

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WITHDRAWN (Y/N)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

1 Committee/Subcommittee hearing bill: Health & Human Services
2 Committee

3 Representative Grall offered the following:

4
5 **Amendment (with title amendment)**

6 Remove lines 243-275 and insert:

7 Section 7. Section 1014.06, Florida Statutes, is created
8 to read:

9 1014.06 Parental consent for health care services.-

10 (1) (a) Except as otherwise provided by law, a health care
11 practitioner, as defined in s. 456.001, may not provide or
12 solicit or arrange to provide health care services or prescribe
13 medicinal drugs to a minor child without first obtaining written
14 parental consent.

15 (b) Except as otherwise provided by law, a person, as
16 defined in s. 1.01, or an individual employed by such person may

Amendment No. 1

17 not provide or solicit or arrange to provide health care
18 services or prescribe medicinal drugs to a minor child without
19 first obtaining written parental consent.

20 (2) Except as otherwise provided by law or a court order,
21 a provider, as defined in s. 408.803, may not allow a medical
22 procedure to be performed on a minor child in its facility
23 without first obtaining written parental consent.

24 (3) This section does not apply to an abortion, which is
25 governed by chapter 390.

26 (4) A health care practitioner or other person who
27 violates this section is subject to disciplinary action pursuant
28 to ss. 456.072 or 408.813, as applicable, and commits a
29 misdemeanor of the first degree, punishable as provided in ss.
30 775.082 and 775.083.

31 Section 8. Subsection (3) of section 408.813, Florida
32 Statutes, is amended, to read:

33 408.813 Administrative fines; violations.—As a penalty for
34 any violation of this part, authorizing statutes, or applicable
35 rules, the agency may impose an administrative fine.

36 (3) The agency may impose an administrative fine for a
37 violation that is not designated as a class I, class II, class
38 III, or class IV violation. Unless otherwise specified by law,
39 the amount of the fine may not exceed \$500 for each violation.
40 Unclassified violations include:

41 (a) Violating any term or condition of a license.

Amendment No. 1

42 (b) Violating any provision of this part, authorizing
43 statutes, or applicable rules.

44 (c) Exceeding licensed capacity.

45 (d) Providing services beyond the scope of the license.

46 (e) Violating a moratorium imposed pursuant to s. 408.814.

47 (f) Violating the parental consent requirements of s.
48 1014.06.

49 Section 9. Paragraph (pp) is added to subsection (1) of
50 section 456.072, Florida Statutes, to read:

51 456.072 Grounds for discipline; penalties; enforcement.—

52 (1) The following acts shall constitute grounds for which
53 the disciplinary actions specified in subsection (2) may be
54 taken:

55 (pp) Failure to comply with the parental consent
56 requirements of s. 1014.06.

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58
59 **T I T L E A M E N D M E N T**

60 Remove line 34 and insert:
61 providing penalties; amending s. 408.813, F.S.; creating grounds
62 for administrative fines for health care facilities; amending s.
63 456.072, F.S.; creating grounds for disciplinary action for
64 health care practitioners; providing an effective date.