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LEGISLATIVE ACTION

Senate

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House

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Floor: 4/F/2R

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03/02/2022 03:13 PM

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Senator Stewart moved the following:

**Senate Amendment (with directory and title amendments)**

Delete lines 229 - 242

and insert:

bodily function of the pregnant woman ~~other than a psychological condition.~~

(b) The physician certifies in writing that, in reasonable medical judgment, there is a medical necessity for legitimate emergency medical procedures for termination of the pregnancy to save the pregnant woman's life or avert a serious risk of imminent substantial and irreversible physical impairment of a



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12 major bodily function of the pregnant woman ~~other than a~~  
13 ~~psychological condition~~, and another physician is not available  
14 for consultation.

15 (c) The fetus has not achieved viability under s.  
16 390.01112, and two physicians certify in writing that, in  
17 reasonable medical judgement, the fetus has a fatal fetal  
18 abnormality.

19 (15) USE OF PUBLIC FUNDS RESTRICTED.—A state agency, a  
20 local governmental entity, or a managed care plan providing  
21 services under part IV of chapter 409 may not expend funds for  
22 the benefit of, pay funds to, or initiate or renew a contract  
23 with an organization that owns, operates, or is affiliated with  
24 one or more clinics that are licensed under this chapter and  
25 perform abortions unless one or more of the following applies:

26 (a) All abortions performed by such clinics are:

- 27 1. On fetuses that are conceived through rape or incest; or  
28 2. Are medically necessary to preserve the life of the  
29 pregnant woman or to avert a serious risk of substantial and  
30 irreversible physical impairment of a major bodily function of  
31 the pregnant woman, ~~other than a psychological condition.~~

32 Section 5. Subsection (1) of section 390.01112, Florida  
33 Statutes, is amended to read:

34 390.01112 Termination of pregnancies during viability.—

35 (1) A physician may not perform a ~~No~~ termination of  
36 pregnancy ~~shall be performed on any human being~~ if the physician  
37 determines that, in reasonable medical judgment, the fetus has  
38 achieved viability, unless:

39 (a) Two physicians certify in writing that, in reasonable  
40 medical judgment, the termination of the pregnancy is necessary



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41 to save the pregnant woman's life or avert a serious risk of  
42 substantial and irreversible physical impairment of a major  
43 bodily function of the pregnant woman ~~other than a psychological~~  
44 ~~condition~~; or

45 (b) The physician certifies in writing that, in reasonable  
46 medical judgment, there is a medical necessity for legitimate  
47 emergency medical procedures for termination of the pregnancy to  
48 save the pregnant woman's life or avert a serious risk of  
49 imminent substantial and irreversible physical impairment of a  
50 major bodily function of the pregnant woman ~~other than a~~  
51 ~~psychological condition~~, and another physician is not available  
52 for consultation.

53  
54 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

55 And the directory clause is amended as follows:

56 Delete lines 216 - 217

57 and insert:

58 Section 4. Subsection (1) and paragraph (a) of subsection  
59 (15) of section 390.0111, Florida Statutes, are amended to read:

60  
61 ===== T I T L E A M E N D M E N T =====

62 And the title is amended as follows:

63 Delete line 25

64 and insert:

65 providing and revising exceptions; amending s.  
66 390.01112, F.S.; conforming provisions to changes made  
67 by the act; amending s. 390.0112, F.S.;