

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED                                        (Y/N)  
ADOPTED AS AMENDED                        (Y/N)  
ADOPTED W/O OBJECTION                    (Y/N)  
FAILED TO ADOPT                            (Y/N)  
WITHDRAWN                                   (Y/N)  
OTHER                                           

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1 Committee/Subcommittee hearing bill: Health Quality  
2 Subcommittee

3 Representative Cortes, B. offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 45-88 and insert:

7 382.002 Definitions.—As used in this chapter, the term:

8 (14) "Nonviable birth" means an unintentional, spontaneous  
9 fetal demise occurring after the completion of the 9th week of  
10 gestation but prior to the 20th week of gestation of a pregnancy  
11 that has been verified by a health care practitioner.

12 Section 3. Paragraph (b) of subsection (2) of section  
13 382.008, Florida Statutes, is amended, and subsection (7) is  
14 added to that section, to read:

15 382.008 Death, ~~and~~ fetal death, and nonviable birth  
16 registration.—

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17 (2)

18 (b) The State Registrar may receive electronically a  
19 certificate of death, ~~or fetal death,~~ or nonviable birth which  
20 is required to be filed with the registrar under this chapter  
21 through facsimile or other electronic transfer for the purpose  
22 of filing the certificate. The receipt of a certificate of  
23 death, ~~or fetal death,~~ or nonviable birth by electronic transfer  
24 constitutes delivery to the State Registrar as required by law.

25 (7) Upon the request of a parent of a nonviable birth, a  
26 health care practitioner licensed pursuant to chapter 464 or  
27 chapter 467 who attends or diagnoses a nonviable birth, or a  
28 health care facility licensed pursuant to chapter 383 or chapter  
29 395 at which a nonviable birth occurs, shall electronically file  
30 a registration of nonviable birth on the department's electronic  
31 death registration system or on a form prescribed by the  
32 department with the department or local registrar of the  
33 district in which the nonviable birth occurred within 30 days of  
34 receipt of such request, and shall be registered with the  
35 department if it has been completed and filed in accordance with  
36 this chapter or adopted rules.

37 Section 4. Subsection (9) of section 382.0085, Florida  
38 Statutes, is amended to read:

39 382.0085 Stillbirth registration.—

40 (9) This section or s. 382.002(17) ~~382.002(16)~~ may not be  
41 used to establish, bring, or support a civil cause of action

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42 seeking damages against any person or entity for bodily injury,  
43 personal injury, or wrongful death for a stillbirth.

44 Section 5. Section 382.0086, Florida Statutes, is created  
45 to read:

46 382.0086 Certificate of nonviable birth.-

47 (1) For any nonviable birth in this state, the department  
48 shall issue a certificate of nonviable birth within 60 days upon  
49 the request of a parent named on the registration of nonviable  
50 birth.

51 (2) The person or entity authorized to register a  
52 nonviable birth under this chapter shall advise a parent of a  
53 nonviable birth:

54  
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56 **T I T L E A M E N D M E N T**

57 Remove line 8 and insert:

58 birth; authorizing certain health care practitioners and