

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Bartleman offered the following:

**Amendment**

Remove lines 79-204 and insert:

pregnant woman's life or to avert a serious risk of substantial and irreversible physical impairment of a major bodily function of the pregnant woman other than a psychological condition.

Section 3. Effective upon this act becoming a law, section 381.96, Florida Statutes, is amended to read:

381.96 Pregnancy support and wellness services.—

(1) DEFINITIONS.—As used in this section, the term:

(a) "Department" means the Department of Health.

(b) "Eligible client" means any of the following:

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14           1. A pregnant woman or a woman who suspects she is  
15 pregnant, and the family of such woman, who voluntarily seeks  
16 pregnancy support services and any woman who voluntarily seeks  
17 wellness services.

18           2. A woman who has given birth in the previous 12 months  
19 and her family.

20           3. A parent or parents or a legal guardian or legal  
21 guardians, and the families of such parents and legal guardians,  
22 for up to 12 months after the birth of a child or the adoption  
23 of a child younger than 3 years of age.

24           (c) "Florida Pregnancy Care Network, Inc.," or "network"  
25 means the not-for-profit statewide alliance of pregnancy support  
26 organizations that provide pregnancy support and wellness  
27 services through a comprehensive system of care to women and  
28 their families.

29           (d) "Pregnancy and parenting support services" means  
30 services that promote and encourage childbirth, including, but  
31 not limited to:

32           1. Direct client services, such as pregnancy testing,  
33 counseling, referral, training, and education for pregnant women  
34 and their families. ~~A woman and her family shall continue to be~~  
35 ~~eligible to receive direct client services for up to 12 months~~  
36 ~~after the birth of the child.~~

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37           2. Nonmedical material assistance that improves the  
38 pregnancy or parenting situation of families, including, but not  
39 limited to, clothing, car seats, cribs, formula, and diapers.

40           3. Counseling or mentoring, education materials, and  
41 classes regarding pregnancy, parenting, adoption, life skills,  
42 and employment readiness.

43           4. Network ~~Program~~ awareness activities, including a  
44 promotional campaign to educate the public about the pregnancy  
45 support services offered by the network and a website that  
46 provides information on the location of providers in the user's  
47 area and other available community resources.

48           ~~5.3.~~ Communication activities, including the operation and  
49 maintenance of a hotline or call center with a single statewide  
50 toll-free number that is available 24 hours a day for an  
51 eligible client to obtain the location and contact information  
52 for a pregnancy center located in the client's area.

53           (e) "Wellness services" means services or activities  
54 intended to maintain and improve health or prevent illness and  
55 injury, including, but not limited to, high blood pressure  
56 screening, anemia testing, thyroid screening, cholesterol  
57 screening, diabetes screening, and assistance with smoking  
58 cessation.

59           (2) DEPARTMENT DUTIES.—The department shall contract with  
60 the network for the management and delivery of pregnancy and

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61 parenting support services and wellness services to eligible  
62 clients.

63 (3) CONTRACT REQUIREMENTS.—The department contract shall  
64 specify the contract deliverables, including financial reports  
65 and other reports due to the department, timeframes for  
66 achieving contractual obligations, and any other requirements  
67 the department determines are necessary, such as staffing and  
68 location requirements. The contract shall require the network  
69 to:

70 (a) Establish, implement, and monitor a comprehensive  
71 system of care through subcontractors to meet the pregnancy and  
72 parenting support and wellness needs of eligible clients.

73 (b) Establish and manage subcontracts with a sufficient  
74 number of providers to ensure the availability of pregnancy and  
75 parenting support services and wellness services for eligible  
76 clients, and maintain and manage the delivery of such services  
77 throughout the contract period.

78 (c) Spend at least 85 ~~90~~ percent of the contract funds on  
79 pregnancy and parenting support services, excluding services  
80 specified in subparagraph (1)(d)4., and wellness services.

81 (d) Offer wellness services through vouchers or other  
82 appropriate arrangements that allow the purchase of services  
83 from qualified health care providers.

84 (e) Require a background screening under s. 943.0542 for  
85 all paid staff and volunteers of a subcontractor if such staff

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86 or volunteers provide direct client services to an eligible  
87 client who is a minor or an elderly person or who has a  
88 disability.

89 (f) Annually monitor its subcontractors and specify the  
90 sanctions that shall be imposed for noncompliance with the terms  
91 of a subcontract.

92 (g) Subcontract only with providers that exclusively  
93 promote and support childbirth.

94 (h) Ensure that informational materials provided to an  
95 eligible client by a provider are current and accurate and cite  
96 the reference source of any medical statement included in such  
97 materials.

98 (i) Ensure that the department is provided with all  
99 information necessary for the report required under subsection  
100 (5).

101 (4) SERVICES.—Services provided pursuant to this section  
102 must be provided in a noncoercive manner and may not include any  
103 religious content.

104 (5) REPORT.—By July 1, 2024, and each year thereafter, the  
105 department shall report to the Governor, the President of the  
106 Senate, and the Speaker of the House of Representatives on the  
107 amount and types of services provided by the network; the  
108 expenditures for such services; and the number of, and  
109 demographic information for, women, parents, and families served  
110 by the network.

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111 Section 4. Subsections (1), (2), (10), and (13) of section  
112 390.0111, Florida Statutes, are amended to read:

113 390.0111 Termination of pregnancies.—

114 (1) TERMINATION AFTER GESTATIONAL AGE OF 6 ~~15~~ WEEKS; WHEN  
115 ALLOWED.—A physician may not knowingly perform or induce a  
116 termination of pregnancy if the physician determines the  
117 gestational age of the fetus is more than 6 ~~15~~ weeks unless one  
118 of the following conditions is met:

119 (a) Two physicians certify in writing that, in reasonable  
120 medical judgment, the termination of the pregnancy is necessary  
121 to save the pregnant woman's life or avert a serious risk of  
122 substantial and irreversible physical impairment of a major  
123 bodily function of the pregnant woman other than a psychological  
124 condition.

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

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