

CS/SB 254 – Treatments for Sex Reassignment

This bill creates s. 456.52, F.S., adding an **unranked, 3rd degree felony (Level 1 by default)** for “any health care practitioner who willfully or actively participates in” providing “sex-reassignment prescriptions and procedures...for patients younger than 18 years of age.” Certain exceptions are listed for when this is not prohibited. This bill also adds **1st degree misdemeanors** for when these acts occur for patients who are 18 years of age or older without meeting certain criteria and if the person committing these acts is not a physician.

In FY 18-19, the incarceration rate for a Level 1, 3rd degree felony was 9.1%, and in FY 19-20 the incarceration rate was 8.2%. In FY 20-21, the incarceration rate for a Level 1, 3rd degree felony was 7.5%, and in FY 21-22 the incarceration rate was 8.6%.

There are multiple felonies listed under Chapter 456. Per DOC, in FY 18-19, there were 3 new commitments to prison. There were no new commitments in FY 19-20 or FY 20-21, but there was one new commitment in FY 21-22. All of these commitments were for felonies regarding practicing health care without a license. It is not known how many minors are currently practiced upon by a health care practitioner under the language in this bill, but there are a small number of offenders admitted to prison for the felonies listed in this chapter.

CONFERENCE APPROVED ESTIMATE: Positive Insignificant