician  
15 may not perform or induce the termination of a pregnancy of a  
16 minor unless the physician has complied with the notice and  
17 consent requirements of this section.

18 (4) ~~(3)~~ NOTIFICATION REQUIRED.—

19 (b) Notice is not required if:

20 1. In the physician’s good faith clinical judgment, a  
21 medical emergency exists and there is insufficient time for the  
22 attending physician to comply with the notification  
23 requirements. If a medical emergency exists, the physician shall  
24 make reasonable attempts, whenever possible, without endangering  
25 the minor, to contact the parent or legal guardian, and may  
26 proceed, but must document reasons for the medical necessity in  
27 the patient’s medical records. The physician shall provide  
28 notice directly, in person or by telephone, to the parent or  
29 legal guardian, including details of the medical emergency and  
30 any additional risks to the minor. If the parent or legal  
31 guardian has not been notified within 24 hours after the  
32 termination of the pregnancy, the physician shall provide notice  
33 in writing, including details of the medical emergency and any  
34 additional risks to the minor, signed by the physician, to the  
35 last known address of the parent or legal guardian of the minor,  
36 by first-class mail and by certified mail, return receipt  
37 requested, with delivery restricted to the parent or legal  
38 guardian;

39 2. Notice is waived in writing by the person who is  
40 entitled to notice and such waiver is notarized, dated not more



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41 than 30 days before the termination of pregnancy, and contains a  
42 specific waiver of the right of the parent or legal guardian to  
43 notice of the minor's termination of pregnancy;

44 3. Notice is waived by the minor who is or has been married  
45 or has had the disability of nonage removed under s. 743.015 or  
46 a similar statute of another state;

47 4. Notice is waived by the patient because the patient has  
48 a minor child dependent on her; or

49 5. Notice is waived under subsection (6) ~~(4)~~.

50 (5) PARENTAL CONSENT REQUIRED.—

51 (a) A physician must obtain written consent from a parent  
52 or legal guardian before performing or inducing the termination  
53 of a pregnancy of a minor.

54 1. The consenting parent or legal guardian shall provide to  
55 the physician a copy of a government-issued proof of  
56 identification and written documentation establishing that he or  
57 she is the lawful parent or legal guardian of the minor. The  
58 parent or legal guardian shall certify in a signed, dated, and  
59 notarized document, initialed on each page, that he or she  
60 consents to the termination of the pregnancy of the minor. The  
61 document must include the following statement, which must  
62 precede the signature of the parent or guardian: "I, (insert  
63 name of parent or legal guardian), am the (select "parent" or  
64 "legal guardian," as appropriate) of (insert name of minor) and  
65 give consent for (insert name of physician) to perform or induce  
66 a termination of pregnancy on her. Under penalties of perjury, I  
67 declare that I have read the foregoing statement and that the  
68 facts stated in it are true." A copy of the parent's or legal  
69 guardian's government-issued proof of identification



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70 establishing that he or she is the minor's lawful parent or  
71 legal guardian must be attached to the notarized document.

72 2. The physician shall keep a copy of the proof of  
73 identification of the parent or legal guardian and the certified  
74 statement in the medical file of the minor for 5 years after the  
75 minor reaches the age of 18 years, but in no event less than 7  
76 years.

77 3. A physician receiving consent from a parent or guardian  
78 under this section shall execute for inclusion in the medical  
79 record of the minor an affidavit stating: "I, (insert name of  
80 physician), certify that, according to my best information and  
81 belief, a reasonable person under similar circumstances would  
82 rely on the information presented by both the minor and her  
83 parent or legal guardian as sufficient evidence of identity."

84 (b) The consent of a parent or guardian is not required if:

85 1. Notification is not required as provided in subparagraph  
86 (4) (b)1., subparagraph (4) (b)3., subparagraph (4) (b)4., or  
87 subparagraph (4) (b)5.;

88 2. Notification is not required due to the existence of a  
89 waiver as provided in subparagraph (4) (b)2., if that waiver is  
90 signed by the minor's parent or legal guardian, is notarized, is  
91 dated within 30 days before the termination of the pregnancy,  
92 contains a specific waiver of the right of the parent or legal  
93 guardian to consent to the minor's termination of pregnancy, and  
94 a copy of a government-issued proof of identification and  
95 written documentation establishing that the person who signed  
96 the waiver is the lawful parent or legal guardian, as  
97 applicable, of the minor, is attached to the waiver;

98 3. Consent is waived under subsection (6); or



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99           4. In the physician's good faith clinical judgment, a  
100 medical emergency exists and there is insufficient time for the  
101 attending physician to comply with the consent requirement. If a  
102 medical emergency exists, the physician must make reasonable  
103 attempts, whenever possible, and without endangering the minor,  
104 to contact the parent or legal guardian of the minor, and may  
105 proceed, but must document reasons for the medical necessity in  
106 the minor patient's medical records. The physician shall inform  
107 the parent or legal guardian, in person or by telephone, within  
108 24 hours after the termination of the pregnancy of the minor,  
109 including details of the medical emergency that necessitated the  
110 termination of the pregnancy without the parent's or legal  
111 guardian's consent. The physician shall also provide this  
112 information in writing to the parent or legal guardian at his or  
113 her last known address, by first-class mail or by certified  
114 mail, return receipt requested, with delivery restricted to the  
115 parent or legal guardian.

116           (c)1. A physician who intentionally or recklessly performs  
117 or induces, or attempts to perform or induce, a termination of a  
118 pregnancy of a minor without obtaining the required consent  
119 pursuant to this subsection commits a felony of the third  
120 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
121 775.084. A penalty may not be assessed against the minor upon  
122 whom a termination of pregnancy is performed or induced or upon  
123 whom a termination of pregnancy is attempted to be performed or  
124 induced.

125           2. It is a defense to prosecution that a minor  
126 misrepresented her age or identity to a physician by displaying  
127 a driver license or identification card issued by the state or



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128 another state which indicated that the minor was 18 years of age  
129 or older and that the appearance of the minor was such that a  
130 reasonably prudent person would believe that the minor was not  
131 under 18 years of age. To use the defense, a physician must  
132 provide a copy of the driver license or identification card used  
133 by the minor. The defense does not apply if the physician is  
134 shown to have had independent knowledge of the minor's actual  
135 age or identity or to have failed to use due diligence in  
136 determining the minor's age or identity.

137 (6)-(4) PROCEDURE FOR JUDICIAL WAIVER OF NOTICE.-

138 (a) A minor may petition any circuit court in which the  
139 minor resides for a waiver of the ~~notice~~ requirements of this  
140 section subsection (3) and may participate in proceedings on her  
141 own behalf. The petition may be filed under a pseudonym or  
142 through the use of initials, as provided by court rule. The  
143 petition must include a statement that the petitioner is  
144 pregnant and that the requirements of this section have notice  
145 ~~has~~ not been waived. The court shall advise the minor that she  
146 has a right to court-appointed counsel ~~and shall provide her~~  
147 ~~with counsel upon her request~~ at no cost to the minor. The court  
148 shall, upon request, provide counsel for the minor at least 24  
149 hours before the court proceeding.

150 (b)1. Court proceedings under this section subsection must  
151 be given precedence over other pending matters to the extent  
152 necessary to ensure that the court reaches a decision promptly.  
153 The court shall rule, and issue written findings of fact and  
154 conclusions of law, within 3 business days after the petition is  
155 filed, except that the 3-business-day limitation may be extended  
156 at the request of the minor. If the court fails to rule within



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157 the 3-business-day period and an extension has not been  
158 requested, the minor may immediately petition for a hearing upon  
159 the expiration of the 3-business-day period to the chief judge  
160 of the circuit, who must ensure a hearing is held within 48  
161 hours after receipt of the minor's petition and an order is  
162 entered within 24 hours after the hearing.

163         2. If the circuit court does not grant judicial waiver of  
164 the requirements of this section ~~notice~~, the minor has the right  
165 to appeal. An appellate court must rule within 7 days after  
166 receipt of appeal, but a ruling may be remanded with further  
167 instruction for a ruling within 3 business days after the  
168 remand. The reason for overturning a ruling on appeal must be  
169 based on abuse of discretion by the court and may not be based  
170 on the weight of the evidence presented to the circuit court  
171 since the proceeding is a nonadversarial proceeding.

172         (c) If the court finds, by clear and convincing evidence,  
173 that the minor is sufficiently mature to decide whether to  
174 terminate her pregnancy, the court shall issue an order  
175 authorizing the minor to consent to the performance or  
176 inducement of a termination of the pregnancy ~~without the~~  
177 ~~notification of a parent or guardian~~. If the court does not make  
178 the finding specified in this paragraph or paragraph (d), it  
179 must dismiss the petition. Factors the court shall consider  
180 include:

- 181             1. The minor's:
  - 182                 a. Age.
  - 183                 b. Overall intelligence.
  - 184                 c. Emotional development and stability.
  - 185                 d. Credibility and demeanor as a witness.



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186 e. Ability to accept responsibility.  
187 f. Ability to assess both the immediate and long-range  
188 consequences of the minor's choices.  
189 g. Ability to understand and explain the medical risks of  
190 terminating her pregnancy and to apply that understanding to her  
191 decision.  
192 2. Whether there may be any undue influence by another on  
193 the minor's decision to have an abortion.  
194 (d) If the court finds, by a preponderance of the evidence,  
195 that the petitioner is the victim of child abuse or sexual abuse  
196 inflicted by one or both of her parents or her guardian, or by  
197 clear and convincing evidence that the requirements of this  
198 section are ~~notification of a parent or guardian is~~ not in the  
199 best interest of the petitioner, the court shall issue an order  
200 authorizing the minor to consent to the performance or  
201 inducement of a termination of the pregnancy ~~without the~~  
202 ~~notification of a parent or guardian~~. The best-interest standard  
203 does not include financial best interest or financial  
204 considerations or the potential financial impact on the minor or  
205 the minor's family if the minor does not terminate the  
206 pregnancy. If the court finds evidence of child abuse or sexual  
207 abuse of the minor petitioner by any person, the court shall  
208 report the evidence of child abuse or sexual abuse of the  
209 petitioner, as provided in s. 39.201. If the court does not make  
210 the finding specified in this paragraph or paragraph (c), it  
211 must dismiss the petition.  
212 (e) A court that conducts proceedings under this section  
213 shall:  
214 1. Provide for a written transcript of all testimony and



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215 proceedings;

216 2. Issue a final written order containing factual findings  
217 and legal conclusions supporting its decision, including factual  
218 findings and legal conclusions relating to the maturity of the  
219 minor as provided under paragraph (c); and

220 3. Order that a confidential record be maintained, as  
221 required under s. 390.01116.

222 (f) All hearings under this section, including appeals,  
223 shall remain confidential and closed to the public, as provided  
224 by court rule.

225 (g) An expedited appeal shall be made available, as the  
226 Supreme Court provides by rule, to any minor to whom the circuit  
227 court denies a waiver of the requirements of this section  
228 ~~notice~~. An order authorizing a termination of pregnancy under  
229 this subsection ~~without notice~~ is not subject to appeal.

230 (h) Filing fees or court costs may not be required of any  
231 pregnant minor who petitions a court for a waiver of the  
232 requirements of this section ~~parental notification under this~~  
233 ~~subsection~~ at either the trial or the appellate level.

234 (i) A county is not obligated to pay the salaries, costs,  
235 or expenses of any counsel appointed by the court under this  
236 subsection.

237 (7) ~~(5)~~ PROCEEDINGS.—The Supreme Court is requested to adopt  
238 rules and forms for petitions to ensure that proceedings under  
239 subsection (6) ~~(4)~~ are handled expeditiously and in a manner  
240 consistent with this act. The Supreme Court is also requested to  
241 adopt rules to ensure that the hearings protect the minor's  
242 confidentiality and the confidentiality of the proceedings.

243 (8) ~~(6)~~ REPORT.—The Supreme Court, through the Office of the



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244 State Courts Administrator, shall report by February 1 of each  
245 year to the Governor, the President of the Senate, and the  
246 Speaker of the House of Representatives on the number of  
247 petitions filed under subsection (6) ~~(4)~~ for the preceding year,  
248 and the timing and manner of disposal of such petitions by each  
249 circuit court. For each petition resulting in a waiver of the  
250 requirements of this section ~~notice~~, the reason for the waiver  
251 shall be included in the report.

252 Section 2. Paragraph (a) of subsection (6) of section  
253 27.511, Florida Statutes, is amended to read:

254 27.511 Offices of criminal conflict and civil regional  
255 counsel; legislative intent; qualifications; appointment;  
256 duties.—

257 (6) (a) The office of criminal conflict and civil regional  
258 counsel has primary responsibility for representing persons  
259 entitled to court-appointed counsel under the Federal or State  
260 Constitution or as authorized by general law in civil  
261 proceedings, including, but not limited to, proceedings under s.  
262 393.12 and chapters 39, 392, 397, 415, 743, 744, and 984 and  
263 proceedings to terminate parental rights under chapter 63.  
264 Private court-appointed counsel eligible under s. 27.40 have  
265 primary responsibility for representing minors who request  
266 counsel under s. 390.01114, the Parental Notice of and Consent  
267 for Abortion Act; however, the office of criminal conflict and  
268 civil regional counsel may represent a minor under that section  
269 if the court finds that no private court-appointed attorney is  
270 available.

271 Section 3. If any provision of this act or its application  
272 to any person or circumstance is held invalid, the invalidity



715312

273 does not affect other provisions or applications of the act  
274 which can be given effect without the invalid provision or its  
275 application, and to this end the provisions of this act are  
276 severable.

277 Section 4. This act shall take effect July 1, 2020.

278

279 ===== T I T L E A M E N D M E N T =====

280 And the title is amended as follows:

281 Delete everything before the enacting clause  
282 and insert:

283 A bill to be entitled  
284 An act relating to abortion; amending s. 390.01114,  
285 F.S.; revising the short title; prohibiting physicians  
286 from performing or inducing the termination of the  
287 pregnancy of a minor unless specified requirements are  
288 satisfied; requiring a physician to obtain written  
289 consent from a minor's parent or legal guardian before  
290 performing or inducing a termination of the pregnancy  
291 of a minor; requiring the consenting parent or legal  
292 guardian to provide specified proof of identification  
293 and a specified document to the physician; providing  
294 requirements for the document; providing exceptions to  
295 such consent requirement; providing criminal penalties  
296 for physicians; revising provisions relating to the  
297 procedures for judicial waiver to conform to changes  
298 made by the act; amending s. 27.511, F.S.; conforming  
299 a provision to changes made by the act; providing  
300 severability; providing an effective date.



974114

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/22/2020	.	
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The Committee on Rules (Stargel) recommended the following:

1           **Senate Amendment to Amendment (715312) (with title**  
2 **amendment)**

3  
4           Between lines 4 and 5  
5 insert:

6           Section 1. Paragraph (e) of subsection (12) of section  
7 390.0111, Florida Statutes, is amended to read:

8           390.0111 Termination of pregnancies.—

9           (12) INFANTS BORN ALIVE.—

10           (e) A person who violates this subsection commits a felony  
11 of the third ~~misdemeanor of the first~~ degree, punishable as



974114

12 provided in s. 775.082, ~~or~~ s. 775.083, or s. 775.084. This  
13 subsection shall not be construed as a specific provision of law  
14 relating to a particular subject matter that would preclude  
15 prosecution of a more general offense, regardless of the  
16 penalty.

