

By Representative Flanagan

1                                   A bill to be entitled  
2           An act relating to vital statistics; creating  
3           the "Infants Born Alive Protection Act";  
4           amending s. 382.002, F.S.; providing  
5           applicability of the definition of "live  
6           birth"; providing an effective date.

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8 Be It Enacted by the Legislature of the State of Florida:

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10           Section 1. This act may be cited as the "Infants Born  
11 Alive Protection Act."

12           Section 2. Subsection (9) of section 382.002, Florida  
13 Statutes, is amended to read:

14           382.002 Definitions.--As used in this chapter, the  
15 term:

16           (9) "Live birth" means the complete expulsion or  
17 extraction of a product of human conception from its mother,  
18 irrespective of the duration of pregnancy, which, after such  
19 expulsion, breathes or shows any other evidence of life such  
20 as beating of the heart, pulsation of the umbilical cord, and  
21 definite movement of the voluntary muscles, whether or not the  
22 umbilical cord has been cut or the placenta is attached. This  
23 definition shall apply whether the expulsion or extraction  
24 occurs as a result of natural or induced labor, cesarean  
25 section, or induced abortion.

26           Section 3. This act shall take effect upon becoming a  
27 law.

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HOUSE SUMMARY

Creates the "Infants Born Alive Protection Act."  
Clarifies that the definition of "live birth" under the  
Florida Vital Statistics law applies in situations of  
natural or induced labor, cesarean section, or induced  
abortion.