

## **BILL SUMMARY**

1<sup>st</sup> Session of the 59<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB 613</b>
<b>Version:</b>	<b>FA2-A2</b>
<b>Request Number:</b>	
<b>Author:</b>	<b>Rep. Turner</b>
<b>Date:</b>	<b>4/25/2023</b>
<b>Impact:</b>	<b>Please see previous summary of this measure</b>

### **Research Analysis**

The second amendment to the floor substitute for SB 613 adds a new Paragraph 8 to Subsection F of Section 1, allowing for a civil cause of action to be brought against any legislator who knowingly votes in favor of this act, against best practice medical guidelines, by the survivors of a trans minor who dies by suicide as a result of their inability to access gender transition procedures prohibited by the act.

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The floor substitute to SB 613, as amended, prohibits a health care professional from referring, performing, or attempting to perform gender transition procedures on any individual under 18 years of age. The measure prohibits facilities owned by the state, county, or local government and employees of those facilities from performing such procedures.

The measure prohibits insurance coverage for any of the services outlined that are performed within the state on any minor or adult. Exemptions are provided for those born with a medically verifiable disorder of sex development, including a person with external biological sex characteristics that are ambiguous, physician diagnosed disorders of sexual development, any procedure undertaken because the individual is in imminent danger of death or impairment of major bodily function unless such procedure is performed, and the six-month period following the effective date of the measure for individuals currently being prescribed prohibited medication and services.

The measure allows a person to assert an actual or threatened violation of this act and obtain compensatory damages, injunctive relief, declaratory relief, or any other appropriate relief. Any minor may bring an action through a parent, or a family representative. Disciplinary proceedings for violations of this measure must begin no later than the date as of which the individual receiving gender transition procedures attains the age of 45. The measure allows for the survivors of a trans minor who dies by suicide because the minor was unable to access gender affirming care, to bring a civil cause of action against any legislator who voted in favor of the measure, against best practice medical guidelines.

The measure also prohibits the use of any public funds to be directly or indirectly used by any entity to provide gender reassignment processes. Any entities, organizations, or individuals found violating the measure will lose public funding for a minimum of 1 year. For individuals, a violation of this measure will be considered unprofessional conduct and result in the immediate revocation of the license or certificate of the physician, mental health professional, or other health care professional.

Prepared By: Matthew Brenchley

### **Fiscal Analysis**

The measure is currently under review and impact information will be completed.

Prepared By: House Fiscal Staff

### **Other Considerations**

None.

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