17  
18 ===== T I T L E A M E N D M E N T =====

19 And the title is amended as follows:

20 Delete line 284

21 and insert:

22 An act relating to abortion; amending s. 390.0111,  
23 F.S.; reclassifying the criminal offense for a  
24 specified violation; amending s. 390.01114,



101260

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/21/2020	.	
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The Committee on Rules (Gibson) recommended the following:

**Senate Amendment to Amendment (715312)**

Delete line 224

and insert:

by court rule. The proceedings shall be held in chambers,  
subject to a judge's availability as required under s. 26.20.



625870

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/22/2020	.	
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The Committee on Rules (Gibson) recommended the following:

**Senate Amendment to Amendment (715312)**

1                   Delete line 224  
2  
3                   and insert:  
4                   by court rule. Subject to a judge's availability as required  
5                   under s. 26.20, hearings held under this section shall be held  
6                   in chambers or in a similarly private and informal setting  
7                   within the courthouse.  
8



715362

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/22/2020	.	
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The Committee on Rules (Gibson) recommended the following:

1           **Senate Amendment to Amendment (715312) (with title**  
2 **amendment)**

3  
4           Between lines 236 and 237  
5 insert:

6           (j) The Office of the State Courts Administrator shall  
7 develop and publish training materials for use by each clerk of  
8 the circuit court to train staff about the procedures and  
9 timeframes for judicial waivers of notice and consent provided  
10 under this subsection. The training materials must be published  
11 on the Office of the State Courts Administrator's website in an



715362

12 easily downloadable format. Such training materials must include  
13 information that is stated in plain, easily understandable  
14 language.

15

16 ===== T I T L E A M E N D M E N T =====

17 And the title is amended as follows:

18 Delete line 298

19 and insert:

20 made by the act; requiring the Office of the State  
21 Courts Administrator to develop and publish materials  
22 for use by clerks of the circuit court to train  
23 certain staff on procedures and timeframes for the  
24 judicial waiver process; requiring the training  
25 materials to be published on the office's website in  
26 an easily downloadable format; requiring the  
27 information in the training materials to be stated in  
28 plain, easily understandable language; amending s.  
29 27.511, F.S.; conforming



199112

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/22/2020	.	
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The Committee on Rules (Gibson) recommended the following:

1           **Senate Amendment to Amendment (715312) (with title**  
2 **amendment)**

3  
4           Between lines 276 and 277  
5 insert:

6           Section 4. The Legislature finds that it is an important  
7 state interest that clerks of the circuit court provide staff to  
8 explain the procedures and timeframes for judicial waivers of  
9 consent. Each clerk of the circuit court shall provide one full-  
10 time equivalent position for the purpose of implementing the  
11 training requirements of s. 390.01114(6)(j), Florida Statutes.



199112

12  
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15  
16  
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18  
19

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete line 300

and insert:

severability; providing a legislative finding;

allocating positions to clerks of the circuit court;

providing an effective date.



510862

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/22/2020	.	
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The Committee on Rules (Gibson) recommended the following:

**Senate Amendment**

Delete line 152  
and insert:  
court proceedings under this section shall be sealed. The  
proceedings shall be held in chambers, subject to a judge's  
availability as required under s. 26.20. The minor



316896

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/21/2020	.	
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The Committee on Rules (Gibson) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 236 and 237  
insert:

(j) The Office of the State Courts Administrator shall develop and publish training materials for use by each clerk of the circuit court to train staff about the procedures and timeframes for judicial waivers of consent provided under this subsection. The training materials must be published on the Office of the State Courts Administrator's website in an easily downloadable format. Such training materials must include



316896

12 information that is stated in plain, easily understandable  
13 language.

14

15 ===== T I T L E   A M E N D M E N T =====

16 And the title is amended as follows:

17       Delete line 40

18 and insert:

19       appointed counsel; requiring the Office of the State  
20       Courts Administrator to develop and publish materials  
21       for use by clerks of the circuit court to train  
22       certain staff on procedures and timeframes for the  
23       judicial waiver process; requiring the training  
24       materials to be published on the office's website in  
25       an easily downloadable format; requiring the  
26       information in the training materials to be stated in  
27       plain, easily understandable language; requesting the  
28       Supreme Court to



594366

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/21/2020	.	
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The Committee on Rules (Gibson) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 236 and 237  
insert:

(j)1. The Office of the State Courts Administrator shall develop and publish materials informing the public of the procedures for judicial waiver under this subsection. The materials must be published in hard copy format and posted on the Office of the State Courts Administrator's website on the webpage provided in subparagraph 3. in an easily downloadable format. The materials must include information that is stated in



594366

12 plain, easily understandable language corresponding to a grade 5  
13 reading level and must include all of the following information:

14 a. An explanation that a minor who is unable to obtain  
15 parental consent or a waiver of parental notification for an  
16 abortion may petition a circuit court to obtain a judicial  
17 waiver.

18 b. A statement that any information that could be used to  
19 identify a minor who petitions the court for a judicial waiver  
20 is confidential and exempt from public disclosure, that judges  
21 and court staff must maintain that confidentiality, and that any  
22 personal identifying information contained in a court record  
23 must be kept confidential.

24 c. A step-by-step guide detailing the procedures for  
25 obtaining a judicial waiver, from the initiation of a petition  
26 for judicial waiver to a court's final ruling, and, if  
27 applicable, by county, an expected timeline for proceedings;  
28 where the minor can locate and obtain materials, physically or  
29 online; where and how a petition and any necessary paperwork may  
30 be filed; and a list of important deadlines.

31 d. A list of each county's clerk of the court, including  
32 addresses, office hours, and the direct contact information for  
33 a staff member who is familiar with the judicial waiver  
34 procedures in a particular circuit's jurisdiction.

35 e. Information about how to access the names and contact  
36 information for attorneys who provide services on a pro bono  
37 basis to minors seeking a judicial waiver.

38 f. Information about the evidentiary standard that the  
39 court is required to use when deciding whether to grant or deny  
40 a judicial waiver, including a list of evidence the minor must



594366

41 provide to the court during the hearing.

42 2. The Office of the State Courts Administrator must  
43 provide an adequate amount of published materials in hard copy  
44 to each clerk of the court and to each health care provider that  
45 offers abortion services which include all of the information  
46 required in subparagraph 1. regarding judicial waiver  
47 procedures.

48 3. The Office of the State Courts Administrator must  
49 publish a clearly visible hyperlink on its website which directs  
50 the public to a stand-alone webpage. The webpage may not share a  
51 uniform resource locator (URL) with any other information and  
52 must contain all of the information required in subparagraph 1.  
53 The hyperlink to the URL must clearly identify that it provides  
54 information regarding the judicial waiver procedures for a minor  
55 who is seeking to obtain an abortion without parental consent or  
56 notification.

57 4. At least annually, the Office of the State Courts  
58 Administrator must review and, if necessary, update the  
59 materials and information required under this paragraph for  
60 accuracy, including all contact information for the clerks of  
61 the court and the courthouses where a minor may file a petition  
62 for a judicial waiver.

63  
64 ===== T I T L E A M E N D M E N T =====

65 And the title is amended as follows:

66 Delete line 40

67 and insert:

68 appointed counsel; requiring the Office of the State  
69 Courts Administrator to develop and publish certain



70 informational materials in hard copy format and online  
71 regarding procedures for obtaining judicial waivers;  
72 prescribing the format and content of the materials;  
73 providing for the distribution of the materials;  
74 requiring the office to publish a clearly visible  
75 website hyperlink to a specified webpage containing  
76 certain information on the judicial waivers; requiring  
77 the office to annually review and update, as  
78 necessary, the informational materials, including  
79 certain specified information; requesting the Supreme  
80 Court to



189152

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/22/2020	.	
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The Committee on Rules (Gibson) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 236 - 237

and insert:

(j) The Office of the State Courts Administrator shall develop and publish training materials for use by each clerk of the circuit court to train staff about the procedures and timeframes for judicial waivers of consent provided under this subsection. The training materials must be published on the Office of the State Courts Administrator's website in an easily downloadable format. Such training materials must include



189152

12 information that is stated in plain, easily understandable  
13 language.

14

15 ===== T I T L E   A M E N D M E N T =====

16 And the title is amended as follows:

17       Delete line 40

18 and insert:

19       appointed counsel; requiring the Office of the State  
20       Courts Administrator to develop and publish materials  
21       for use by clerks of the circuit court to train  
22       certain staff on procedures and timeframes for the  
23       judicial waiver process; requiring the training  
24       materials to be published on the office's website in  
25       an easily downloadable format; requiring the  
26       information in the training materials to be stated in  
27       plain, easily understandable language; requesting the  
28       Supreme Court to



907756

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/22/2020	.	
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The Committee on Rules (Gibson) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 236 - 237

and insert:

(j)1. The Office of the State Courts Administrator shall develop and publish materials informing the public of the procedures for judicial waiver under this subsection. The materials must be published in hard copy format and posted on the Office of the State Courts Administrator's website on the webpage provided in subparagraph 3. in an easily downloadable format. The materials must include information that is stated in



907756

12 plain, easily understandable language corresponding to a grade 5  
13 reading level and must include all of the following information:

14 a. An explanation that a minor who is unable to obtain  
15 parental consent or a waiver of parental notification for an  
16 abortion may petition a circuit court to obtain a judicial  
17 waiver.

18 b. A statement that any information that could be used to  
19 identify a minor who petitions the court for a judicial waiver  
20 is confidential and exempt from public disclosure, that judges  
21 and court staff must maintain that confidentiality, and that any  
22 personal identifying information contained in a court record  
23 must be kept confidential.

24 c. A step-by-step guide detailing the procedures for  
25 obtaining a judicial waiver, from the initiation of a petition  
26 for judicial waiver to a court's final ruling, and, if  
27 applicable, by county, an expected timeline for proceedings;  
28 where the minor can locate and obtain materials, physically or  
29 online; where and how a petition and any necessary paperwork may  
30 be filed; and a list of important deadlines.

31 d. A list of each county's clerk of the court, including  
32 addresses, office hours, and the direct contact information for  
33 a staff member who is familiar with the judicial waiver  
34 procedures in a particular circuit's jurisdiction.

35 e. Information about how to access the names and contact  
36 information for attorneys who provide services on a pro bono  
37 basis to minors seeking a judicial waiver.

38 f. Information about the evidentiary standard that the  
39 court is required to use when deciding whether to grant or deny  
40 a judicial waiver, including a list of evidence the minor must



907756

41 provide to the court during the hearing.

42 2. The Office of the State Courts Administrator must  
43 provide an adequate amount of published materials in hard copy  
44 to each clerk of the court and to each health care provider that  
45 offers abortion services which include all of the information  
46 required in subparagraph 1. regarding judicial waiver  
47 procedures.

48 3. The Office of the State Courts Administrator must  
49 publish a clearly visible hyperlink on its website which directs  
50 the public to a stand-alone webpage. The webpage may not share a  
51 uniform resource locator (URL) with any other information and  
52 must contain all of the information required in subparagraph 1.  
53 The hyperlink to the URL must clearly identify that it provides  
54 information regarding the judicial waiver procedures for a minor  
55 who is seeking to obtain an abortion without parental consent or  
56 notification.

57 4. At least annually, the Office of the State Courts  
58 Administrator must review and, if necessary, update the  
59 materials and information required under this paragraph for  
60 accuracy, including all contact information for the clerks of  
61 the court and the courthouses where a minor may file a petition  
62 for a judicial waiver.

63  
64 ===== T I T L E A M E N D M E N T =====

65 And the title is amended as follows:

66 Delete line 40

67 and insert:

68 appointed counsel; requiring the Office of the State  
69 Courts Administrator to develop and publish certain



907756

70 informational materials in hard copy format and online  
71 regarding procedures for obtaining judicial waivers;  
72 prescribing the format and content of the materials;  
73 providing for the distribution of the materials;  
74 requiring the office to publish a clearly visible  
75 website hyperlink to a specified webpage containing  
76 certain information on the judicial waivers; requiring  
77 the office to annually review and update, as  
78 necessary, the informational materials, including  
79 certain specified information; requesting the Supreme  
80 Court to



464842

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/22/2020	.	
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The Committee on Rules (Gibson) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 292 and 293  
insert:

Section 2. The Legislature finds that it is an important state interest that clerks of the circuit court provide staff to explain the procedures and timeframes for judicial waivers of consent. Each clerk of the circuit court shall provide one full-time equivalent position for the purpose of implementing the training requirements of s. 390.01117(6)(j), Florida Statutes.



464842

12 ===== T I T L E A M E N D M E N T =====

13 And the title is amended as follows:

14       Delete line 44

15 and insert:

16       severability; providing a legislative finding;

17       allocating positions to clerks of the circuit court;

18       providing an effective date.

By the Committee on Health Policy; and Senators Stargel, Hutson, Harrell, Gruters, Mayfield, Baxley, Diaz, and Albritton

588-02031-20

2020404c1

1 A bill to be entitled  
 2 An act relating to parental consent for abortion;  
 3 creating s. 390.01117, F.S.; providing a short title;  
 4 defining terms; prohibiting a physician from  
 5 performing an abortion on a minor unless the physician  
 6 has been presented with consent from the minor's  
 7 parent or guardian, as appropriate; providing an  
 8 exception for a medical emergency; requiring a monthly  
 9 report to be filed by certain physicians with the  
 10 Department of Health on a form adopted by department  
 11 rule; requiring the department to compile data  
 12 collected from such forms and make it available on its  
 13 website; authorizing a minor to petition any circuit  
 14 court in which the minor resides for a waiver of  
 15 consent required to obtain an abortion; requiring a  
 16 specified statement to be included in the petition;  
 17 providing for court-appointed counsel and  
 18 confidentiality; requiring the court to give  
 19 preference to waiver of consent proceedings and  
 20 requiring a court to rule within a specified  
 21 timeframe; providing for an extension of time at the  
 22 request of the minor; authorizing a minor to petition  
 23 for a hearing upon the expiration of the time allowed  
 24 and requiring the chief judge of the circuit to ensure  
 25 that a hearing is held and that an order is entered  
 26 within specified timeframes; providing for appeals  
 27 within a specified timeframe; requiring the court to  
 28 dismiss the petition if it does not make specified  
 29 findings; requiring the court to consider undue

Page 1 of 11

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

588-02031-20

2020404c1

30 influence on the minor's decision and specified  
 31 factors; requiring the court to report any findings of  
 32 evidence of child abuse or sexual abuse of the  
 33 petitioner; requiring a court to provide for a written  
 34 transcript of waiver of consent proceedings and  
 35 include certain findings and conclusions in its order;  
 36 prohibiting filing fees or costs for a minor who  
 37 petitions the court for a waiver of consent;  
 38 specifying that a county is not required to pay the  
 39 salaries, costs, or expenses of certain court-  
 40 appointed counsel; requesting the Supreme Court to  
 41 adopt certain rules and forms relating to waiver of  
 42 consent proceedings; providing criminal penalties and  
 43 disciplinary action; providing construction and  
 44 severability; providing an effective date.

