

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Eskamani offered the following:

Substitute Amendment for Amendment (667633) (with directory and title amendments)

Between lines 250 and 251, insert:

(j)1. The Office of the State Courts Administrator shall develop and publish materials informing the public of the procedures for judicial waiver under this subsection. The materials must be published in hard copy format, and published on the Office of the State Courts Administrator's website in an easily downloadable format. Such materials must include information that is stated in plain, easily understandable

747687

Approved For Filing: 4/12/2019 4:45:07 PM

Amendment No.

13 language corresponding to a grade 5 reading level, and must
14 include all of the following information:

15 a. An explanation that a minor who is unable to obtain
16 parental consent or waiver of parental notification for an
17 abortion may petition a circuit court to obtain a judicial
18 waiver.

19 b. A statement that any information that could be used to
20 identify a minor who petitions the court for a judicial waiver
21 is confidential and exempt from public disclosure, that judges
22 and court staff must maintain that confidentiality, and that any
23 personal identifying information contained in a court record
24 must be kept confidential.

25 c. A step-by-step guide detailing the procedures for
26 judicial waiver from the initiation of a petition for judicial
27 waiver to a court's final ruling, and, if applicable, by county,
28 an expected timeline for proceedings; where the minor can locate
29 and obtain materials, physically or online; where and how a
30 petition and any necessary paperwork may be filed; and a list of
31 important deadlines.

32 d. A list of each county's clerk of court, including
33 addresses, current business hours, and the direct contact
34 information for a staff member who is familiar with the judicial
35 waiver procedures in a particular circuit's jurisdiction.

747687

Approved For Filing: 4/12/2019 4:45:07 PM

Amendment No.

36 e. Information about how to access the names and contact
37 information for attorneys who provide services on a pro bono
38 basis to minors seeking a judicial waiver.

39 f. Information about the evidentiary standard that the
40 court is required to use when deciding whether to grant or deny
41 a judicial waiver, including a list of evidence the minor must
42 provide to the court during the hearing.

43 2. The Office of State Courts Administrator must provide
44 an adequate amount of published materials in hard copy to each
45 clerk of court and to each health care provider that offers
46 abortion services which includes all of the information
47 regarding judicial waiver procedures required in subparagraph 1.

48 3. The Office of State Courts Administrator must publish a
49 clearly visible hyperlink on its website that directs the public
50 to a standalone webpage, which may not share a uniform resource
51 locator (URL) with any other information, containing all of the
52 information required in subparagraph 1. The hyperlink to the URL
53 must clearly identify that it provides information regarding the
54 judicial waiver procedures for any minor who is seeking to
55 obtain an abortion without parental consent or notification.

56 4. At least annually, the Office of State Courts
57 Administrator must review and, if necessary, update the
58 materials and information required under this paragraph for
59 accuracy, including all contact information for the clerks of

747687

Approved For Filing: 4/12/2019 4:45:07 PM

Amendment No.

60 courts and the courthouses where a minor may file a petition for
61 a judicial waiver.

62 -----
63

64 **D I R E C T O R Y A M E N D M E N T**

65 Remove lines 31-32 and insert:

66 (6), (7), and (8), respectively, subsection (1), paragraph (b)
67 of present subsection (3), and present subsections (4), (5), and
68 (6) are

69 -----
70

71 **T I T L E A M E N D M E N T**

72 Between lines 11 and 12, insert:

73 requiring the Office of State Courts Administrator to
74 develop and publish materials and information on
75 procedures for judicial waiver; requiring that the
76 office provide published materials to each clerk of
77 court and certain health care providers; requiring
78 that the office publish the materials and information
79 on its website; requiring that the office review and
80 update such materials and information annually;

747687