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LEGISLATIVE ACTION

Senate

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House

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Floor: 24/F/2R

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01/29/2020 05:10 PM

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Senator Berman moved the following:

Senate Amendment (with title amendment)

Between lines 284 and 285

insert:

(9) MATERIALS AND INFORMATION.—

(a) 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 paragraph (c) in an easily downloadable



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12 format. The materials must include information that is stated in
13 plain, easily understandable language corresponding to a grade 5
14 reading level and must include all of the following information:

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

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

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

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

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

39 6. Information about the evidentiary standard that the
40 court is required to use when deciding whether to grant or deny



41 a judicial waiver, including a list of evidence the minor must
42 provide to the court during the hearing.

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

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

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

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

66 And the title is amended as follows:

67 Delete line 18

68 and insert:

69 made by the act; requiring the Office of the State



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70 Courts Administrator to develop and publish certain
71 informational materials in hard copy format and online
72 regarding procedures for obtaining judicial waivers;
73 prescribing the format and content of the materials;
74 providing for the distribution of the materials;
75 requiring the office to publish a clearly visible
76 website hyperlink to a specified webpage containing
77 certain information on judicial waivers; requiring the
78 office to annually review and update, as necessary,
79 the informational materials, including certain
80 specified information; amending s. 27.511, F.S.;
81 conforming