



HB 0089

2003  
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CHAMBER ACTION

The Committee on Health Care recommends the following:

**Committee Substitute**

Remove the entire bill and insert:

A bill to be entitled

An act relating to the disposition of fetal remains; creating s. 383.33625, F.S.; providing a popular name; providing that where a health care practitioner has custody of a fetus following a spontaneous fetal demise, the health practitioner must notify the mother of her option to burial or cremation of the fetal remains; providing requirements with respect to notification and election; directing the Department of Health to develop forms by rule for health practitioners; providing that where a facility has custody of fetal remains following a spontaneous fetal demise, the facility must notify the mother of her option to burial or cremation of the fetal remains; providing requirements with respect to notification and election; directing the Agency for Health Care Administration to develop forms by rule for facilities; providing an effective date.

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



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Section 1. Section 383.33625, Florida Statutes, is created to read:

383.33625 Stephanie Saboor Grieving Parents Act; disposition of fetus; notification; forms developed.--

(1) This section shall be known by the popular name, and may be cited as, the "Stephanie Saboor Grieving Parents Act."

(2) A health care practitioner licensed pursuant to chapter 458, chapter 459, chapter 464, or chapter 467 having custody of fetal remains following a spontaneous fetal demise occurring after a gestation period of less than 20 completed weeks must notify the mother of her option to arrange for the burial or cremation of the fetal remains. Notification may also include other options, such as, but not limited to, a ceremony, a certificate, or common burial of the fetal remains. The mother must elect, in writing, within 24 hours of notification if she chooses to arrange for burial or cremation of the fetal remains.

(3) The Department of Health shall develop forms, by rule, to be used by the health care practitioner for notifications and elections and the health care practitioner shall provide the forms to the mother.

(4) A facility licensed pursuant to chapters 383 and 395 having custody of fetal remains following a spontaneous fetal demise occurring after a gestation period of less than 20 completed weeks must notify the mother of her option to arrange for the burial or cremation of the fetal remains. Notification may also include other options such as, but not limited to, a ceremony, a certificate, or common burial of the fetal remains.



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57 The mother must elect, in writing, within 24 hours of  
58 notification if she chooses to arrange for burial or cremation  
59 of the fetal remains.

60 (5) The Agency for Health Care Administration shall  
61 develop forms, by rule, to be used by the facility for  
62 notifications and elections and the hospital shall provide the  
63 forms to the mother.

64 Section 2. This act shall take effect upon becoming a law.