A bill to be entitled An act relating to youth gender and sexual identity; creating s. 456.0335, F.S.; providing a short title; defining the term "sex"; providing criminal penalties for health care practitioners who perform or cause specified practices to be performed on a minor under certain conditions; providing applicability; amending s. 1000.05, F.S.; providing an exception to participation in intramural athletics; amending s. 1002.20, F.S.; prohibiting certain students from participating on specified high school athletic teams; providing an effective date.

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

Section 1. Section 456.0335, Florida Statutes, is created to read:

456.0335 Vulnerable Child Protection Act.—

(1) This section may be cited as the "Vulnerable Child Protection Act."

(2) As used in this section, the term "sex" means the biological state of being female or male based on sex organs, chromosomes, and endogenous hormone profiles.

(3) A health care practitioner who performs any of the following practices upon a minor, or who causes such practices...
to be performed upon a minor, for the purpose of attempting to change the minor's sex or for the purpose of affirming the minor's perception of the minor's sex if that perception is inconsistent with the minor's sex, commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083:
  (a) Performing surgeries that sterilize, including castration, vasectomy, hysterectomy, oophorectomy, metoidioplasty, orchietomy, penectomy, phalloplasty, and vaginoplasty;
  (b) Performing a mastectomy;
  (c) Administering, prescribing, or supplying the following medications that induce transient or permanent infertility:
      1. Puberty-blocking medication, which stops or delays normal puberty;
      2. Supraphysiologic doses of testosterone, to females; or
      3. Supraphysiologic doses of estrogen, to males; or
  (d) Removing any otherwise healthy or nondiseased body part or tissue.
(4) This section does not apply to a health care practitioner acting in accordance with a good faith medical decision of a parent or guardian of a minor born with a medically verifiable genetic disorder of sex development, including:
  (a) External biological sex characteristics that are
unresolvably ambiguous, such as the minor being born with having
46 XX chromosomes with virilization, 46 XY chromosomes with
undervirilization, or both ovarian and testicular tissue.

(b) A sexual development disorder whereby a physician has
determined through genetic testing that the minor does not have
the normal chromosome structure for a male or a female.

Section 2. Paragraph (f) is added to subsection (3) of
section 1000.05, Florida Statutes, to read:

1000.05 Discrimination against students and employees in
the Florida K-20 public education system prohibited; equality of
access required.—

(3)

(f) Paragraphs (a) and (b) do not apply to the eligibility
of students to participate on athletic teams designated for
girls only as described in s. 1002.20(17)(a)2.

Section 3. Paragraph (a) of subsection (17) of section
1002.20, Florida Statutes, is amended to read:

1002.20 K-12 student and parent rights.—Parents of public
school students must receive accurate and timely information
regarding their child's academic progress and must be informed
of ways they can help their child to succeed in school. K-12
students and their parents are afforded numerous statutory
rights including, but not limited to, the following:

(17) ATHLETICS; PUBLIC HIGH SCHOOL.—

(a) Eligibility.—
1. Eligibility requirements for all students participating in high school athletic competition must allow a student to be immediately eligible in the school in which he or she first enrolls each school year, the school in which the student makes himself or herself a candidate for an athletic team by engaging in practice before enrolling, or the school to which the student has transferred, in accordance with s. 1006.20(2)(a).

2. Only students of the female sex are eligible to participate on athletic teams designated for girls only. As used in this paragraph, "sex" has the same meaning as provided in s. 456.0335(2).

Section 4. This act shall take effect July 1, 2021.