45  
 46 WHEREAS, the United States Supreme Court has consistently  
 47 recognized that a state statute requiring parental consent to a  
 48 minor's abortion is constitutional if it provides a judicial  
 49 alternative in which the consent is waived if the minor is  
 50 mature enough to make the decision to obtain an abortion or if  
 51 the abortion is in the minor's best interest, and

52 WHEREAS, the medical, emotional, and psychological  
 53 consequences associated with having an abortion are serious and  
 54 can be long lasting, particularly when a patient is immature,  
 55 and

56 WHEREAS, the status of minors under the law is unique  
 57 because of their need for parental guidance and decisionmaking,  
 58 and

Page 2 of 11

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

588-02031-20

2020404c1

59 WHEREAS, minors' disability of nonage defaults to a legal  
60 disability to contract which only the Legislature can remove,  
61 and such legislative removals of disability of nonage are  
62 codified in chapter 743, Florida Statutes, and  
63 WHEREAS, while the laws of this state allow minors who are  
64 mothers to make life and death decisions for their children,  
65 there is a distinction between making day-to-day decisions for a  
66 child and deciding to abort a child, and  
67 WHEREAS, the only circumstance in which medical decisions  
68 for a minor are not made by the minor's parents is when the  
69 minor is pregnant, and  
70 WHEREAS, s. 743.065, Florida Statutes, allows unwed  
71 pregnant minors to make medical decisions relating to their  
72 pregnancies and allows them to consent to the performance of  
73 medical or surgical care of services for their children, except  
74 for decisions to terminate pregnancies, and  
75 WHEREAS, the United States Supreme Court has determined  
76 that the constitutional rights of minors are not equal to the  
77 rights of adults because children are vulnerable and unable to  
78 make informed critical decisions and because of the unique role  
79 of parents in childrearing, and  
80 WHEREAS, requiring parental consent for a minor to obtain  
81 an abortion will serve the interests of this state by protecting  
82 immature minors, preserving the family unit, and guarding the  
83 fundamental right of parents to raise their children, and  
84 WHEREAS, the inclusion of provisions for a medical  
85 emergency exception to the consent requirement; the judicial  
86 waiver of consent process; the appointment of counsel for  
87 indigent minors; and procedural safeguards, including guidelines

Page 3 of 11

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

588-02031-20

2020404c1

88 relating to admissible evidence and a required hearing within an  
89 extendable 3-day period after the filing of a petition for a  
90 judicial waiver of consent, are necessary to further the  
91 interests of this state, but accomplish this purpose by imposing  
92 the least restrictive means, NOW, THEREFORE,  
93  
94 Be It Enacted by the Legislature of the State of Florida:  
95  
96 Section 1. Section 390.01117, Florida Statutes, is created  
97 to read:  
98 390.01117 Parental consent for abortion.-  
99 (1) SHORT TITLE.-This section may be cited as the "Parental  
100 Consent for Abortion Act."  
101 (2) DEFINITIONS.-As used in this section, the term:  
102 (a) "Consent" means a notarized written statement signed by  
103 a minor and either her mother, her father, or her legal guardian  
104 declaring that the minor is pregnant, that she intends to seek  
105 an abortion, and that her mother, father, or legal guardian, as  
106 applicable, consents to the abortion because the abortion is in  
107 the best interest of the minor.  
108 (b) "Minor" means an unemancipated person younger than 18  
109 years of age.  
110 (3) CONSENT OF ONE PARENT OR GUARDIAN REQUIRED.-A physician  
111 may not perform an abortion on a minor unless the physician has  
112 been presented with consent as defined in this section.  
113 (4) EXCEPTIONS.-Consent is not required under subsection  
114 (3) if the attending physician certifies in the minor's medical  
115 record that a medical emergency, as defined in s.  
116 390.01114(2)(d), exists and there is insufficient time to obtain

Page 4 of 11

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

588-02031-20

2020404c1

117 consent or if consent is waived under subsection (6).  
 118 (5) REPORTS.—  
 119 (a) A physician who has performed an abortion on a minor in  
 120 the past calendar month shall submit a monthly report to the  
 121 department which must include the following information for each  
 122 minor upon whom an abortion was performed:  
 123 1. If the abortion was performed with consent;  
 124 2. If the abortion was performed during a medical emergency  
 125 that excepted the minor from the consent requirement, and the  
 126 nature of the medical emergency;  
 127 3. If the abortion was performed with a judicial waiver of  
 128 consent;  
 129 4. Her age; and  
 130 5. The number of times she has been pregnant and the number  
 131 of abortions that have been performed on her.  
 132 (b) The department shall adopt by rule a form to be used  
 133 for such monthly reports. Patient names may not be included on  
 134 the forms. The department shall prepare an annual compilation of  
 135 the data reported and make it available to the public on the  
 136 department website.  
 137 (6) PROCEDURE FOR JUDICIAL WAIVER OF CONSENT.—  
 138 (a) A minor may petition any circuit court in which the  
 139 minor resides for a waiver of the consent required to obtain an  
 140 abortion and may participate in proceedings on her own behalf.  
 141 The petition must include a statement that the minor is pregnant  
 142 and is unemancipated, that consent from a parent or a legal  
 143 guardian of the minor has not been obtained, and that the minor  
 144 wishes to obtain an abortion without first obtaining consent.  
 145 The circuit court shall advise the minor that she has a right to

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

588-02031-20

2020404c1

146 court-appointed counsel and shall provide her with counsel upon  
 147 her request. The court also may appoint a guardian ad litem for  
 148 the minor. A guardian ad litem appointed under this subsection  
 149 must maintain the confidentiality of the minor's identity.  
 150 (b) Court proceedings under this subsection shall be  
 151 confidential and must ensure the anonymity of the minor. All  
 152 court proceedings under this section shall be sealed. The minor  
 153 may file her petition in the court using a pseudonym or using  
 154 solely her initials. All documents related to this petition  
 155 shall be confidential and may not be made available to the  
 156 public. These proceedings shall be given precedence over other  
 157 pending matters to the extent necessary to ensure that the court  
 158 reaches a decision promptly. The court shall rule, and issue  
 159 written findings of fact and conclusions of law, within 3  
 160 business days after the petition is filed, except that the 3-  
 161 business-day limitation may be extended at the request of the  
 162 minor.  
 163 1. If the court fails to rule within the 3-business-day  
 164 period and an extension has not been requested, the minor may  
 165 immediately petition for a hearing upon the expiration of the 3-  
 166 business-day period to the chief judge of the circuit, who must  
 167 ensure that a hearing is held within 48 hours after receipt of  
 168 the minor's petition and that an order is entered within 24  
 169 hours after the hearing.  
 170 2. If the circuit court does not grant a judicial waiver of  
 171 consent, the minor has the right to an appeal. An appellate  
 172 court must rule within 7 days after receipt of the appeal, but a  
 173 ruling may be remanded with further instruction, in which case a  
 174 ruling must be made within 3 business days after the remand. The

Page 6 of 11

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

588-02031-20

2020404c1

175 reason for overturning a ruling on appeal must be based on abuse  
 176 of discretion by the court and may not be based on the weight of  
 177 the evidence presented to the circuit court, since the  
 178 proceeding is a nonadversarial proceeding.

179 (c) If the court finds, by clear and convincing evidence,  
 180 that the minor is sufficiently mature to decide whether to  
 181 terminate her pregnancy, the court shall issue an order  
 182 authorizing the minor to obtain an abortion without the consent  
 183 of a parent or guardian. If the court does not make the finding  
 184 specified in this paragraph or paragraph (d), it must dismiss  
 185 the petition. The court shall consider whether there may be any  
 186 undue influence by another on the minor's decision to have an  
 187 abortion and all of the following factors concerning the minor:

- 188 1. Age.
- 189 2. Overall intelligence.
- 190 3. Emotional development and stability.
- 191 4. Credibility and demeanor as a witness.
- 192 5. Ability to accept responsibility.
- 193 6. Ability to assess both the immediate and long-range  
 194 consequences of her choices.
- 195 7. Ability to understand and explain the medical risks of  
 196 terminating her pregnancy and to apply that understanding to her  
 197 decision.

198 (d) If the court finds, by a preponderance of the evidence,  
 199 that the petitioner is the victim of child abuse or sexual  
 200 abuse, as those terms are defined in s. 390.01114(2), inflicted  
 201 by one or both of her parents or her guardian, or finds, by  
 202 clear and convincing evidence, that requiring the consent of a  
 203 parent or guardian is not in the best interest of the

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2020404c1

204 petitioner, the court shall issue an order authorizing the minor  
 205 to obtain an abortion without the consent of a parent or  
 206 guardian. The best-interest standard does not include financial  
 207 best interest or financial considerations or the potential  
 208 financial impact on the minor or her family if she does not  
 209 terminate the pregnancy. If the court finds evidence of child  
 210 abuse or sexual abuse of the petitioner by any person, the court  
 211 shall report the evidence of child abuse or sexual abuse of the  
 212 petitioner, as provided in s. 39.201. If the court does not make  
 213 the finding specified in this paragraph or paragraph (c), it  
 214 must dismiss the petition.

215 (e) A court that conducts proceedings under this section  
 216 shall:

- 217 1. Provide for a written transcript of all testimony and  
 218 proceedings;
- 219 2. Issue a final written order containing factual findings  
 220 and legal conclusions supporting its decision, including factual  
 221 findings and legal conclusions relating to the maturity of the  
 222 minor as provided under paragraph (c); and
- 223 3. Order that a confidential record be maintained.

224 (f) All hearings under this section, including appeals,  
 225 shall remain confidential and closed to the public, as provided  
 226 by court rule.

227 (g) An expedited appeal shall be made available, as the  
 228 Supreme Court provides by rule, to any minor to whom the circuit  
 229 court denies a waiver of consent. An order authorizing an  
 230 abortion without consent is not subject to appeal.

231 (h) Filing fees or court costs may not be required of any  
 232 minor who petitions a court for a waiver of consent under this

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233 subsection at either the trial or the appellate level.

234 (i) A county is not required to pay the salaries, costs, or  
 235 expenses of any counsel appointed by the court under this  
 236 subsection.

237 (7) RULEMAKING.—The Supreme Court is requested to adopt  
 238 rules and forms for petitions to ensure that proceedings under  
 239 subsection (6) are handled expeditiously and in a manner  
 240 consistent with this section. The Supreme Court is also  
 241 requested to adopt rules to ensure that the hearings protect the  
 242 confidentiality of the minor's identity and the confidentiality  
 243 of the proceedings.

244 (8) CRIMINAL PENALTIES AND CIVIL REMEDIES.—

245 (a) Any person who willfully and intentionally performs an  
 246 abortion with knowledge that, or with reckless disregard as to  
 247 whether, the minor upon whom the abortion is to be performed is  
 248 unemancipated without obtaining the required consent commits a  
 249 misdemeanor of the first degree, punishable as provided in s.  
 250 775.082 or s. 775.083. It is a defense to prosecution under this  
 251 section that the minor falsely represented her age or identity  
 252 to the physician to be at least 18 years of age by displaying an  
 253 apparently valid governmental record of identification such that  
 254 a careful and prudent person under similar circumstances would  
 255 have relied on the representation. The defense does not apply if  
 256 the physician is shown to have had independent knowledge of the  
 257 minor's actual age or identity or failed to use due diligence in  
 258 determining her age or identity.

259 (b) Any person not authorized to provide consent under this  
 260 section who provides consent commits a misdemeanor of the first  
 261 degree, punishable as provided in s. 775.082 or s. 775.083.

Page 9 of 11

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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262 (c) Failure to obtain consent from a person from whom  
 263 consent is required under this section is prima facie evidence  
 264 of failure to obtain consent and of interference with family  
 265 relations in appropriate civil actions. Such prima facie  
 266 evidence does not apply to any issue other than failure to  
 267 obtain consent from the parent or legal guardian and  
 268 interference with family relations in appropriate civil actions.  
 269 The civil action may be based on a claim that the act was a  
 270 result of negligence, gross negligence, wantonness, willfulness,  
 271 intention, or other legal standard of care. Exemplary damages  
 272 may be awarded in appropriate civil actions relevant to  
 273 violations of this section.

274 (d) Failure to comply with the requirements of this section  
 275 constitutes grounds for disciplinary action under each  
 276 respective practice act and under s. 456.072.

277 (9) CONSTRUCTION.—

278 (a) This section may not be construed to create or  
 279 recognize a right to abortion.

280 (b) This section may not be construed to limit the common  
 281 law rights of parents or legal guardians.

282 (c) By enacting this section, the Legislature does not  
 283 intend to make lawful an abortion that is currently unlawful.

284 (10) SEVERABILITY.—Any provision of this section held to be  
 285 invalid or unenforceable by its terms, or as applied to any  
 286 person or circumstance, shall be construed so as to give it the  
 287 maximum effect permitted by law, unless such holding is one of  
 288 utter invalidity or unenforceability, in which event such  
 289 provision shall be deemed severable and may not affect the  
 290 remainder hereof or the application of such provision to other

Page 10 of 11

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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291 persons not similarly situated or to other, dissimilar  
292 circumstances.

293 Section 2. This act shall take effect July 1, 2020.



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:  
Appropriations Subcommittee on  
Education, *Chair*  
Appropriations  
Education  
Ethics and Elections  
Finance and Tax  
Judiciary  
Rules

JOINT COMMITTEE:  
Joint Select Committee on Collective Bargaining

SENATOR KELLI STARGEL  
22nd District

January 16, 2020

The Honorable Lizbeth Benacquisto  
Senate Committee on Rules, Chair  
401 Senate Building  
401 South Monroe Street  
Tallahassee, FL 32399-1100

Dear Chair Benacquisto:

I respectfully request that SB 404, related to *Parental Consent for Abortion*, be placed on the Rules meeting agenda at your earliest convenience.

Thank you for your consideration, and please do not hesitate to contact me should you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Kelli Stargel". The signature is fluid and cursive, with a long horizontal stroke extending from the end of the name.

Kelli Stargel  
State Senator, District 22

Cc: John B. Phelps/Staff Director  
Cynthia Futch/AA

REPLY TO:

- 2033 East Edgewood Drive, Suite 1, Lakeland, Florida 33803 (863) 668-3028
- 408 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5022

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

BILL GALVANO  
President of the Senate

DAVID SIMMONS  
President Pro Tempore

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

22 Jan 2020  
Meeting Date

404

Bill Number (if applicable)

Topic Parental Consent - Abortions

625870

Amendment Barcode (if applicable)

Name Melina Rayna Svanhild Farley-Barratt

Job Title Legislative Director

Address 8689 SE 69 Ter

Phone 352-226-7477

Trenton FL 32093  
City State Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing FL NOW

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

404

Bill Number (if applicable)

Topic PARENTAL CONSENT

Amendment Barcode (if applicable)

Name SUZANNE ION

Job Title

Address 2515 San Pietro Cr.

Phone 541-358-4936

Street

City

P.B.G.

FL

State

33410

Zip

Email suzanneion@icloud.com

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing SELF

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-20

Meeting Date

404

Bill Number (if applicable)

Topic Abortion Parental Consent

Amendment Barcode (if applicable)

Name Erin B Hoag

Job Title Business Consultant

Address 4676 Capital Dr.

