Senator Berman moved the following:

**Senate Amendment**

Delete lines 69 - 129 and insert:

2. A licensed mental health counselor, a licensed psychologist, or a licensed psychiatrist certifies in the minor’s medical record that abortion is in the best interest of the minor’s mental health;

3. Notice is waived in writing by the person who is entitled to notice and such waiver is notarized, dated not more than 30 days before the termination of pregnancy, and contains a
specific waiver of the right of the parent or legal guardian to notice of the minor’s termination of pregnancy;

4. Notice is waived by the minor who is or has been married or has had the disability of nonage removed under s. 743.015 or a similar statute of another state;

5. Notice is waived by the patient because the patient has a minor child dependent on her; or

6. Notice is waived under subsection (6).

(5) PARENTAL CONSENT REQUIRED.—

(a) A physician must obtain written consent from a parent or legal guardian before performing or inducing the termination of a pregnancy of a minor.

1. The consenting parent or legal guardian shall provide to the physician a copy of a government-issued proof of identification and written documentation establishing that he or she is the lawful parent or legal guardian of the minor. The parent or legal guardian shall certify in a signed, dated, and notarized document, initialed on each page, that he or she consents to the termination of the pregnancy of the minor. The document must include the following statement, which must precede the signature of the parent or guardian: “I, (insert name of parent or legal guardian), am the (select “parent” or “legal guardian,” as appropriate) of (insert name of minor) and give consent for (insert name of physician) to perform or induce a termination of pregnancy on her. Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated in it are true.” A copy of the parent’s or legal guardian’s government-issued proof of identification establishing that he or she is the minor’s lawful parent or
legal guardian must be attached to the notarized document.

2. The physician shall keep a copy of the proof of identification of the parent or legal guardian and the certified statement in the medical file of the minor for 5 years after the minor reaches the age of 18 years, but in no event less than 7 years.

3. A physician receiving consent from a parent or guardian under this section shall execute for inclusion in the medical record of the minor an affidavit stating: “I, (insert name of physician), certify that, according to my best information and belief, a reasonable person under similar circumstances would rely on the information presented by both the minor and her parent or legal guardian as sufficient evidence of identity.”

(b) The consent of a parent or guardian is not required if:

1. Notification is not required as provided in subparagraph (4)(b)1., subparagraph (4)(b)3., subparagraph (4)(b)4., or subparagraph (4)(b)5.;

2. Notification is not required due to the existence of a waiver as provided in subparagraph (4)(b)2., if that waiver is signed by the minor’s parent or legal guardian, is notarized, is dated within 30 days before the termination of the pregnancy, contains a specific waiver of the right of the parent or legal guardian to consent to the minor’s termination of pregnancy, and a copy of a government-issued proof of identification and written documentation establishing that the person who signed the waiver is the lawful parent or legal guardian, as applicable, of the minor is attached to the waiver;

3. Consent is waived under subsection (6);

4. A licensed mental health counselor, a licensed
psychologist, or a licensed psychiatrist certifies in the minor’s medical record that abortion is in the best interest of the minor’s mental health; or

5. In the physician’s good faith clinical judgment, a