

117TH CONGRESS
2D SESSION

S. _____

To provide enhanced funding for family planning services.

IN THE SENATE OF THE UNITED STATES

Ms. SMITH (for herself, Mrs. MURRAY, Ms. WARREN, Mr. VAN HOLLEN, Ms. CORTEZ MASTO, Mr. KING, Ms. STABENOW, Mr. LUJÁN, Mr. BENNET, Mrs. SHAHEEN, Ms. HIRONO, Mr. PADILLA, Mr. SCHATZ, Ms. HASSAN, Mr. KAINE, Mr. MENENDEZ, Ms. ROSEN, Mr. BLUMENTHAL, Mr. DURBIN, Mr. WYDEN, Mr. SANDERS, Mr. MARKEY, Ms. BALDWIN, Mr. REED, Mr. MERKLEY, Ms. DUCKWORTH, Mr. MURPHY, Mr. KELLY, Ms. KLOBUCHAR, Mr. WARNOCK, Mr. WHITEHOUSE, and Mr. WARNER) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To provide enhanced funding for family planning 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 “Expanding Access to
5 Family Planning Act”.

6 **SEC. 2. TITLE X CLINIC FUND.**

7 (a) IN GENERAL.—There is established a Title X
8 Clinic Fund to be administered through the Office of the

1 Secretary of the Department of Health and Human Serv-
2 ices (referred to in this section as the “Office of the Sec-
3 retary”), to provide for expanded and sustained national
4 investment in clinics providing family planning services
5 supported under title X of the Public Health Service Act
6 (42 U.S.C. 300 et seq.) (referred to in this section as “title
7 X clinics”).

8 (b) FUNDING.—There is appropriated to the Office
9 of the Secretary for the Title X Clinic Fund, out of any
10 monies in the Treasury not otherwise appropriated, for
11 each of fiscal years 2023 through 2032—

12 (1) \$500,000,000 for necessary expenses for
13 grants and contracts under title X of the Public
14 Health Service Act (42 U.S.C. 300 et seq.); and

15 (2) \$50,000,000 for infrastructure, including
16 the construction and renovation (including equip-
17 ment) of title X clinics.

18 (c) AVAILABILITY.—Amounts appropriated under
19 subsection (b) shall remain available until expended.

20 (d) CONDITIONS ON FUNDING.—

21 (1) PROHIBITION.—No recipient of funds made
22 available under this section that makes a subaward
23 for the provision of title X services may prohibit an
24 entity from participating in such subaward program

1 for reasons other than the entity's inability to pro-
2 vide such title X services.

3 (2) PREGNANCY COUNSELING.—In the case of
4 services provided by a title X clinic that receives
5 funding made available under this section, all preg-
6 nancy counseling shall be nondirective, and, with re-
7 spect to all patients of the title X clinic with a posi-
8 tive pregnancy test, the following shall apply:

9 (A) All such patients shall be given the op-
10 portunity to be provided information and coun-
11 seling regarding each of the following options:

12 (i) Prenatal care and delivery.

13 (ii) Infant care, foster care, and adop-
14 tion.

15 (iii) Pregnancy termination.

16 (B) If the patient requests such informa-
17 tion and counseling, such patient shall be pro-
18 vided with neutral, factual information and
19 nondirective counseling on each option de-
20 scribed in subparagraph (A), including referral
21 upon request, except with respect to any option
22 about which the patient indicates no interest in
23 receiving such information and counseling.