Phone 561-374-2794

Street

Lake Worth, FL 33463

Email Erin@csjonesmarketing.org

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing MSJA

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB404  
Bill Number (if applicable)

Meeting Date \_\_\_\_\_

Topic Abortion

Amendment Barcode (if applicable) \_\_\_\_\_

Name Madelaine Brezin

Job Title Consultant

Address: 1401 N. Randolph Cir

Phone 850-556-5071

Tallahassee FL 32308  
City State Zip

Email MBREZIN@repro  
rights.org

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing The Center for Reproductive Rights

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Jan-22-2020

Meeting Date

41061

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Anthony Verdugo

Job Title President CFC

Address 10005 SW 28th St

Phone

Street

Miami

33145

Email

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Christian Family Coalition

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

SB 404  
Bill Number (if applicable)

Topic Parental involvement

Amendment Barcode (if applicable)

Name Amanda Stevenson

Job Title Assistant professor

Address 2645 Kohler Dr.

Phone 484-554-3194

Boulder CO  
City State Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

JAN 22 19

Meeting Date

SB 404

Bill Number (if applicable)

Topic PARENTAL CONSENT FOR ABORTION

Amendment Barcode (if applicable)

Name BILL BUNKLEY

Job Title PRESIDENT

Address PO BOX 341644

Phone 813.264.2977

Street

TAMPA FL 33694

Email BILL@FLRLC.ORG

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing FLORIDA ETHICS AND RELIGIOUS LIBERTY COMMISSION

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020  
Meeting Date

SB404  
Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Margaret Wurth

Job Title Senior Children's rights researcher, Human Rights Watch

Address 350 5<sup>th</sup> Ave

Phone \_\_\_\_\_

Street

New York

NY

10118

City

State

Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing ~~SIAM~~ Human Rights Watch

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-2020  
Meeting Date

404  
Bill Number (if applicable)

Topic Parental Consent For Abortion

Amendment Barcode (if applicable)

Name Andrew Shirvell

Job Title Executive Director

Address PO Box 14951

Phone 850-404-3414

Tallahassee FL 32317  
City State Zip

Email shirvell@shglobal.net

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Florida Voice For the Unborn

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Jan/22/20  
Meeting Date

SB404  
Bill Number (if applicable)

HB 265  
Amendment Barcode (if applicable)

Topic FORCING CHILDREN TO HAVE CHILDREN

Name STEFANIE HERBERT

Job Title CHILD ADVOCATE / STUDENT

Address 436 WALNUT COURT  
Street

Phone (904) 955 5169

JACKSONVILLE, FL 32206  
City State Zip

Email SHERBERT10101@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing JACKSONVILLE WOMENS MARCH

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

1-22-2020 (Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 404  
Bill Number (if applicable)

Meeting Date

Topic Parental Consent

Amendment Barcode (if applicable)

Name Alicia Vernon

Job Title advocate

Address 7631 Desert Inn Way

Phone \_\_\_\_\_

Street

Bradenton, FL 34202

Email \_\_\_\_\_

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against

(The Chair will read this information into the record.)

Representing Christian Family Coalition

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-20  
Meeting Date

404  
Bill Number (if applicable)

Topic Parental Notification

Amendment Barcode (if applicable)

Name Joyce DEVILKIZ

Job Title N/A

Address 1596 LANCASTER TER 11-B  
Street

Phone (904) 353-0336

Jacksonville FL 32204  
City State Zip

Email -

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

404

Bill Number (if applicable)

Topic Forced Parental Consent

Amendment Barcode (if applicable)

Name Kara Gross

Job Title Legislative Director & Senior Policy Counsel

Address 4343 West Flagler Street

Phone 786-363-4436

Street

Miami

FL

33134

Email kgross@aclufl.org

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
*(The Chair will read this information into the record.)*

Representing American Civil Liberties Union of Florida

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

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THE FLORIDA SENATE

APPEARANCE RECORD

1-27-70

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

404

Meeting Date

Bill Number (if applicable)

Topic

Parental Consent

Amendment Barcode (if applicable)

Name

Carrie Feit

Job Title

Mother / Attorney

Address

13400 SW 66 Ave

Phone

305 761 7772

Street

Pinecrest

State

FL

Zip

33156

Email

carriefeit@gmail.com

Speaking:

For

Against

Information

Waive Speaking:

In Support

Against

(The Chair will read this information into the record.)

Representing

Self

Appearing at request of Chair:

Yes

No

Lobbyist registered with Legislature:

Yes

No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020  
Meeting Date

SR404  
Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Geraldine Charles

Job Title \_\_\_\_\_

Address QM  
Street

Phone \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip 32806

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Tiffany Royle

Job Title \_\_\_\_\_

Address \_\_\_\_\_  
Street

Phone \_\_\_\_\_

City

State

Zip

\_\_\_\_\_ 32603

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

(Meeting Date)

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Theresa Chapman

Job Title

Address

Street

Phone

City

State

32608

Zip

Email

Speaking:

For

Against

Information

Waive Speaking:

In Support

Against

(The Chair will read this information into the record.)

Representing

Myself

Appearing at request of Chair:

Yes

No

Lobbyist registered with Legislature:

Yes

No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-2020  
Meeting Date

SB404  
Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Elly Kennedy

Job Title \_\_\_\_\_

Address \_\_\_\_\_  
Street

Phone \_\_\_\_\_

City

State

32804  
Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Louell White

Job Title

Address

Street

Phone

City

State

32806

Zip

Email

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Megan Bontrager

Job Title

Address

Street

Phone

City

State

Zip

Email

Speaking: For [ ] Against [X] Information [ ]

Waive Speaking: In Support [ ] Against [ ] (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: Yes [ ] No [X]

Lobbyist registered with Legislature: Yes [ ] No [X]

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/2020

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Kirsten Conger

Job Title ~~Planned Parenthood~~

Address \_\_\_\_\_  
Street

Phone \_\_\_\_\_

City

State

Zip

32824

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20 Meeting Date

SB 404 Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Robin Harris

Job Title

Address 3604 Springbank Street

Phone 313 434 5125

Orlando, FL 32818 City State Zip

Email

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing FLORIDA NOW

Appearing at request of Chair: [ ] Yes [ ] No

Lobbyist registered with Legislature: [ ] Yes [ ] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020  
Meeting Date

SB 404  
Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Kim Porteous

Job Title FL Now President (All Volunteer)

Address 6666 Crenshaw Dr.  
Street

Phone 706-669-8192

Orlando, FL 32835  
City State Zip

Email Kim4FLNow@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing FL NOW

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

22 Jan Meeting Date

SB 404 Bill Number (if applicable)

Topic Parental Consent - Abortion

Amendment Barcode (if applicable)

Name Melina Rayna Svanhild Farley Barratt

Job Title Legislative Director

Address 8689 SE 69 Ter

Phone 352-226-7477

Trenton FL 32693

Email

Speaking: For [ ] Against [X] Information [ ]

Waive Speaking: In Support [ ] Against [ ] (The Chair will read this information into the record.)

Representing FL NOW

Appearing at request of Chair: Yes [ ] No [X]

Lobbyist registered with Legislature: Yes [ ] No [X]

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

11/22/20

Meeting Date

SB 4024

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Katha Destime

Job Title

Address

Phone

Street

Orlando

FL

State

32808

Zip

Email

City

Speaking: For [ ] Against [x] Information [ ]

Waive Speaking: In Support [ ] Against [ ] (The Chair will read this information into the record.)

Representing

Appearing at request of Chair: Yes [ ] No [x]

Lobbyist registered with Legislature: Yes [ ] No [x]

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020  
Meeting Date

SB404  
Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Mary Eakins

Job Title Board of Directors, Women's March Broward

Address 1824 Monroe St. #2  
Street  
Hollywood, FL 33020  
City State Zip

Phone 305-607-8556

Email MaryAEakins@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Women's March Broward

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/20 Meeting Date

SB404 Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Elena

Job Title

Address Street

Phone

City

State

32828 Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB904

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Eden Brown

Job Title

Address

Street

Phone

City

State

33418 Zip

Email

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Riane Torres

Job Title \_\_\_\_\_

Address \_\_\_\_\_  
Street

Phone \_\_\_\_\_

City

State

Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing For Myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

1/22/20

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 404

Meeting Date

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Nahuel Grez-Messina

Job Title

Address

Phone

Street

32822

Email

City

State

Zip

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [ ] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/20

764

Meeting Date

Bill Number (if applicable)

Topic abortion

Amendment Barcode (if applicable)

Name Estelany Londono

Job Title \_\_\_\_\_

Address \_\_\_\_\_  
Street

Phone \_\_\_\_\_

City

State

Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

11/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Emily Stanton

Job Title

Address

Street

Phone

City

State

32607

Zip

Email

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Amanda Bartmess

Job Title \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_

Street

City

State

Zip

32601

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Jianna D'Addario

Job Title \_\_\_\_\_

Address \_\_\_\_\_

Street

Phone \_\_\_\_\_

City

State

32601

Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing MYSELF

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

11/22/20

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB404

Meeting Date

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Kaylee Kaestle

Job Title

Address

Phone

Street

32003

Email

City

State

Zip

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/2020

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Merlin Caitlin Ramsey

Job Title

Address

Street

Phone

City

State

Zip

32603

Email

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [X] No Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020  
Meeting Date

SB404  
Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Kai Christmas

Job Title \_\_\_\_\_

Address \_\_\_\_\_  
Street

Phone \_\_\_\_\_

City

State

Zip

32601

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Natalia Lopez

Job Title Student

Address 16001 Bella Woods Dr

Phone

Street

Tampa

FL

State

33647

Zip

Email

City

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Alanna Felton

Job Title Student

Address 75 N. Woodward Avenue

Street

Phone

Tallahassee

City

FL

State

32313

Zip

Email

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Inia Geier

Job Title

Address Street

Phone

City

State

32578

Zip

Email

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

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~~01/22/20~~ 1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Rayanna Riecss

Job Title \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_

Street

City

State

Zip

32303

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22

Meeting Date

SB404

~~SB404~~

Bill Number (if applicable)

Topic Parental consent

Amendment Barcode (if applicable)

Name Nancy Metayer

Job Title Coalition Program Manager

Address 9533 NW 54th Place

Phone 954-857-3441

Street

Coral Springs

FL

33076

Email NancyMetayer87@gmail.com

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Women's March

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

SB 404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Nancy Fry

Job Title Consultant

Address 529 N. Pine Island Rd.

Phone 954-540-6317

Street

Plantation

City

FL

State

33324

Zip

Email nhouse@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Women's March

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Trish Neely

Job Title Consultant

Address 2024 Shangri La Lane

Phone 8503223377

Street

Tallahassee FL 32303

Email

City

State

Zip

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing League of Women Voters

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/20

Meeting Date

SB 404

Bill Number (if applicable)

Topic abortion

Amendment Barcode (if applicable)

Name Kayla Ortiz

Job Title \_\_\_\_\_

Address \_\_\_\_\_

Street

Phone \_\_\_\_\_

City

State

33320

Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/2020  
Meeting Date

SB 404  
Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Shadamon Coney

Job Title Peer Sex Educator

Address 713 SW 22nd TER

Phone (754) 703-0564

Fort Lauderdale Florida 33312  
Street City State Zip

Email shadiamondconey@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

1-22-2020

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 401

Meeting Date

Bill Number (if applicable)

Topic Parental consent

Amendment Barcode (if applicable)

Name Khuara

Job Title ~~She~~ Youth advocate

Address 101 NE 41st street Apt A008

Phone \_\_\_\_\_

Street

Oakland park

City

Florida

State

3333A

Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01-22-2020

Meeting Date

SB1104

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Brandon

Job Title Wynd Peer Educator

Address 623 NW 9th AVE APT 1

Phone 954-589-7373

Street

Fort Lauderdale Florida

City

State

Zip

Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/2020  
Meeting Date

404  
Bill Number (if applicable)

Topic Parental Control

Amendment Barcode (if applicable)

Name Denise B

Job Title Sex Health Advocate

Address \_\_\_\_\_  
Street

Phone 954 662 7789

City

State

Zip

Email Bcway31@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

SB: 404  
Bill Number (if applicable)

Topic Parental consent

Amendment Barcode (if applicable)

Name Alicia

Job Title

Address Street

Phone

City State Zip

Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing SELF

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020  
Meeting Date

404  
Bill Number (if applicable)

Topic Forced Parental Consent

Amendment Barcode (if applicable)

Name Ida V. ESKamani

Job Title Public Policy

Address 126 N. Mills Ave  
Street

Phone 4073764801

Orlando FL 32801  
City State Zip

Email Ida.eskamani@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Organize Florida + New Florida Majority

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE

APPEARANCE RECORD

1/20/2020

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

404

Meeting Date

Bill Number (if applicable)

Topic Forced parental consent

Amendment Barcode (if applicable)

Name Stephanie Pineda

Job Title MSW research consultant with it/uber /tax

Address Street

Phone

City

State

Zip

Email

Speaking: For [ ] Against [x] Information [ ]

Waive Speaking: In Support [ ] Against [ ] (The Chair will read this information into the record.)

Representing self

Appearing at request of Chair: Yes [ ] No [x]

Lobbyist registered with Legislature: Yes [ ] No [x]

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Kelly Flynn

Job Title President / COO

Address 4131 University Blvd S #2

Phone 904 448 8877

Street Jacksonville, FL 32216

Email Kelly.flynn@awomensechove.com

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [X] Against (The Chair will read this information into the record.)

Representing A Woman's Choice of Jacksonville

Appearing at request of Chair: [ ] Yes [ ] No

Lobbyist registered with Legislature: [ ] Yes [ ] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic PARENTAL CONSENT

Amendment Barcode (if applicable)

Name Imani Hutchinson

Job Title

Address

Street

Phone

City

State

Zip

32547

Email

Speaking: [ ] For [X] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020  
Meeting Date

SB 404  
Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Nathan Davis

Job Title Political Director, Florida College Dems

Address 1704 W Call St Apt 114

Phone 262-344-0132

Tallahassee FL 32304  
City State Zip

Email ntdavis0918@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Florida College Democrats

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

SB404

Bill Number (if applicable)

Topic SB404 - parental consent

Amendment Barcode (if applicable)

Name Samantha McLoughlin

Job Title Student

Address 5545 DAKWORTH PLACE

Phone 407-247-5487

Street

Sanford Florida 32173

City

State

Zip

Email sammcloughlin@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing FSU college Democrats

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

HB 404

Bill Number (if applicable)

Meeting Date

Amendment Barcode (if applicable)

Topic Parental Consent for Abortion

Name Judy Shekin

Job Title President Jacksonville NOW

Address 1985 Bristade Mar Cir

Phone 904 910-0214

Street

Atlantic Beach FL 32233

Email jafnow@comcast.net

City

State

Zip

Speaking: For [ ] Against [X] Information [ ]

Waive Speaking: In Support [ ] Against [X] (The Chair will read this information into the record.)

Representing Jacksonville Area National Org. for Women

Appearing at request of Chair: Yes [ ] No [X]

Lobbyist registered with Legislature: Yes [ ] No [X]

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-20  
Meeting Date

404  
Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Barbara DeVane

Job Title Ms

Address 625 E Emerald St  
Street

Phone 251-4280

City

State

Zip

Email barbadevane1@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing FL NOW

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

SB 404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Sabrina Javeilana

Job Title Vice Mayor, Hallandale Beach

Address 400 S. Federal

Phone 305 988 3006

Street

Hallandale Beach

Email Sabrina.javeilana@gmail.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against (The Chair will read this information into the record.)

