

By Senator Arrington

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1 A bill to be entitled
2 An act relating to reproductive health rights;
3 creating part VI of ch. 760, F.S., entitled
4 "Reproductive Health Rights"; creating s. 760.901,
5 F.S.; providing a short title; creating s. 760.902,
6 F.S.; defining the term "reproductive health care";
7 creating s. 760.903, F.S.; providing legislative
8 findings; providing that every individual has a
9 fundamental right to make autonomous decisions about
10 the individual's own reproductive health; providing
11 that individuals who become pregnant have a
12 fundamental right to make certain decisions in
13 exercise of such right; prohibiting local units of
14 government from regulating an individual's ability to
15 exercise such right in a manner more restrictive than
16 that set forth in specified provisions; providing an
17 effective date.

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

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21 Section 1. Part VI of chapter 760, Florida Statutes,
22 consisting of ss. 760.901-760.903, Florida Statutes, is created
23 and entitled "Reproductive Health Rights."

24 Section 2. Section 760.901, Florida Statutes, is created to
25 read:

26 760.901 Short title.—This part may be cited as the "Protect
27 Reproductive Options Act."

28 Section 3. Section 760.902, Florida Statutes, is created to
29 read:

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30 760.902 Definition.—As used in this part, the term
31 “reproductive health care” means health care offered, arranged,
32 or furnished for the purpose of preventing pregnancy,
33 terminating a pregnancy, managing pregnancy loss, or improving
34 maternal health and birth outcomes. The term includes, but is
35 not limited to, contraception, sterilization, preconception
36 care, maternity care, abortion care, family planning, and
37 fertility services, and counseling regarding reproductive health
38 care.

39 Section 4. Section 760.903, Florida Statutes, is created to
40 read:

41 760.903 Reproductive freedom.—

42 (1) The State Constitution establishes the principles of
43 individual liberty, personal privacy, and equality. The
44 Legislature finds that such principles ensure the fundamental
45 right to reproductive freedom.

46 (2) Notwithstanding chapter 390 or any other law to the
47 contrary:

48 (a) Every individual has a fundamental right to make
49 autonomous decisions about the individual’s own reproductive
50 health, including the fundamental right to use or refuse
51 reproductive health care.

52 (b) Every individual who becomes pregnant has a fundamental
53 right to continue the pregnancy and give birth, or obtain an
54 abortion, and to make autonomous decisions about how to exercise
55 this fundamental right.

56 (3) A local unit of government may not regulate an
57 individual’s ability to freely exercise the fundamental right to
58 reproductive freedom in a manner that is more restrictive than

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59 that set forth in this section.

60 Section 5. This act shall take effect upon becoming a law.