

114TH CONGRESS  
1ST SESSION

# H. R. 217

To amend title X of the Public Health Service Act to prohibit family planning grants from being awarded to any entity that performs abortions, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 8, 2015

Mrs. BLACK (for herself, Mrs. BLACKBURN, Mr. ROSKAM, Mr. ROE of Tennessee, Mr. FORTENBERRY, Mr. DUNCAN of South Carolina, Mr. WENSTRUP, Mr. KING of Iowa, Mr. FARENTHOLD, Mr. BENISHEK, Mr. DUNCAN of Tennessee, Mr. GOSAR, Mr. RIBBLE, Mr. JONES, Mr. HULTGREN, Mr. MCCLINTOCK, Mr. KELLY of Pennsylvania, Mr. WHITFIELD, Mr. SAM JOHNSON of Texas, Mr. COLE, Mr. MCKINLEY, Mr. FRANKS of Arizona, Mr. SCHOCK, Mr. MURPHY of Pennsylvania, Mr. HARPER, Mr. LAMBORN, Mr. MICA, Mr. FLEISCHMANN, Mr. COLLINS of Georgia, Mr. SIMPSON, Mr. YOHO, Mr. HUIZENGA of Michigan, Mrs. ELLMERS, Mr. HUELSKAMP, Mrs. WALORSKI, Mr. CLAWSON of Florida, Mr. FINCHER, Mr. THOMPSON of Pennsylvania, Mr. NEUGEBAUER, Mr. GRAVES of Missouri, Mr. PRICE of Georgia, Mr. BARLETTA, Mr. WALKER, Mr. BARR, Mr. FLORES, Mr. SMITH of New Jersey, Mr. PITTS, Mr. GIBBS, Mr. CRAWFORD, Mr. FLEMING, Mr. BRADY of Texas, Mrs. WAGNER, Mr. SCHWEIKERT, Mr. POE of Texas, Mrs. ROBY, Mr. JOHNSON of Ohio, Mr. PEARCE, Mr. PITTENGER, Mr. YODER, Mr. GARRETT, Mr. DUFFY, Mr. BOUSTANY, Mr. MARCHANT, Mr. BABIN, Mr. SCALISE, Mr. MASSIE, Mr. HARRIS, Mrs. HARTZLER, Mrs. NOEM, Ms. FOXX, Mr. JORDAN, Mr. GROTHMAN, Mr. RODNEY DAVIS of Illinois, Mr. TIBERI, Mr. CHABOT, Mr. OLSON, Mr. YOUNG of Indiana, Mr. WESTERMAN, Mr. JOLLY, Mr. BUCSHON, Mrs. MCMORRIS RODGERS, and Mr. BROOKS of Alabama) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend title X of the Public Health Service Act to prohibit

family planning grants from being awarded to any entity that performs abortions, and for other purposes.

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 “Title X Abortion Pro-

5 vider Prohibition Act”.

6 **SEC. 2. PROHIBITION ON ABORTION.**

7       Title X of the Public Health Service Act (42 U.S.C.  
8 300 et seq.) is amended by adding at the end the fol-

9 lowing:

10 **“SEC. 1009. ADDITIONAL PROHIBITION REGARDING ABOR-**  
11 **TION.**

12       “(a) PROHIBITION.—The Secretary shall not provide  
13 any assistance under this title to an entity unless the enti-

14 ty certifies that, during the period of such assistance, the  
15 entity will not perform, and will not provide any funds  
16 to any other entity that performs, an abortion.

17       “(b) EXCEPTION.—Subsection (a) does not apply  
18 with respect to an abortion where—

19               “(1) the pregnancy is the result of rape or in-

20 cest; or

21               “(2) a physician certifies that the woman suf-

22 fers from a physical disorder, physical injury, or  
23 physical illness that would place the woman in dan-

24 ger of death unless an abortion is performed, includ-

1       ing a life-threatening physical condition caused by or  
2       arising from the pregnancy itself.

3       “(c) HOSPITALS.—Subsection (a) does not apply with  
4       respect to a hospital, so long as such hospital does not,  
5       during the period of assistance described in subsection (a),  
6       provide funds to any non-hospital entity that performs an  
7       abortion (other than an abortion described in subsection  
8       (b)).

9       “(d) ANNUAL REPORT.—Not later than 60 days after  
10      the date of the enactment of the Title X Abortion Provider  
11      Prohibition Act, and annually thereafter, for the fiscal  
12      year involved, the Secretary shall submit a report to the  
13      Congress containing—

14             “(1) a list of each entity receiving a grant  
15             under this title;

16             “(2) for each such entity performing abortions  
17             under the exceptions described in subsection (b)—

18                     “(A) the total number of such abortions;

19                     “(B) the number of such abortions where  
20                     the pregnancy is the result of rape;

21                     “(C) the number of such abortions where  
22                     the pregnancy is the result of incest; and

23                     “(D) the number of such abortions where  
24                     a physician provides a certification described in  
25                     subsection (b)(2);

1           “(3) a statement of the date of the latest cer-  
2           tification under subsection (a) for each entity receiv-  
3           ing a grant under this title; and

4           “(4) a list of each entity to which an entity de-  
5           scribed in paragraph (1) makes available funds re-  
6           ceived through a grant under this title.

7           “(e) DEFINITIONS.—In this section:

8           “(1) The term ‘entity’ means the entire legal  
9           entity, including any entity that controls, is con-  
10          trolled by, or is under common control with such en-  
11          tity.

12          “(2) The term ‘hospital’ has the meaning given  
13          to such term in section 1861(e) of the Social Secu-  
14          rity Act.”.

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