Representing

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

SB404  
Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Hillary Dougherty

Job Title President, Women's March Broward

Address 716 NE 4 Street

Phone 954 260-6369

Street

Pompano Beach FL 33060

Email Hillary.dougherty@aol.com

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Women's March Broward

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name JAYE SCHMUS

Job Title

Address

Street

Phone

City

State

32304

Zip

Email

Speaking: [ ] For [ ] Against [ ] Information

Waive Speaking: [ ] In Support [X] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Robin Rice

Job Title

Address

Street

Phone

City

State

32303

Zip

Email

Speaking: [ ] For [ ] Against [ ] Information

Waive Speaking: [ ] In Support [X] Against (The Chair will read this information into the record.)

Representing

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Parental Consent Bill

Amendment Barcode (if applicable)

Name Robyn Raymond

Job Title stay at home mom

Address 2713 Edgewater Ct

Phone 954-383-6636

Street

Weston FL 33332

City

State

Zip

Email chezrobyn@aol.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Womens March

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

SB404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Isabella Munoz Osse

Job Title Community Organizer

Address \_\_\_\_\_  
Street

Phone 954-663-4500

City

State

Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing New Florida Majority

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Becky Leamon

Job Title Barber

Address 4131 Maxwell Blvd

Phone 850 212-1079

Street Talla FL 32305

Email

Speaking: [ ] For [ ] Against [ ] Information

Waive Speaking: [ ] In Support [X] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

CS/SB 404  
Bill Number (if applicable)

Topic Forced Parental Consent

Amendment Barcode (if applicable)

Name Don Harris Maurer

Job Title Equality Florida, Public Policy Dir.

Address 201 E. Park Ave., Ste. 200  
Street

Phone \_\_\_\_\_

Tallahassee FL 32301  
City State Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Equality Florida

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2028

Meeting Date

404

Bill Number (if applicable)

Topic Forced parental cover

Amendment Barcode (if applicable)

Name Laura Hernandez

Job Title Legislative Manager

Address Street

Phone 786-547-0087

City

State

Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against (The Chair will read this information into the record.)

Representing Florida Alliance of Planned Parenthood Affiliates

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

SB404

Bill Number (if applicable)

Topic SB 404 -

Amendment Barcode (if applicable)

Name Darlene Thomas

Job Title

Address 62 Seaside N Ct

Phone 305-295-8268

Street

Key West FL 33040

Email darleneku@aol.com

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

404

Bill Number (if applicable)

Topic Parental consent

Amendment Barcode (if applicable)

Name Natalia Duke

Job Title teacher

Address 830 Olivia St.

Phone 305-923-6009

Street

Key West FL 33040

City

State

Zip

Email nalduke@yahoo.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

404  
Bill Number (if applicable)

Topic PARENTAL CONSENT

Amendment Barcode (if applicable)

Name CHARO VALERO

Job Title POLICY DIRECTOR

Address 1951 NW 7 Ave  
Street

Phone 786 442 8199

Miami FL 33138  
City State Zip

Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing LATINA INSTITUTE FL

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/19 Meeting Date

SB 404 Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Amber Grain

Job Title VP of Advocacy & Operations

Address 4131 University Blvd Ste 2

Phone

Jacksonville FL City State Zip

Email Amber.grain@awmanschaerinc.com

Speaking: For Against Information

Waive Speaking: In Support Against (The Chair will read this information into the record.)

Representing

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Ceryle Poole

Job Title

Address Street

Phone

City

State

32307 Zip

Email

Speaking: [ ] For [ ] Against [ ] Information

Waive Speaking: [ ] In Support [X] Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name Shelday Jules

Job Title

Address 11022 Baldwin Park Dr

Phone

Street

City

State

32304

Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against (The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Abortion

Amendment Barcode (if applicable)

Name LINDSEY BRITTON

Job Title

Address

Street

Phone

City

State

32304

Zip

Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing MYSELF

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20 Meeting Date

404 Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Kay Cook

Job Title Florida State Director

Address 1717 N. Bayshore Dr. # 3539

Phone 571-235-0318

Street

Miami

FL

State

33132

Zip

Email kcook520@gmail.com

Speaking: [ ] For [ ] Against [ ] Information

Waive Speaking: [X] In Support [X] Against (The Chair will read this information into the record.)

Representing

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/20  
Meeting Date

404  
Bill Number (if applicable)

Topic Planned Parenthood

Amendment Barcode (if applicable)

Name Felicia Berger

Job Title Writer/Editor

Address 521 Overlook Drive  
Street

Phone 561 799 0822

North Palm Beach FL 33488  
City State Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

1/22/20

Bill Number (if applicable)

404

Topic

Abortion

Amendment Barcode (if applicable)

Name

Maria J. Torres-Lopez

Job Title

Address

18567 Yond Rd N

Phone

407-489-7807

Street

Lake Lake FL 33472

Email

maysn8@hotmail.com

City

State

Zip

Speaking:

For

Against

Information

Waive Speaking:

In Support

Against

(The Chair will read this information into the record.)

Representing

Womens March Florida - Palm Beach

Appearing at request of Chair:

Yes

No

Lobbyist registered with Legislature:

Yes

No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

404

Bill Number (if applicable)

Topic Parent Notification/Approval

Amendment Barcode (if applicable)

Name Anne Carroll

Job Title \_\_\_\_\_

Address 3800 N Ocean Dr #11053

Phone 954-675-2346

Street

Riviera Beach

City

FL

State

33404

Zip

Email carrollanne1@aol.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Womens Mach Florida PBC

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/2020

Meeting Date

404

Bill Number (if applicable)

Topic ABORTION

Amendment Barcode (if applicable)

Name Gwelyn Walker

Job Title Manager

Address 3101 N Evergreen Cir

Phone \_\_\_\_\_

Street

Boynton Beach FL 33426

Email ewalk@yaho.com

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Womens March Palm Beach County

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-21-20

Meeting Date

SB 904

Bill Number (if applicable)

Topic Parental Consent for Abortions

Amendment Barcode (if applicable)

Name Zola Ruy

Job Title Student

Address 1217 Wey St

Phone 850-945-2005

Street

Tallahassee

FL

32308

City

State

Zip

Email zbr19a@my.fsu.edu

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing FSU College Democrats

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/20  
Meeting Date

404

Bill Number (if applicable)

Topic Parental Consent for Abortion

Amendment Barcode (if applicable)

Name Kayon Lecky

Job Title Student

Address 1704 W. Call St. Apt 205

Phone 305-586-8266

Tallahassee FL 32304  
City State Zip

Email kgl18@my.fsu.edu

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing FSU College Democrats

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/30

SB 404

Meeting Date

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name GENA CASAS

Job Title

Address 13118 EBBTIDE CT

Phone

Street

JACKSONVILLE FL 32225

Email

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against (The Chair will read this information into the record.)

Representing

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20

Meeting Date

SB404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Kathleen Kane

Job Title Jacksonville Area NOW Secretary

Address 1909 Brista de Mar Cir

Phone 904-571-7232

Street

Atlantic Beach

City

FL

State

32232

Zip

Email kkane1130@gmail.com

Speaking: For [ ] Against [x] Information [ ]

\* Waive Speaking [x] In Support [ ] Against [x]

(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: Yes [ ] No [x]

Lobbyist registered with Legislature: Yes [ ] No [x]

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

SB 409  
Bill Number (if applicable)

Topic PARENTAL CONSENT

Amendment Barcode (if applicable)

Name LINDA DESHAUTERS

Job Title \_\_\_\_\_

Address 5349 FOND VIEW DR

Phone \_\_\_\_\_

Street  
JACKSONVILLE FL  
City State

32288  
Zip

Email L.deshauters@comcast.net

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Myself, My daughters + granddaughters

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

SB 404  
Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Wendy Collins

Job Title Home Health Aide

Address 464 E. 45th street

Phone 904-791-3921

Jacksonville FL 32208  
City State Zip

Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/2020

Meeting Date

404

Bill Number (if applicable)

Topic Forced parental consent  
Redundant bill, erodes physician-patient relationship Amendment Barcode (if applicable)

Name Dr. Mary Robinson

Job Title Physician

Address 3893 Boone Park Ave  
Street

Phone 904 891 8816

Jacksonville, FL 32205  
City State Zip

Email maryro@rg21.com  
Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Practicing Physicians Womens Health

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/2020  
Meeting Date

404  
Bill Number (if applicable)

Topic PARENTAL CONSENT

Amendment Barcode (if applicable)

Name JANELLE FISCHER

Job Title \_\_\_\_\_

Address 441 TORTOISE TRACE  
Street

Phone 904 657 1346

JAX FL 32259  
City State Zip

Email JANELLE.FISCHER.2017  
@GMAIL.COM

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

404  
Bill Number (if applicable)

Topic 404

Amendment Barcode (if applicable)

Name JULIE A. SMITH

Job Title \_\_\_\_\_

Address 29046 FORBES ST  
Street

Phone 904 887 2406

DX FL 32205  
City State Zip

Email JSM@GMAIL.COM

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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# APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

404  
Bill Number (if applicable)

Topic SB 404

Amendment Barcode (if applicable)

Name Bonnie Hendrix

Job Title \_\_\_\_\_

Address 4300 S BEACH PKWY #4314 Phone \_\_\_\_\_

Jacksonville Beach FL 32250 Email bhendrix14@comcast.net

City State Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Women's March

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

404  
Bill Number (if applicable)

Topic SB 404

Amendment Barcode (if applicable)

Name Susan Aertker

Job Title

Address 10178 Foxcroft Rd W

Phone 904-262-5124

Street Jacksonville

Email susaninFlorida@gmail.com

City State Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Against SB 404

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

404  
Bill Number (if applicable)

Topic ABORTION

Amendment Barcode (if applicable)

Name

Job Title Emily Bay

Address 10135 Gate Parkway N #1211

Phone

Street

Jacksonville FL

State

32246

Zip

Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

404

Bill Number (if applicable)

Topic Parental APPROVAL

Amendment Barcode (if applicable)

Name BARBARA J. DRAKE

Job Title RETIRED BUS. OWNER

Address 1596 LANCASTER TERR #11B  
Street

Phone 904-504-4953

JACKSONVILLE FL 32204  
City State Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-20  
Meeting Date

SB 404  
Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name LaTasha Hobbs

Job Title \_\_\_\_\_

Address 9536 Princeton Sq Blvd  
Street

Phone 904 440 5760

Sax FL 32256  
City State Zip

Email MauriceStrong2401@gmail

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing My self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-20

Meeting Date

SB404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Cheryle Champagne

Job Title -

Address 10410 Marble Egret Ct E

Phone 904 945-7369

Street

Jacksonville FL 32257

City

State

Zip

Email cherylechampagne@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/10  
Meeting Date

404  
Bill Number (if applicable)

Topic Bill 404

Amendment Barcode (if applicable)

Name Elizabeth Rosario

Job Title Vice President

Address 5433 Calder Dr

Phone 850 284 9098

Pallabassel FL 32317  
Street City State Zip

Email rosarioely@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing myself, my daughters

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-2020

Meeting Date

404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name LINDY MORAN

Job Title Comm. Coordinator - Reges legal

Address 1780 Fiddler's Pedge Dr

Phone 904-729-0608

Street

Fleming Island, FL 32003

Email msindy52@comcast.net

City

State

Zip

Speaking: [ ] For [ ] Against [ ] Information

Waive Speaking: [ ] In Support [X] Against (The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

01/22/2020

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 404

Meeting Date

Bill Number (if applicable)

Topic Parental Consent on Abortion

Amendment Barcode (if applicable)

Name Nikisi Mendez

Job Title Social Media Manager

Address 940 Hawthorne St.

Phone 850-688-3733

Street

Tallahassee

FL

32308

City

State

Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-20

Meeting Date

SB 434

Bill Number (if applicable)

Topic Parent Consent

Amendment Barcode (if applicable)

Name Joseph Robinson

Job Title \_\_\_\_\_

Address 9771 Nelson Forks Dr  
Street

Phone \_\_\_\_\_

Jacksonville FL 32222  
City State Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404/AB265

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name ~~Rosemary...~~ Marina Hodgini

Job Title Self-employed

Address 721 Neptune Lane

Phone 404-664-5947

City Dep. Bch State FL Zip 32266

Email marina@marinahodgini.com

Speaking: [ ] For [ ] Against [ ] Information

Waive Speaking: [ ] In Support [x] Against

(The Chair will read this information into the record.)

Representing

Appearing at request of Chair: [ ] Yes [x] No

Lobbyist registered with Legislature: [ ] Yes [x] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-23-20

Meeting Date

SB 404 HB <sup>265</sup>  
Bill Number (if applicable)

Topic Consent

Amendment Barcode (if applicable)

Name Linda Watkins

Job Title Retired

Address 4344 Julington Creek Rd

Phone 904-860-7878

Street

Jacksonville

FL

32258

Email lwatkins55@hotmail.com

City

State

Zip

com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing ~~Self~~ SELF

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB404/HB265

Bill Number (if applicable)

Topic Abortion/Parental Consent

Amendment Barcode (if applicable)

Name Jody Greene

Job Title Dog Rescue

Address 9570 Kuhn Rd

Phone 904-703-0357

Street

Jacksonville FL 32257

City

State

Zip

Email m19512@bellsouth.net

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/22/2020  
Meeting Date

HB2605 / SB404  
Bill Number (if applicable)

Topic Parental consent

Amendment Barcode (if applicable)

Name Erica Imaoka

Job Title Registered Nurse

Address 965 Sailfish Drive

Phone 312 961 5814

Atlantic Beach, FL 32233  
Street City State Zip

Email Erica.Imaoka@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

SB 404 / HB 265

Meeting Date

Bill Number (if applicable)

Topic Parental Consent for minors

Amendment Barcode (if applicable)

Name Roseanne Lattizza

Job Title Retired

Address 721 Neptune Ln.

Phone 904-866-0903

Street

Dep. Bch.

Email ralarizza@gmail.com

City

State

FL

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against

(The Chair will read this information into the record.)

Representing Jacksonville March

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

22 JANUARY 2020

Meeting Date

SB 404

Bill Number (if applicable)

Topic PARENTAL CONSENT FOR ABORTION

Amendment Barcode (if applicable)

Name BILL SNYDER

Job Title

Address

Street

Phone

City

State

Zip

Email

Speaking: [X] For [ ] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing SELF

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01-22-2020  
Meeting Date

404  
Bill Number (if applicable)

Topic PAIRED CONSENT

Amendment Barcode (if applicable)

Name JUNE DAVIS

Job Title \_\_\_\_\_

Address 132 AZALEA TRL

Phone 352-639-3137

Street

LEESBURG FL 34748

City

State

Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing W

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Jan 22, 2020  
Meeting Date

SB 404  
Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Donna L. Dupon

Job Title Retired

Address 603 Tracy Dr.  
Street

Phone 352-210-7836

Lady Lake FL 32159  
City State Zip

Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing (CFC) Christian Family Coalition

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-2020

Meeting Date

5B 404

Bill Number (if applicable)

Topic PARENTAL CONSENT

Amendment Barcode (if applicable)

Minister Name Linda Lou Johnson

Job Title Reverend and Author

Address 13168 NE. 19TH LN.

