

107TH CONGRESS
2D SESSION

H. R. 3805

To amend the General Education Provisions Act to prohibit Federal education funding for elementary or secondary schools that provide access to emergency postcoital contraception.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2002

Ms. HART (for herself, Mr. PITTS, Mr. BROWN of South Carolina, Mr. RYUN of Kansas, Mr. GRUCCI, Mr. SMITH of New Jersey, Mr. BRADY of Texas, Mr. SHIMKUS, Mr. DEMINT, Mr. PICKERING, Mr. FORBES, Mr. BURTON of Indiana, Mr. SCHAFFER, Mr. BARTLETT of Maryland, Mr. SHOWS, Mr. SHADEGG, Mr. TANCREDO, Mr. MANZULLO, Mr. TIAHRT, Mr. STEARNS, Mr. WELDON of Florida, Mr. PAUL, Mr. TERRY, Mr. VITTER, Mr. ARMEY, Mr. ROGERS of Michigan, Mrs. MYRICK, Mr. AKIN, Mr. SOUDER, Mr. BOOZMAN, Mr. LINDER, Mr. DOOLITTLE, Mr. CHABOT, Mr. WILSON of South Carolina, Mr. HOSTETTLER, Mr. GOODE, Mr. FLAKE, Mr. HOEKSTRA, Mr. ADERHOLT, Mr. GUTKNECHT, Mr. ISTOOK, Mr. TOOMEY, Mr. FLETCHER, and Mr. SENSENBRENNER) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the General Education Provisions Act to prohibit Federal education funding for elementary or secondary schools that provide access to emergency postcoital contraception.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Schoolchildren’s
3 Health Protection Act”.

4 **SEC. 2. SCHOOLCHILDREN’S HEALTH PROTECTION.**

5 The General Education Provisions Act (20 U.S.C.
6 1221 et seq.) is amended by adding at the end the fol-
7 lowing new part:

8 **“PART E—SCHOOLCHILDREN’S HEALTH**
9 **PROTECTION**

10 **“SEC. 461. LIMITATION ON FUNDING.**

11 “Notwithstanding any other provision of Federal law,
12 no funds shall be made available from any applicable pro-
13 gram to a State educational agency or local educational
14 agency that distributes or provides to an unemancipated
15 minor, on the premises or in the facilities of an elementary
16 school or secondary school, postcoital emergency contra-
17 ception (such as the so-called ‘morning-after pill’) or a
18 prescription for such contraception.

19 **“SEC. 462. DEFINITIONS.**

20 “In this part:

21 “(1) The term ‘postcoital emergency contracep-
22 tion’ means any of the regimens described in the no-
23 tice entitled ‘Prescription Drug Products; Certain
24 Combined Oral Contraceptives for Use as Postcoital
25 Emergency Contraception’, published in the Federal

1 Register on February 25, 1997 (62 FR 8610), or
2 any subsequent corresponding notice.

3 “(2) The term ‘unemancipated minor’ means an
4 unmarried individual under 18 years old who is—

5 “(A) a dependent (as defined in section
6 152(a) of the Internal Revenue Code of 1986);
7 and

8 “(B) not emancipated under an applicable
9 State law.”.

○