

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5052

To direct the Federal Trade Commission to prescribe rules prohibiting fraudulent advertising of abortion services.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 30, 2006

Mrs. MALONEY (for herself, Mr. HINCHEY, Mr. MCGOVERN, Mr. SANDERS, Mr. ACKERMAN, Ms. SCHAKOWSKY, Mr. KUCINICH, Mr. WAXMAN, Mr. WEXLER, Mrs. CAPPS, Mr. GRIJALVA, Mr. CROWLEY, and Ms. WOOLSEY) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To direct the Federal Trade Commission to prescribe rules prohibiting fraudulent advertising of abortion services.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Stop Deceptive Adver-  
5 tising for Women’s Services Act”.

6 **SEC. 2. PROHIBITION OF FRAUDULENT ADVERTISING OF**  
7 **ABORTION SERVICES.**

8 (a) CONDUCT PROHIBITED.—Not later than 180  
9 days after the date of enactment of this Act, the Federal

1 Trade Commission shall promulgate rules to prohibit any  
2 person to advertise with the intent to deceptively create  
3 the impression that such person is a provider of abortion  
4 services if such person does not provide abortion services.

5 (b) ENFORCEMENT.—The Federal Trade Commis-  
6 sion shall enforce the rules required under subsection (a)  
7 as if a violation of such rules were a violation of section  
8 5(a)(1) of the Federal Trade Commission Act (15 U.S.C.  
9 45(a)(1)). The Commission shall enforce such rules in the  
10 same manner and by the same means, powers, and duties  
11 as though all applicable terms and provisions of the Fed-  
12 eral Trade Commission Act were incorporated into and  
13 made a part of this Act.

14 **SEC. 3. DEFINITIONS.**

15 For purposes of the rules prescribed under section  
16 2, the following definitions apply:

17 (1) ADVERTISE.—The term “advertise” means  
18 offering of goods or services to the public, regardless  
19 of whether such goods or services are offered for  
20 payment or result in a profit.

21 (2) ABORTION SERVICES.—The term “abortion  
22 services” means providing surgical and non-surgical  
23 procedures to terminate a pregnancy, or providing  
24 referrals for such procedures.

1           (3) PERSON.—The term “person” has the  
2           meaning given such term in section 551(2) of title  
3           5, United States Code.

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