Phone 352-342-0312

Street

Silver Springs FL 34488

City

State

Zip

Email kebzwojle9@gmail.com

Speaking: [X] For [ ] Against [ ] Information

Waive Speaking: [X] In Support [ ] Against (The Chair will read this information into the record.)

Representing CHRISTIAN FAMILY COALITION

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020  
Meeting Date

404  
Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Gilberto Rodriguez

Job Title Pastor

Address 21021 St. Rd. 54  
Street

Phone —

Lutz FL. 33558  
City State Zip

Email —

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Christian Family Coalition Florida

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

SB 404

Bill Number (if applicable)

Topic parental consent

Amendment Barcode (if applicable)

Name PG Schafer

Job Title RN

Address 2015 SW Blvd Place

Phone 352-362-3023

Street Ocala FL 34471

City State Zip

Email pschafer@aol.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing CFC, self

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Jan 22-2020

Meeting Date

406

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Pastor Wendy Gallegos

Job Title Pastor

Address 5200 SE 1454th ST

Phone 352-216-5859

Street

Summerfield FL 34491

City

State

Zip

Email

Speaking: [X] For [ ] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing CFC

Appearing at request of Chair: [ ] Yes [ ] No

Lobbyist registered with Legislature: [ ] Yes [ ] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

11/22/20

Meeting Date

404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Sean Walsh

Job Title N/A

Address 22038 SW Sun Blvd

Phone

Street Doral FL 33431

Email

City State Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20  
Meeting Date

SB404  
Bill Number (if applicable)

Topic Parental consent

Amendment Barcode (if applicable)

Name Brigitte Smith

Job Title Registered Nurse

Address 4275 SW 85th Ave

Phone 352-812-9864

Ocala FL 34481  
City State Zip

Email Brigitte.smith37@yahoo.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Myself

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

SB 404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Sid Benedick

Job Title Exec Dir Villages for Trump

Address 9859 175th St

Phone 603-276-0848

Street

Summerville

FL

State

31451

Zip

Email sid.benedick@villagesfortrump.com

City

Speaking: [X] For [ ] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing CFL Self

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-20  
Meeting Date

404  
Bill Number (if applicable)

Parent Consent Bill  
Topic

Amendment Barcode (if applicable)

Pam Olson  
Name

President  
Job Title

PO Box 14017  
Address

850-906-9170  
Phone

TLA, FL 32317  
City State Zip

Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Florida Prayer Network  
Representing

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-2020  
Meeting Date

SB 404  
Bill Number (if applicable)

Topic PARENTAL CONCERN SB 404

Amendment Barcode (if applicable)

Name JOANNE SALERNO

Job Title PARENT

Address 3113 YODER DR.  
Street

Phone 352-571-4095

the VILLAGES, FLA 32163  
City State Zip

Email JOANNE.SALERNO  
@YAHOO.COM

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-20

Meeting Date

SB 404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Ber Kieren

Job Title President

Address 2849 Appalachee Trk

Phone 852-933-4476

Street

Marianna State Zip

Email BFree@FreedomSpeaks

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Freedom Speaks Coalition

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

409

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Lucia Savamilo

Job Title

Address 3131 Bownfin Dr

Phone

Street

London Lakes FL 34639

Email

City

State

Zip

Speaking: [X] For [ ] Against [ ] Information

Waive Speaking: [ ] In Support [ ] Against (The Chair will read this information into the record.)

Representing Christian Family Coalition (CFC) Florida

Appearing at request of Chair: [ ] Yes [ ] No

Lobbyist registered with Legislature: [ ] Yes [ ] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020  
Meeting Date

404  
Bill Number (if applicable)

Topic Paracetol Consent

Amendment Barcode (if applicable)

Name Mivision Marte

Job Title \_\_\_\_\_

Address 4051 March Mint Blvd  
Street

Phone \_\_\_\_\_

Lando Lakes FL 34638  
City State Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Christian Family Coalition (CFC) Florida

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

404

Bill Number (if applicable)

Topic ~~Ancizer~~ Parental Consent

Amendment Barcode (if applicable)

Name Ancizer Jeronillo

Job Title

Address 3131 Bowlin Dr.

Phone

Street  
City Land o Lakes, State FL Zip 34639

Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Christian Family Coalition Florida (CFC)

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020  
Meeting Date

404  
Bill Number (if applicable)

Topic parental consent

Amendment Barcode (if applicable)

Name Judith Greer

Job Title \_\_\_\_\_

Address 811 Pine Dr.  
Street

Phone 352-357-4477

Leesburg FL 34788  
City State Zip

Email judithgreer@comcast.net

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing CFC

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Sherrie Jackson

Job Title Marketing Consultant

Address 4005 S. Hwy 314A

Phone 561-701-0428

Street

Ocklawaha FL

City

State

Zip

Email

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

SB 404

Bill Number (if applicable)

Topic Parental Consent

Amendment Barcode (if applicable)

Name Shakema Glover

Advocate Lead/CEO Advocacy Activists

Job Title Board Member Women's March Broward

Address P O Box 19204

Street

Phone 404.246.4246

W P B FL 33416

City

State

Zip

Email shakemage@yahoo.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Advocacy Activists / Womens March Broward.

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-2020

Meeting Date

SB 404

Bill Number (if applicable)

Topic Parental Consent for Abortion

Amendment Barcode (if applicable)

Name Anna Higgins

Job Title attny / lobbyist

Address 226 S Palafox Pl. 4th floor

Phone 202-384-6657

Street

Pensacola

City

FL

State

32502

Zip

Email ahiggins@walkerfi.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against

(The Chair will read this information into the record.)

Representing Susan B. Anthony List

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Jan 22, 2020  
Meeting Date

SB404  
Bill Number (if applicable)

Topic Parental Rights

Amendment Barcode (if applicable)

Name Cheryl Baker

Job Title Per.

Address 36651 Skycrest Blvd.

Phone 352.207.9081

frant land Park FL 34731  
City State Zip

Email Cherylbaker777@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing CFC

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-20

Meeting Date

SB 404

Bill Number (if applicable)

Topic Parental consent

Amendment Barcode (if applicable)

Name Jack Patchard

Job Title None

Address 9875 SE 146 St  
Street

Phone 352-266-5985

City

State

Zip

Email jackdownard@gmail.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Spencer Creek parents

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-22-10  
Meeting Date

SB 404  
Bill Number (if applicable)

Topic SB 404

Amendment Barcode (if applicable)

Name William Richard

Job Title \_\_\_\_\_

Address 9300 SW 85th Terrace unit 6  
Street

Phone \_\_\_\_\_

Ocala FL 34481  
City State Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Tea Party

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/20

Meeting Date

464

Bill Number (if applicable)

Topic Parental Consent for Abortion

Amendment Barcode (if applicable)

Name Ingrid Delgado

Job Title Associate Director for Social Concerns & Respect Life

Address 201 W Park Av.

Phone

Street

Tallahassee

FL

State

32301

Zip

Email

City

Speaking: [ ] For [ ] Against [ ] Information

Waive Speaking: [X] In Support [ ] Against (The Chair will read this information into the record.)

Representing Florida Conference of Catholic Bishops

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [X] Yes [ ] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/21/2020  
Meeting Date

SB 404  
Bill Number (if applicable)

Topic Parent Consent

Amendment Barcode (if applicable)

Name VIRGINIA FULLER

Job Title RNT

Address 501 E College Ave

Phone 510 815-9597

Tallahassee  
City State Zip

Email info@fullerforcongress.c

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Parental Rights

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Rules

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BILL: CS/CS/SB 406

INTRODUCER: Rules Committee; Health Policy Committee; and Senator Stargel

SUBJECT: Public Records/Minor's Petition to Waive Consent/Abortion

DATE: January 23, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Looke / Kibbey</u>	<u>Brown</u>	<u>HP</u>	<b>Fav/CS</b>
2.	<u>Ponder</u>	<u>McVaney</u>	<u>GO</u>	<b>Favorable</b>
3.	<u>Looke</u>	<u>Phelps</u>	<u>RC</u>	<b>Fav/CS</b>

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**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

CS/CS/SB 406 creates s. 390.01118, F.S., to make confidential and exempt from public inspection and copying any information that can be used to identify a minor who is petitioning a circuit court for a judicial waiver pursuant to the Parental Notification of and Consent for Abortion Act established in CS/CS/SB 404. Specifically, the bill provides that any such information is:

- Confidential and exempt from article I, section 24(a) of the State Constitution, if held by a circuit court or an appellate court; and
- Confidential and exempt from s. 119.07(1), F.S., and article I, section 24(a) of the State Constitution, if held by the office of criminal conflict and civil regional counsel or the Justice Administrative Commission.

The bill provides legislative findings that the public records exemption is a public necessity and provides that the public records exemption is subject to the Open Government Sunset Review Act and will be repealed on October 2, 2025, unless reviewed and saved from repeal by the Legislature.

The bill is not expected to impact state and local revenues and expenditures.

The bill takes effect on the same date that CS/CS/SB 404 or similar legislation takes effect. As of this writing, CS/CS/SB 404 has an effective date of July 1, 2020.

## II. Present Situation:

### Access to Public Records - Generally

The Florida Constitution provides that the public has the right to inspect or copy records made or received in connection with official governmental business.<sup>1</sup> The right to inspect or copy applies to the official business of any public body, officer, or employee of the state, including all three branches of state government, local governmental entities, and any person acting on behalf of the government.<sup>2</sup>

Additional requirements and exemptions related to public records are found in various statutes and rules, depending on the branch of government involved. For instance, s. 11.0431, F.S., provides public access requirements for legislative records. Relevant exemptions are codified in s. 11.0431(2)-(3), F.S., and the statutory provisions are adopted in the rules of each house of the legislature.<sup>3</sup> Florida Rule of Judicial Administration 2.420 governs public access to judicial branch records.<sup>4</sup> Lastly, chapter 119, F.S., provides requirements for public records held by executive agencies.

### Executive Agency Records – The Public Records Act

Chapter 119, F.S., known as the Public Records Act, provides that all state, county and municipal records are open for personal inspection and copying by any person, and that providing access to public records is a duty of each agency.<sup>5</sup>

A public record includes virtually any document or recording, regardless of its physical form or how it may be transmitted.<sup>6</sup> The Florida Supreme Court has interpreted the statutory definition of “public record” to include “material prepared in connection with official agency business which is intended to perpetuate, communicate, or formalize knowledge of some type.”<sup>7</sup>

The Florida Statutes specify conditions under which public access to governmental records must be provided. The Public Records Act guarantees every person’s right to inspect and copy any state or local government public record at any reasonable time, under reasonable conditions, and

---

<sup>1</sup> FLA. CONST. art. I, s. 24(a).

<sup>2</sup> *Id.*

<sup>3</sup> See Rule 1.48, *Rules and Manual of the Florida Senate*, (2018-2020) and Rule 14.1, *Rules of the Florida House of Representatives*, Edition 2, (2018-2020)

<sup>4</sup> *State v. Wooten*, 260 So. 3d 1060 (Fla. 4<sup>th</sup> DCA 2018).

<sup>5</sup> Section 119.01(1), F.S. Section 119.011(2), F.S., defines “agency” as “any state, county, district, authority, or municipal officer, department, division, board, bureau, commission, or other separate unit of government created or established by law including, for the purposes of this chapter, the Commission on Ethics, the Public Service Commission, and the Office of Public Counsel, and any other public or private agency, person, partnership, corporation, or business entity acting on behalf of any public agency.”

<sup>6</sup> Section 119.011(12), F.S., defines “public record” to mean “all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, data processing software, or other material, regardless of the physical form, characteristics, or means of transmission, made or received pursuant to law or ordinance or in connection with the transaction of official business by any agency.”

<sup>7</sup> *Shevin v. Byron, Harless, Schaffer, Reid and Assoc., Inc.*, 379 So. 2d 633, 640 (Fla. 1980).

under supervision by the custodian of the public record.<sup>8</sup> A violation of the Public Records Act may result in civil or criminal liability.<sup>9</sup>

The Legislature may exempt public records from public access requirements by passing a general law by a two-thirds vote of both the House and the Senate.<sup>10</sup> The exemption must state with specificity the public necessity justifying the exemption and must be no broader than necessary to accomplish the stated purpose of the exemption.<sup>11</sup>

When creating or expanding a public records exemption, the Legislature may provide that a record is “confidential and exempt” or “exempt.”<sup>12</sup> Custodians of records designated as “exempt” are not prohibited from disclosing the record; rather, the exemption means that the custodian cannot be compelled to disclose the record.<sup>13</sup> Custodians of records designated as “confidential and exempt” may not disclose the record except under circumstances specifically defined by the Legislature.<sup>14</sup>

### Public Records and the Judicial Branch

The Public Records Act does not apply to judicial records.<sup>15</sup> As a coequal branch of government, the judicial branch “is not an ‘agency’ subject to the supervision or control by another coequal branch of government.”<sup>16</sup>

However, the judicial branch is required to maintain access to public records and court proceedings pursuant to article 1, section 24 of the Florida Constitution.<sup>17</sup> To meet its

<sup>8</sup> Section 119.07(1)(a), F.S.

<sup>9</sup> Section 119.10, F.S. Public records laws are found throughout the Florida Statutes, as are the penalties for violating those laws.

<sup>10</sup> FLA. CONST. art. I, s. 24(c).

<sup>11</sup> *Id. See, e.g., Halifax Hosp. Medical Center v. News-Journal Corp.*, 724 So. 2d 567 (Fla. 1999) (holding that a public meetings exemption was unconstitutional because the statement of public necessity did not define important terms and did not justify the breadth of the exemption); *Baker County Press, Inc. v. Baker County Medical Services, Inc.*, 870 So. 2d 189 (Fla. 1st DCA 2004) (holding that a statutory provision written to bring another party within an existing public records exemption is unconstitutional without a public necessity statement).

<sup>12</sup> If the Legislature designates a record as confidential, such record may not be released to anyone other than the persons or entities specifically designated in the statutory exemption. *WFTV, Inc. v. The Sch. Bd. of Seminole*, 874 So. 2d 48, 53 (Fla. 5th DCA 2004).

<sup>13</sup> *See Williams v. City of Minneola*, 575 So. 2d 683, 687 (Fla. 5th DCA 1991).

<sup>14</sup> *WFTV, Inc. v. The School Board of Seminole*, 874 So. 2d 48 (Fla. 5th DCA 2004).

<sup>15</sup> *Locke v. Hawkes*, 595 So. 2d 32 (Fla. 1992). *See also Times Pub. Co. v. Ake*, 660 So. 2d 255 (Fla. 1995). Likewise, the Public Records Act does not apply to the Legislature. Legislative records are public pursuant to s. 11.0431, F.S. Public records exemptions for the Legislature are codified primarily in s. 11.0431(2)-(3), F.S., and adopted in the rules of each house of the Legislature.

