

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 1279

To establish certain requirements relating to the provision of services to minors by family planning projects under title X of the Public Health Service Act.

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## IN THE SENATE OF THE UNITED STATES

JUNE 21, 2005

Mr. COBURN (for himself, Mr. BROWNBACK, Mr. DEMINT, Mr. INHOFE, Mr. CORNYN, Mr. SANTORUM, Mr. SESSIONS, Mr. BUNNING, Mr. ENSIGN, Mr. ALLEN, and Mr. VITTER) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To establish certain requirements relating to the provision of services to minors by family planning projects under title X of the Public Health Service Act.

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 “Parent’s Right to  
5 Know Act of 2005”.

1 **SEC. 2. PROVISIONS REGARDING TITLE X FAMILY PLAN-**  
2 **NING PROJECTS.**

3 (a) PROVISION OF CONTRACEPTIVE DRUGS OR PRE-  
4 SCRIPTION DEVICES TO MINORS.—None of the funds ap-  
5 propriated in any Federal Act for any fiscal year for car-  
6 rying out title X of the Public Health Service Act (42  
7 U.S.C. 300 et seq.) may be made available to any family  
8 planning project under section 1001 of such title if any  
9 provider of services in the project knowingly provides con-  
10 traceptive drugs or prescription devices to a minor, un-  
11 less—

12 (1) such provider of services has given actual  
13 written notice to a custodial parent or custodial legal  
14 guardian of the minor, notifying the parent or legal  
15 guardian of the intent to provide the drugs or pre-  
16 scription devices, at least five business days before  
17 providing the drugs or prescription devices;

18 (2) the minor has the written consent of a cus-  
19 todial parent or custodial legal guardian to receive  
20 the drugs or prescription devices;

21 (3) the minor is emancipated under applicable  
22 State law; or

23 (4) a court of competent jurisdiction has di-  
24 rected that the minor may receive the drugs or pre-  
25 scription devices.

1           (b) CERTIFICATION OF COMPLIANCE.—Each provider  
2 of services under section 1001 of title X of the Public  
3 Health Service Act shall each year certify to the Secretary  
4 of Health and Human Services compliance with this sec-  
5 tion. Such Secretary shall prescribe such regulations as  
6 may be necessary to effectuate this section.

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