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LEGISLATIVE ACTION

Senate

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House

Senator Stargel moved the following:

Senate Amendment

Delete lines 86 - 127

and insert:

identification. The parent or legal guardian shall certify in a signed, dated, and notarized document, initialed on each page, that he or she consents to the termination of the pregnancy of the minor. The document must include the following statement, which must precede the signature of the parent or guardian: "I, (insert name of parent or legal guardian), am the (select "parent" or "legal guardian," as appropriate) of (insert name of



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12 minor) and give consent for (insert name of physician) to
13 perform or induce a termination of pregnancy on her. Under
14 penalties of perjury, I declare that I have read the foregoing
15 statement and that the facts stated in it are true.” A copy of
16 the parent’s or legal guardian’s government-issued proof of
17 identification must be attached to the notarized document.

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

23 3. A physician receiving consent from a parent or guardian
24 under this section shall execute for inclusion in the medical
25 record of the minor an affidavit stating: “I, (insert name of
26 physician), certify that, according to my best information and
27 belief, a reasonable person under similar circumstances would
28 rely on the information presented by both the minor and her
29 parent or legal guardian as sufficient evidence of identity.”

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

31 1. Notification is not required as provided in subparagraph
32 (4) (b) 1., subparagraph (4) (b) 3., subparagraph (4) (b) 4., or
33 subparagraph (4) (b) 5.;

34 2. Notification is not required due to the existence of a
35 waiver as provided in subparagraph (4) (b) 2., if that waiver is
36 signed by the minor’s parent or legal guardian, is notarized, is
37 dated within 30 days before the termination of the pregnancy,
38 contains a specific waiver of the right of the parent or legal
39 guardian to consent to the minor’s termination of pregnancy, and
40 a copy of the parent’s or legal guardian’s government-issued



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41 proof of identification is attached to the waiver;