<sup>16</sup> *Times Pub. Co. v. Ake*, 645 So. 2d 1003, 1004 (Fla. 2d DCA 1994), *approved*, 660 So. 2d 255 (Fla. 1995). *See also* FLA. CONST., art. II, s. 3 (providing for the separation of powers between the executive, judicial, and legislative branches; stating “[n]o person belonging to one branch shall exercise any powers appertaining to either of the other branches unless expressly provided herein.”). *See also* Florida Attorney General, GOVERNMENT-IN-THE-SUNSHINE MANUAL, A REFERENCE FOR COMPLIANCE WITH FLORIDA’S PUBLIC RECORDS AND OPEN MEETINGS LAWS, *Judiciary* at 10-11, (Vol. 39, 2017 Ed.), available at [http://myfloridalegal.com/webfiles.nsf/wf/mnos-akbs9l/\\$file/2017+sunshine+law+manual.pdf](http://myfloridalegal.com/webfiles.nsf/wf/mnos-akbs9l/$file/2017+sunshine+law+manual.pdf).

<sup>17</sup> *See* GOVERNMENT-IN-THE-SUNSHINE MANUAL at 60-65, *supra*. Even before article I, section 24 was passed to require access to public records and meetings by all branches of government, the Florida Supreme Court had recognized that access to court proceedings must be safeguarded as open, “public events.” *See Barron v. Florida Freedom Newspapers, Inc.*, 531 So. 2d 113, 116–19 (Fla. 1988) (“[B]oth civil and criminal court proceedings in Florida are public events and adhere to the

constitutional obligation, the judicial branch adopted Florida Rule of Judicial Administration 2.420 entitled “Public Access to and Protection of Judicial Branch Records.” In pertinent part, Rule 2.420 provides:

**(a) Scope and Purpose.** Subject to the rulemaking power of the Florida Supreme Court provided by article V, section 2, Florida Constitution, the following rule shall govern public access to and the protection of the records of the judicial branch of government. The public shall have access to all records of the judicial branch of government, except as provided below. . . .

....  
**(c) Confidential and Exempt Records.** The following records of the judicial branch shall be confidential:

- ....
- (7) All records made confidential under the Florida and United States Constitutions and Florida and federal law;
  - (8) All records presently deemed to be confidential by court rule, including the Rules for Admission to the Bar, by Florida Statutes, by prior case law of the State of Florida, and by the rules of the Judicial Qualifications Commission;

....  
**(d) Procedures for Determining Confidentiality of Court Records.**

- (1) The clerk of the court shall designate and maintain the confidentiality of any information contained within a court record that is described in subdivision (d)(1)(A) or (d)(1)(B) of this rule.

As evidenced by Rule 2.420, the judiciary may adopt, and has adopted, “legislative statements of policy as part of the rules governing matters within the jurisdiction of the judiciary,” including the disclosure or public inspection of court records.<sup>18</sup>

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well-established common law right of access to court proceedings and records. . . . The reason for openness is basic to our form of government. Public trials are essential to the judicial system’s credibility in a free society.”) (citing *Craig v. Harney*, 331 U.S. 367, 374 (1947); *Richmond Newspapers, Inc. v. Virginia*, 448 U.S. 555, 580 n. 17 (1980)). See also William A. Buzzett and Deborah K. Kearney, *Commentary to 1992 Addition [of FLA. CONST., art. I, s. 24]*, Fla. Stat. Ann. (Westlaw 1992), noting the following history leading to the passage of article I, section 24:

Florida’s public records and open meetings laws have been a matter of statute since 1967. (Earlier requirements for public records had existed for some time.) Those statutes were not designed to apply to the legislative or judicial branches of state government, but were expressly intended to apply throughout the executive branch and to local governments, including counties, municipalities, and districts. The Supreme Court, the Senate and the House of Representatives each provided some form of access to records and proceedings by rule. In 1978, the Constitution Revision Commission proposed elevating these laws to constitutional status and applying them to records and meetings of the Legislature. That proposal was not adopted.

In *Locke v. Hawkes*, 595 So. 2d 32 (Fla. 1992), the Florida Supreme Court determined that, based on separation of powers requirements, the public records law did not apply to the legislative branch, nor to constitutional officers of the other branches. The decision meant that records of legislators, as well as those of the governor and cabinet officers, at least with respect to the exercise of their constitutional powers, were not subject to the law. The decision caused a stir among the public and particularly the press. Efforts were quickly begun for constitutional change, which concluded with the successful passage of this amendment.

<sup>18</sup> See *Florida Pub. Co. v. State*, 706 So. 2d 54, 56 (Fla. 1st DCA 1998) (citing *Timmons v. Combs*, 608 So.2d 1, 3 (Fla.1992)). See also *Barron*, 531 So. 2d 113, 118 (“closure of court proceedings or records should occur only when

## Open Government Sunset Review Act

The Open Government Sunset Review Act (the Act) prescribes a legislative review process for newly created or substantially amended<sup>19</sup> public records or open meetings exemptions,<sup>20</sup> with specified exceptions.<sup>21</sup> It requires the automatic repeal of such exemption on October 2nd of the fifth year after creation or substantial amendment, unless the Legislature reenacts the exemption.<sup>22</sup>

The Act provides that a public records or open meetings exemption may be created or maintained only if it serves an identifiable public purpose and is no broader than is necessary to meet such public purpose.<sup>23</sup> An exemption serves an identifiable purpose if it meets one of the following purposes *and* the Legislature finds that the purpose of the exemption outweighs open government policy and cannot be accomplished without the exemption:

- It allows the state or its political subdivisions to effectively and efficiently administer a governmental program, and administration would be significantly impaired without the exemption;<sup>24</sup>
- It protects sensitive, personal information, the release of which would be defamatory, cause unwarranted damage to the good name or reputation of the individual, or would jeopardize the individual's safety. If this public purpose is cited as the basis of an exemption, however, only personal identifying information is exempt;<sup>25</sup> or
- It protects information of a confidential nature concerning entities, such as trade or business secrets.<sup>26</sup>

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necessary (a) to comply with established public policy set forth in the constitution, statutes, rules, or case law; (b) to protect trade secrets; (c) to protect a compelling governmental interest [e.g., national security; confidential informants]; (d) to obtain evidence to properly determine legal issues in a case; (e) to avoid substantial injury to innocent third parties [e.g., to protect young witnesses from offensive testimony; to protect children in a divorce]; or (f) to avoid substantial injury to a party by disclosure of matters protected by a common law or privacy right not generally inherent in the specific type of civil proceeding sought to be closed. We find that, under appropriate circumstances, the constitutional right of privacy established in Florida by the adoption of article I, section 23, could form a constitutional basis for closure under (e) or (f). . . . Further, we note that it is generally the content of the subject matter rather than the status of the party that determines whether a privacy interest exists and closure should be permitted. However, a privacy claim may be negated if the content of the subject matter directly concerns a position of public trust held by the individual seeking closure.”) (holding that while a court has the power to close a proceeding, because a “strong presumption of openness exists for all court proceedings,” the court must consider certain factors before granting a request to close a proceeding).

<sup>19</sup> An exemption is considered to be substantially amended if it is expanded to include more records or information or to include meetings as well as records. Section 119.15(4)(b), F.S.

<sup>20</sup> Section 119.15, F.S. An exemption is substantially amended if the amendment expands the scope of the exemption to include more records or information or to include meetings as well as records (s. 119.15(4)(b), F.S.). The requirements of the Act do not apply to an exemption that is required by federal law or that applies solely to the Legislature or the State Court System (s. 119.15(2), F.S.).

<sup>21</sup> Section 119.15(2)(a) and (b), F.S., provide that exemptions that are required by federal law or are applicable solely to the Legislature or the State Court System are not subject to the Open Government Sunset Review Act.

<sup>22</sup> Section 119.15(3), F.S.

<sup>23</sup> Section 119.15(6)(b), F.S.

<sup>24</sup> Section 119.15(6)(b)1., F.S.

<sup>25</sup> Section 119.15(6)(b)2., F.S.

<sup>26</sup> Section 119.15(6)(b)3., F.S.

The Act also requires specified questions to be considered during the review process.<sup>27</sup> In examining an exemption, the Act directs the Legislature to carefully question the purpose and necessity of reenacting the exemption.

If the exemption is continued and expanded, then a public necessity statement and a two-thirds vote for passage are required.<sup>28</sup> If the exemption is continued without substantive changes or if the exemption is continued and narrowed, then a public necessity statement and a two-thirds vote for passage are *not* required. If the Legislature allows an exemption to sunset, the previously exempt records will remain exempt unless provided for by law.<sup>29</sup>

### **Office of Criminal Conflict and Civil Regional Counsel**

In 2007, the Legislature created the Office of Criminal Conflict and Civil Regional Counsel (Office) to provide adequate representation to persons entitled to court-appointed counsel under the U.S. or Florida Constitution or as authorized by general law. In creating the Office, the Legislature intended to provide adequate representation in a fiscally sound manner, while safeguarding constitutional principles.<sup>30</sup> The Office provides counsel only in cases where a judge appoints the office. Counsel may be provided in both criminal and civil cases.<sup>31</sup>

### **The Justice Administrative Commission**

The Justice Administrative Commission (JAC), created in 1965, provides administrative services on behalf of 49 judicial related offices. Currently, the JAC administratively serves 20 Offices of State Attorney, 20 Offices of Public Defender, five Offices of Criminal Conflict and Civil Regional Counsel, three Offices of Capital Collateral Regional Counsel, and the Statewide Guardian ad Litem Program. Services provided are primarily in the areas of accounting, budget, financial services, and human resources. While the JAC administratively serves these offices, the JAC does not supervise, direct, or control the offices it serves.<sup>32</sup>

### **Parental Notice of Abortion Act and Waiver of Notice Requirements**

Section 390.01114, F.S., the Parental Notice of Abortion Act, requires a physician to give notice to one parent or to the legal guardian prior to terminating the pregnancy of a minor. Exceptions are provided. Section 390.01114(4), F.S., sets forth the procedure for a minor to seek a judicial waiver of the notice requirement. Under s. 390.01116, F.S., when a minor petitions a circuit

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<sup>27</sup> Section 119.15(6)(a), F.S. The specified questions are:

- What specific records or meetings are affected by the exemption?
- Whom does the exemption uniquely affect, as opposed to the general public?
- What is the identifiable public purpose or goal of the exemption?
- Can the information contained in the records or discussed in the meeting be readily obtained by alternative means? If so, how?
- Is the record or meeting protected by another exemption?
- Are there multiple exemptions for the same type of record or meeting that it would be appropriate to merge?

<sup>28</sup> See generally s. 119.15, F.S.

<sup>29</sup> Section 119.15(7), F.S.

<sup>30</sup> Section 27.511, F.S.

<sup>31</sup> See <https://rc1fl.com/about-us/case-types>, (last visited on November 7, 2019).

<sup>32</sup> See <https://www.justiceadmin.org/commissioners/history.aspx>, (last visited on November 7, 2019).

court for a waiver of the notice requirements pertaining to a minor seeking to terminate her pregnancy, any information in documents related to the petition which could be used to identify the minor is confidential and exemption from s. 119.07(1), F.S., and s. 24(a), Art. I of the State Constitution. A subsequent amendment to Rule 2.420 was adopted to direct clerks of court to designate and maintain the confidentiality of this information within a court record.<sup>33</sup>

### III. Effect of Proposed Changes:

**Section 1** creates s. 390.01118, F.S., to establish a public records exemption for any information that can be used to identify a minor who is petitioning a circuit court for a judicial waiver pursuant to the Parental Notification of and Consent for Abortion Act established in CS/CS/SB 404, if CS/CS/SB 404 or a similar bill becomes law. Specifically, the bill provides that any such information is:

- Confidential and exempt from article I, section 24(a) of the State Constitution, if held by a circuit court or an appellate court; and
- Confidential and exempt from section 119.07(1) and article I, section 24(a) of the State Constitution, if held by the Office or the JAC.

**Section 2** provides legislative findings of public necessity as follows:

- It is a public necessity to keep confidential and exempt from public disclosure information contained in a court record which could be used to identify a minor who is petitioning the court for a waiver from the statutory requirement that a parent or legal guardian give consent before the minor may obtain an abortion. The information contained in these records is of a sensitive, personal nature regarding a minor petitioner, release of which could harm the reputation of the minor, as well as jeopardize her safety. Disclosure of this information could jeopardize the safety of the minor in instances when child abuse or child sexual abuse against her is present by exposing her to further acts of abuse from an abuser who, if the information was not held confidential, could learn of her pregnancy, her plans to obtain an abortion, and her petition to the court.
- It is a public necessity to keep this identifying information in records held by the court confidential and exempt in order to protect the privacy of the minor. The State Constitution contains an express right of privacy in article I, section 23. Further, the United States Supreme Court has repeatedly required parental-consent laws to contain judicial-bypass procedures and to preserve confidentiality at every level of court proceedings in order to protect the privacy rights of the minor. Without the confidentiality and exemption provided in this act, the disclosure of personal identifying information would violate the right of privacy of the minor and would place the constitutionality of the state's program providing for a judicial waiver of consent in question.

The bill also provides that the public records exemption is subject to the Open Government Sunset Review Act and will be repealed on October 2, 2025, unless reviewed and saved from repeal by the Legislature.

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<sup>33</sup> Chapter 2005-52, L.O.F., creating a new parental notice of abortion act, had the following effective date: "This act shall take effect upon the adoption of rules and forms by the Supreme Court, but no later than July 1, 2005." It was approved by the Governor on May 25, 2005. Chapter 2005-104, L.O.F., amending an accompanying public records exemption, had an effective date simultaneous with the underlying parental notice law and was approved by the Governor on June 1, 2005. On June 30, 2005, the Supreme Court issued an opinion adopting rule amendments related to the new laws.

**Section 3** provides the bill takes effect on the same date that CS/CS/SB 404 or similar legislation takes effect if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.

#### **IV. Constitutional Issues:**

##### **A. Municipality/County Mandates Restrictions:**

Not applicable. The bill does not require counties or municipalities to take action requiring the expenditure of funds, reduce the authority that counties or municipalities have to raise revenue in the aggregate, nor reduce the percentage of state tax shared with counties or municipalities.

##### **B. Public Records/Open Meetings Issues:**

###### ***Voting Requirement***

Article I, section 24(c) of the State Constitution requires a two-thirds vote of the members present and voting for final passage of a bill creating or expanding an exemption to the public records requirements. This bill enacts a new exemption for information that can be used to identify a minor who is petitioning a circuit court for a judicial waiver pursuant to the Parental Consent for Abortion Act established in CS/SB 404. Thus, the bill requires a two-thirds vote to be enacted.

###### ***Public Necessity Statement***

Article I, section 24(c) of the State Constitution requires a bill that creates or expands an exemption to the public records requirements to state with specificity the public necessity justifying the exemption. Section 2 of the bill contains a statement of public necessity for the exemptions.

###### ***Breadth of Exemption***

Article I, section 24(c) of the State Constitution requires an exemption to the public records requirements to be no broader than necessary to accomplish the stated purpose of the law. The purpose of this bill is to protect information that can be used to identify a minor who is petitioning a circuit court for a judicial waiver pursuant to the Parental Consent for Abortion Act established in CS/SB 404. This bill exempts only such information from the public records requirements. The exemption does not appear to be broader than necessary to accomplish the purpose of the bill.

##### **C. Trust Funds Restrictions:**

None.

##### **D. State Tax or Fee Increases:**

None.

