

(3) If the judge fails to rule within the time period specified in subsection (g) and no extension was requested and granted, the petition shall be deemed granted and the notice requirement shall be waived.

(i) If the judge does not make a finding specified in subsection (h)(1) or (h)(2) of this Section, the judge shall deny the petition.

(j) The unemancipated minor may appeal the judgment of the juvenile court by filing a written notice of appeal at any time after the entry of judgment. The Judicial Council shall prescribe, by rule, the practice and procedure on appeal and the time and manner in which any record on appeal shall be prepared and filed and may prescribe forms for such proceedings. These procedures shall require that the hearing shall be held within three court days of filing the notice of appeal. Notice shall be given to the unemancipated minor of the date, time and place of the hearing. Judgment shall be entered within one court day of submission of the matter. The appellate court shall ensure that the unemancipated minor's identity be kept confidential and that all court proceedings be sealed. No filing fee shall be required for filing a notice of appeal. Judgment on appeal shall be entered within one court day of submission of the matter.

(k) The Judicial Council shall prescribe, by rule, the practice and procedure for petitions for waiver of parental notification, hearings and entry of judgment as it deems necessary and may prescribe forms for such proceedings. Each court shall provide annually to the Judicial Council, in a manner to be prescribed by the Judicial Council to ensure confidentiality of the unemancipated minors filing petitions, a report, by judge, of the number of petitions filed, the number of petitions granted under subsections (h)(1) or (h)(2), deemed granted under subsection (h)(3), denied under subsection (i) and granted and denied under subsection (j), said reports to be publicly available unless the Judicial Council determines that the data contained in individual reports should be aggregated by court or by county before being made available to the public in order to preserve the confidentiality of the unemancipated minors filing petitions.

(l) The Department of Health Services shall prescribe forms for the reporting of abortions performed on unemancipated minors by physicians. The report forms shall not identify the minor by name. The forms shall include the identity of the physician who performed the abortion, the facility where the abortion was performed, the date of the procedure and the minor's date of birth, the duration of the pregnancy, the type of abortion procedure, and if the abortion was performed after a notice made under subsections (c) or (d); or if it was an emergency abortion

performed under subsection (f); or if it was performed after a waiver of notification pursuant to subsections (e) or (h)(1), or (h)(2), or (h)(3) or (j).

(m) The physician who performs an abortion on an unemancipated minor shall within one month file a report concerning it with the Department of Health Services on forms prescribed pursuant to subsection (l).

(n) The Department of Health Services shall compile an annual statistical report from the information specified in subsection (l). The annual report shall not include the identity of any physician who filed a report as required by subsection (m). The compilation shall include statistical information on the numbers of abortions by month and by county where performed, the minors' ages, the duration of the pregnancies, the types of abortion procedures, and the numbers of abortions performed after notices made under subsections (c) and (d); the numbers of emergency abortions performed under subsection (f); and the numbers performed after waivers of notification pursuant to each of subsections (e), (h)(1), (h)(2), (h)(3), and (j). The annual statistical report shall be made available to the public.

(o) Any person who performs an abortion on an unemancipated minor and in so doing knowingly or negligently fails to comply with the provisions of this Section shall be liable for damages in a civil action brought by the unemancipated minor, her legal representative, or by a parent or guardian wrongfully denied notification. A person shall not be liable under this Section if the person establishes by written evidence that the person relied upon evidence sufficient to convince a careful and prudent person that the representations of the unemancipated minor or other persons regarding information necessary to comply with this Section were bona fide and true. At any time prior to the rendering of a final judgment in an action brought under this subsection, the parent or guardian may elect to recover, in lieu of actual damages, an award of statutory damages in the amount of \$10,000. In addition to any damages awarded under this subsection, the plaintiff shall be entitled to an award of reasonable attorney fees. Nothing in this Section shall abrogate, limit, or restrict the common law rights of parents or guardians, or any right to relief under any theory of liability that any person or any state or local agency may have under any statute or common law for any injury or damage, including any legal, equitable, or administrative remedy under federal or state law, against any party, with respect to injury to an unemancipated minor from an abortion.

(p) Other than an unemancipated minor who is the patient of a physician, or other than the physician or the physician's agent, any person who knowingly provides false information to a physician or a physician's agent for the purpose of

inducing the physician or the physician's agent to believe that pursuant to this Section notice has been or will be delivered, or that a waiver of notice has been obtained, or that an unemancipated minor patient is not an unemancipated minor, is guilty of a misdemeanor punishable by imprisonment in a county jail for up to 180 days or a fine of up to \$1,000, or both.

(q) Except in a case where a medical emergency, as defined in subsection (a)(3), precludes seeking her consent, no abortion shall be performed or induced on an unemancipated minor except with the consent of the unemancipated minor herself.

(r) An unemancipated minor who is being coerced by any person through force, threat of force, or threatened or actual deprivation of food or shelter to consent to undergo an abortion may apply to the juvenile court for relief. The court shall give the matter expedited consideration and grant such relief as may be necessary to prevent such coercion.

(s) This Section shall not take effect until 90 days after the election in which it is approved. The Judicial Council shall, within these 90 days, prescribe the rules, practices, and procedures and prepare and make available any forms it may prescribe as provided in subsection (k). The Department of Health Services shall, within these 90 days, prepare and make available the forms prescribed in subsections (c), (e), and (l).

(t) If any one or more provision, subsection, sentence, clause, phrase or word of this Section or the application thereof to any person or circumstance is found to be unconstitutional or invalid, the same is hereby declared to be severable and the balance of this Section shall remain effective notwithstanding such unconstitutionality or invalidity. Each provision, subsection, sentence, clause, phrase or word of this Section would have been approved by voters irrespective of the fact that any one or more provision, subsection, sentence, clause, phrase, or word might be declared unconstitutional or invalid.

(u) Except for the rights, duties, privileges, conditions, and limitations specifically provided for in this Section, nothing in this Section shall be construed to grant, secure, or deny any other rights, duties, privileges, conditions, and limitations relating to abortion or the funding thereof.