

Rand Paul

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8/22/18
MS
MBP

AMENDMENT NO. _____ Calendar No. _____

Purpose: To prohibit Federal funds being made available to a prohibited entity.

IN THE SENATE OF THE UNITED STATES—115th Cong., 2d Sess.

AMENDMENT N^o 3967

By Paul _____ Defense for _____
19, and for _____

To: Amra No 3695 _____

_____ and _____

3
Page(s) _____ nted

GPO: 2016 22-945 (mac)

_____. PAUL (for himself and Mr. LEE) to the amendment (No. 3695) proposed by Mr. SHELBY

Viz:

1 At the appropriate place in title V of division B, in-
2 sert the following:

3 SEC. _____. (a) IN GENERAL.—None of the funds
4 made available by this Act may be available directly or
5 through a State (including through managed care con-
6 tracts with a State) to a prohibited entity.

7 (b) PROHIBITED ENTITY.—The term “prohibited en-
8 tity” means an entity, including its affiliates, subsidiaries,
9 successors, and clinics—

1 (1) that, as of the date of enactment of this
2 Act—

3 (A) is an organization described in section
4 501(c)(3) of the Internal Revenue Code of 1986
5 and exempt from taxation under section 501(a)
6 of such Code;

7 (B) is an essential community provider de-
8 scribed in section 156.235 of title 45, Code of
9 Federal Regulations (as in effect on the date of
10 enactment of this Act), that is primarily en-
11 gaged in family planning services, reproductive
12 health, and related medical care; and

13 (C) performs, or provides any funds to any
14 other entity that performs abortions, other than
15 an abortion performed—

16 (i) in the case of a pregnancy that is
17 the result of an act of rape or incest; or

18 (ii) in the case where a woman suffers
19 from a physical disorder, physical injury,
20 or physical illness that would, as certified
21 by a physician, place the woman in danger
22 of death unless an abortion is performed,
23 including a life endangering physical condi-
24 tion caused by, or arising from, the preg-
25 nancy itself; and

1 (2) for which the total amount of Federal
2 grants to such entity, including grants to any affili-
3 ates, subsidiaries, or clinics of such entity, under
4 title X of the Public Health Service Act in fiscal
5 year 2016 exceeded \$23,000,000.

6 (c) END OF PROHIBITION.—The definition in sub-
7 section (b) shall cease to apply to an entity if such entity
8 certifies that it, including its affiliates, subsidiaries, suc-
9 cessors, and clinics, will not perform, and will not provide
10 any funds to any other entity that performs, an abortion
11 as described in subsection (b)(1)(C).