**E. Other Constitutional Issues:**

The public necessity statement in section 2 of the bill provides findings that the State Constitution contains an express right of privacy in article I, section 23. Further, the United States Supreme Court has repeatedly required parental consent laws to contain judicial bypass procedures and to preserve confidentiality at every level of court proceedings in order to protect the privacy rights of the minor. Without the confidentiality and public records exemption provided in this bill, the disclosure of personal identifying information would violate the right of privacy of the minor and would place the constitutionality of the state's process to provide for a judicial waiver of consent in question.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

The private sector will be subject to the any cost associated with the custodian of records making redactions necessary in response to a public records request.

**C. Government Sector Impact:**

The custodian of the records made exempt by this bill will incur costs related to the redaction of records in responding to public records requests.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill creates section 390.01118 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Substantial Changes:**  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)**CS/CS by Rules on January 22, 2020:**

The CS conforms the bill to changes made to CS/CS/SB 404 by amendment barcodes 715312, 974114, and 625870, which were adopted in the Rules Committee on January 22, 2020.

**CS by Health Policy on December 10, 2019:**

The CS revises the contingent effective date so that the bill will take effect on the same date that CS/SB 404 or similar legislation takes effect if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.

**B. Amendments:**

None.

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, This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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627086

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/22/2020	.	
	.	
	.	
	.	

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The Committee on Rules (Stargel) recommended the following:

**Senate Amendment**

Delete lines 19 - 20  
and insert:  
judicial waiver, as provided in s. 390.01114, of the consent  
requirements under the Parental Notice of and Consent for  
Abortion Act is:

By the Committee on Health Policy; and Senator Stargel

588-02033-20

2020406c1

1 A bill to be entitled  
 2 An act relating to public records; creating s.  
 3 390.01118, F.S.; providing a public records exemption  
 4 for information that could identify a minor which is  
 5 contained in a record held by the court relating to  
 6 the minor's petition to waive consent requirements to  
 7 obtain an abortion; providing for future legislative  
 8 review and repeal under the Open Government Sunset  
 9 Review Act; providing a statement of public necessity;  
 10 providing a contingent effective date.  
 11  
 12 Be It Enacted by the Legislature of the State of Florida:  
 13  
 14 Section 1. Section 390.01118, Florida Statutes, is created  
 15 to read:  
 16 390.01118 Public records exemptions; minors seeking waiver  
 17 of consent requirements.—Any information that can be used to  
 18 identify a minor who is petitioning a circuit court for a  
 19 judicial waiver, as provided in s. 390.01117, of the consent  
 20 requirements under the Parental Consent for Abortion Act is:  
 21 (1) Confidential and exempt from s. 24(a), Art. I of the  
 22 State Constitution, if held by a circuit court or an appellate  
 23 court.  
 24 (2) Confidential and exempt from s. 119.07(1) and s. 24(a),  
 25 Art. I of the State Constitution, if held by the office of  
 26 criminal conflict and civil regional counsel or the Justice  
 27 Administrative Commission.  
 28  
 29 This section is subject to the Open Government Sunset Review Act

Page 1 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

588-02033-20

2020406c1

30 in accordance with s. 119.15 and shall stand repealed on October  
 31 2, 2025, unless reviewed and saved from repeal through  
 32 reenactment by the Legislature.  
 33 Section 2. (1) The Legislature finds that it is a public  
 34 necessity to keep confidential and exempt from public disclosure  
 35 information contained in a court record which could be used to  
 36 identify a minor who is petitioning the court for a waiver from  
 37 the statutory requirement that a parent or legal guardian give  
 38 consent before the minor may obtain an abortion. The information  
 39 contained in these records is of a sensitive, personal nature  
 40 regarding a minor petitioner, release of which could harm the  
 41 reputation of the minor, as well as jeopardize her safety.  
 42 Disclosure of this information could jeopardize the safety of  
 43 the minor in instances when child abuse or child sexual abuse  
 44 against her is present by exposing her to further acts of abuse  
 45 from an abuser who, if the information was not held  
 46 confidential, could learn of her pregnancy, her plans to obtain  
 47 an abortion, and her petition to the court.  
 48 (2) The Legislature further finds that it is a public  
 49 necessity to keep this identifying information in records held  
 50 by the court confidential and exempt in order to protect the  
 51 privacy of the minor. The State Constitution contains an express  
 52 right of privacy in s. 23 of Article I. Further, the United  
 53 States Supreme Court has repeatedly required parental-consent  
 54 laws to contain judicial-bypass procedures and to preserve  
 55 confidentiality at every level of court proceedings in order to  
 56 protect the privacy rights of the minor. Without the  
 57 confidentiality and exemption provided in this act, the  
 58 disclosure of personal identifying information would violate the

Page 2 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

588-02033-20

2020406c1

59 right of privacy of the minor and would place the  
60 constitutionality of the state's program providing for a  
61 judicial waiver of consent in question. Thus, the  
62 confidentiality and exemption provided by this act are necessary  
63 for the effective administration of the Parental Consent for  
64 Abortion Act, for which administration would be impaired without  
65 the exemption.

66 Section 3. This act shall take effect on the same date that  
67 SB 404 or similar legislation takes effect if such legislation  
68 is adopted in the same legislative session or an extension  
69 thereof and becomes a law.



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:  
Appropriations Subcommittee on  
Education, *Chair*  
Appropriations  
Education  
Ethics and Elections  
Finance and Tax  
Judiciary  
Rules

JOINT COMMITTEE:  
Joint Select Committee on Collective Bargaining

SENATOR KELLI STARGEL  
22nd District

January 16, 2020

The Honorable Lizbeth Benacquisto  
Senate Committee on Rules, Chair  
401 Senate Building  
401 South Monroe Street  
Tallahassee, FL 32399-1100

Dear Chair Benacquisto:

I respectfully request that SB 406, related to *Public Records/Minor's Petition to Waive Consent/Abortion*, be placed on the Rules meeting agenda at your earliest convenience.

Thank you for your consideration, and please do not hesitate to contact me should you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Kelli Stargel". The signature is fluid and cursive, with a long horizontal stroke extending from the end of the name.

Kelli Stargel  
State Senator, District 22

Cc: John B. Phelps/Staff Director  
Cynthia Futch/AA

REPLY TO:

- 2033 East Edgewood Drive, Suite 1, Lakeland, Florida 33803 (863) 668-3028
- 408 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5022

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

BILL GALVANO  
President of the Senate

DAVID SIMMONS  
President Pro Tempore



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:  
Appropriations Subcommittee on Transportation,  
Tourism, and Economic Development, *Chair*  
Appropriations  
Appropriations Subcommittee on Agriculture,  
Environment, and General Government  
Commerce and Tourism  
Infrastructure and Security  
Innovation, Industry, and Technology  
Judiciary  
Rules

SENATOR TRAVIS HUTSON  
7th District

January 21, 2020

The Honorable Lizbeth Benacquisto  
404 S. Monroe Street  
Tallahassee, FL 32399-1100

Dear Chair Benacquisto,

I am writing to request to be excused from the Rules meeting on January 22nd, 2020 at 8:30am due to the birth of my child on Monday. Thank you for your consideration of this request.

Respectfully,

A handwritten signature in cursive script that reads "Travis Hutson".

Travis Hutson

Handwritten initials, possibly "LJB", in a cursive style.

REPLY TO:

- 4875 Palm Coast Parkway, NW, Suite 5, Palm Coast, Florida 32137 (386) 446-7610 FAX: (888) 283-3475
- 314 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5007

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore

# CourtSmart Tag Report

Room: EL 110

Case No.:

Type:

Caption: Senate Rules Committee

Judge:

Started: 1/22/2020 8:35:22 AM

Ends: 1/22/2020 9:54:04 AM

Length: 01:18:43

8:35:20 AM Meeting Called to Order  
8:35:35 AM Roll call  
8:35:39 AM Quorum is present  
8:36:08 AM Senator Hutson is excused from the meeting today  
8:36:18 AM Chair Benacquisto instructs on the meeting  
8:36:44 AM Tab 1 CS/SB 404 Parental Consent for Abortion  
8:36:55 AM Senator Stargel presents the bill  
8:37:06 AM Take up amendment: Delete 715312 timely filed is introduced and 9744114 timely filed  
8:38:02 AM On barcode AA 974114 Senator Stargel explains  
8:38:45 AM Questions on AA 974114  
8:38:49 AM Senator Rodriguez on the title  
8:38:56 AM Senator Stargel answers  
8:39:20 AM Senator Rodriguez with follow up  
8:39:34 AM Senator Stargel responds  
8:40:00 AM Senator Rodriguez with further question  
8:40:14 AM Senator Stargel answers on process  
8:40:22 AM Senator Rodriguez regarding germanity  
8:40:30 AM Senator Stargel answers  
8:40:59 AM Senator Rodriguez compound question  
8:41:11 AM Senator Stargel explains  
8:41:28 AM Senator Rodriguez  
8:41:36 AM Senator Stargel replies  
8:42:07 AM Senator Farmer with question on law enforcement involvement  
8:42:25 AM Senator Stargel in response on penalty  
8:42:58 AM Senator Farmer with further question on charges  
8:43:45 AM Chair Benacquisto allows additional questions  
8:43:48 AM Senator Thurston is recognized  
8:44:00 AM Senator Thurston questions on punishing section  
8:44:16 AM Senator Stargel responds  
8:44:32 AM Senator Thurston with follow up question  
8:44:50 AM Senator Stargel in response  
8:45:17 AM Senator Thurston follow up  
8:45:24 AM Senator Stargel  
8:45:47 AM Senator Thurston last follow up question on penalties  
8:46:03 AM Senator Stargel responds  
8:46:41 AM Senator Gibson in question on title amendment  
8:46:50 AM Senator Stargel in response  
8:47:09 AM Senator Lee in questions on difference to current law  
8:48:29 AM Senator Stargel responds  
8:49:31 AM Senator Lee with follow up question  
8:50:18 AM Senator Stargel on parental notification / consent  
8:51:30 AM Senator Lee follow up on parental notification and consent bypass  
8:52:30 AM Senator Stargel responds on parental notification  
8:52:59 AM Senator Book with question on infant born alive issue  
8:53:53 AM Senator Stargel responds  
8:54:16 AM Senator Book on penalization of doctor responsibility  
8:54:27 AM Senator Stargel responds  
8:54:35 AM Senator Book with follow up  
8:54:44 AM Senator Stargel responds  
8:55:21 AM Chair Benacquisto  
8:55:56 AM No public testimony on this amendment  
8:56:03 AM No debate

8:56:07 AM Senator Stargel waives close on the amendment  
8:56:15 AM The amendment 974114 is adopted  
8:56:21 AM AA 625870 by Leader Gibson. Leader Gibson presents the amendment.  
8:56:50 AM Senator Braynon with a procedural question  
8:57:21 AM Chair responds on amendments  
8:57:50 AM Senator Stargel to explain Delete all amendment 715312  
8:58:51 AM Chair Benacquisto recognizes Leader Gibson  
8:58:54 AM Back on the amendment 625870  
8:59:03 AM Senator Gibson explains the amendment  
8:59:16 AM Questions on the amendment- none  
9:00:19 AM Melina Rayna Svanhild Farley-Barrat in support of the amendment  
9:00:30 AM Debate  
9:00:35 AM Senate Stargel in debate  
9:00:42 AM Senator Gibson waives close  
9:01:30 AM Amendment 625870 is adopted  
9:01:34 AM AA 715362 by Senator Gibson  
9:01:55 AM 715362 is Withdrawn  
9:02:31 AM AA 199112 by Senator Gibson is withdrawn  
9:03:33 AM Back on the Delete all amendment -715312. Leader Gibson in questions  
9:04:12 AM Senator Stargel responds  
9:04:26 AM Leader Gibson follow up question  
9:04:35 AM Senator Stargel on statutes on notarizing  
9:05:38 AM Amendment is adopted  
9:05:46 AM Amendments 510862, 316896, 594366, 189152, 907756, 464842, are out of order and no longer apply  
9:06:14 AM Back on the bill as amended  
9:06:28 AM Senator Thurston on bill as amended  
9:07:03 AM Senator Stargel responds  
9:07:30 AM Senator Stargel responds  
9:07:30 AM Senator Thurston question on sex trafficking  
9:07:52 AM Senator Stargel  
9:08:14 AM Judicial Bypass is explained  
9:08:40 AM Senator Thurston question on consent  
9:09:04 AM Senator Stargel responds  
9:09:08 AM Senator Thurston final question  
9:09:30 AM Senator Stargel answers  
9:13:27 AM Committee will recess for five minutes  
9:20:31 AM Recording Resumed  
9:20:50 AM Chair comments  
9:21:49 AM Senator Thurston with last question  
9:22:31 AM Senator Stargel on prenatal care notification  
9:23:06 AM Senator Stargel  
9:23:22 AM Senator Thurston question notice of consent on abortion  
9:23:34 AM Senator Stargel responds  
9:23:56 AM Senator Thurston  
9:24:15 AM Senator Stargel  
9:24:33 AM Senator Book with questions  
9:24:41 AM Senator Stargel responds on govt issued ID  
9:25:03 AM Senator Book clarifies line of bill concerned  
9:25:19 AM Senator Stargel  
9:25:59 AM Senator Book with follow up  
9:26:14 AM Senator Stargel  
9:26:25 AM Senator Book follow up on abuse  
9:27:13 AM Senator Stargel responds  
9:27:55 AM Senator Book clarifies question  
9:28:18 AM Senator Stargel responds  
9:29:36 AM Senator Book follows up on concern of sexual abuse  
9:30:39 AM Senator Stargel responds  
9:32:30 AM Senator Bradley for question on legal underpinnings  
9:32:51 AM Senator Stargel responds  
9:33:02 AM Senator Bradley  
9:33:15 AM Senator Stargel  
9:33:18 AM Senator Bradley

9:33:25 AM Senator Stargel  
9:33:31 AM Senator Bradley  
9:33:38 AM Senator Stargel  
9:34:02 AM Public testimony -  
9:34:50 AM Chair comments regarding time constraints  
9:35:10 AM Suzanne Ion -Palm Beach County is against  
9:35:26 AM Erin Haag Lake Worth FL is against  
9:36:02 AM Madelin Biezin consultant - against  
9:37:12 AM Anthony Verdugo Christian Family Coalition in support  
9:39:05 AM Dr. Amanda Stevenson  
9:41:03 AM Bill Bunkley  
9:41:19 AM Margaret Worth against  
9:43:21 AM Andrew Sherval in support  
9:43:56 AM Leslie Herbert Jacksonville  
9:44:48 AM Alicia - family coalition- yes  
9:45:26 AM Appearance cards not heard will be included in the meeting records  
9:45:57 AM Senator Book in debate is against  
9:47:31 AM Leader Gibson in debate on the bill  
9:49:49 AM No additional debate  
9:49:56 AM Chair comments  
9:50:27 AM Senator Stargel closes on the bill  
9:50:50 AM Roll call on CS/SB 404 as amended  
9:51:48 AM CS/CS/SB 404 is reported favorably  
9:52:23 AM Next bill is CS/SB 406  
9:52:40 AM Take up amendment 627086 - technical  
9:52:58 AM Amendment 627086 is adopted.  
9:53:02 AM Back on the bill as amended  
9:53:05 AM No debate  
9:53:10 AM Senator Stargel waives close  
9:53:14 AM Roll Call on CS/SB 406 as amended  
9:53:20 AM CS/CS/SB 406 is reported favorably  
9:53:47 AM Senator Bradley moves to adjourn the meeting. Meeting is adjourned