

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

# S. 1209

To amend title V of the Social Security Act to promote responsible parenthood and integrated delivery of family planning services by increasing funding for and block granting the family planning program and the adolescent family life program.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 6 (legislative day, SEPTEMBER 5), 1995

Mr. COATS introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To amend title V of the Social Security Act to promote responsible parenthood and integrated delivery of family planning services by increasing funding for and block granting the family planning program and the adolescent family life program.

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; AMENDMENTS TO SOCIAL SECU-**  
4 **RITY ACT.**

5 (a) SHORT TITLE.—This Act may be cited as the  
6 “Responsible Parenthood Act of 1995”.

1 (b) AMENDMENTS TO THE SOCIAL SECURITY ACT.—  
2 Except as otherwise specifically provided, whenever in this  
3 Act an amendment is expressed in terms of an amendment  
4 to or repeal of a section or other provision, the reference  
5 shall be considered to be made to that section or other  
6 provision of the Social Security Act.

7 **SEC. 2. INTEGRATION OF FAMILY PLANNING AND MATER-**  
8 **NAL AND CHILD HEALTH SERVICES.**

9 (a) INCREASE IN FUNDING.—Section 501(a) (42  
10 U.S.C. 701(a)) is amended in the matter preceding para-  
11 graph (1) by striking “\$686,000,000” and inserting  
12 “\$886,000,000”.

13 (b) RESERVATION OF CERTAIN AMOUNTS.—Section  
14 502 (42 U.S.C. 702) is amended by striking  
15 “\$600,000,000” each place it appears and inserting  
16 “\$800,000,000”.

17 **SEC. 3. ABSTINENCE SERVICES.**

18 (a) PROVISION AND PROMOTION OF ABSTINENCE  
19 SERVICES.—Section 501(a)(1) (42 U.S.C. 701(a)(1)) is  
20 amended—

21 (1) in subparagraph (C), by striking “and” at  
22 the end;

23 (2) in subparagraph (D), by inserting “and” at  
24 the end; and

25 (3) by adding the following new subparagraph:

1           “(E) to provide and to promote family-cen-  
2           tered, community-based services and informa-  
3           tion regarding the delay or discontinuation of  
4           premarital sexual activity, particularly among  
5           adolescents, and to provide adoption-related  
6           services and promote adoption as an acceptable  
7           alternative for pregnant unmarried individ-  
8           uals.”.

9           (b) MINIMUM AMOUNT FOR ABSTINENCE SERV-  
10          ICES.—Section 504 (42 U.S.C. 704) is amended by adding  
11          the following new subsection:

12          “(e) Of the amounts paid to a State under section  
13          503 from an allotment for a fiscal year under section  
14          502(c), not less than 100 percent of such amounts (includ-  
15          ing the fair market value of any supplies or equipment)  
16          as were used under this title in the preceding fiscal year  
17          to provide family planning services shall be used to provide  
18          services described in section 501(a)(1)(E).”.

19          (c) NEEDS ASSESSMENT FOR ABSTINENCE SERV-  
20          ICES.—Section 505(a)(1) (42 U.S.C. 705(a)(1)) is amend-  
21          ed—

22                  (1) in subparagraph (B), by striking “and” at  
23                  the end;

24                  (2) in subparagraph (C), by adding “and” at  
25                  the end; and

1           (3) by adding at the end the following new sub-  
2 paragraph:

3           “(D) services and information regarding  
4 the delay or discontinuation of premarital sex-  
5 ual activity, particularly among adolescents,  
6 and regarding adoption.”.

7 **SEC. 4. USE OF FUNDS.**

8           (a) PROHIBITION OF USE FOR FAMILY PLANNING  
9 SERVICES IN SCHOOLS.—Section 504(b) (42 U.S.C.  
10 704(b)) is amended—

11           (1) in paragraph (5), by striking “or” at the  
12 end;

13           (2) in paragraph (6)(B), by striking the period  
14 at the end and inserting “; or”; and

15           (3) by adding at the end the following new  
16 paragraphs:

17           “(7) to provide or promote family planning  
18 services in any elementary or secondary educational  
19 institution; or

20           “(8) to provide or promote any drug or device  
21 except for a use that has been approved by the Food  
22 and Drug Administration.”.

23           (b) NO FUNDING OF PROGRAMS OR PROJECTS THAT  
24 PROVIDE ABORTION SERVICES.—Section 504 (42 U.S.C.

1 704), as amended by section 3(b), is amended by adding  
2 at the end the following new subsections:

3 “(f)(1) Payments under this title may be made only  
4 to programs or projects that—

5 “(A) do not provide abortions or abortion coun-  
6 seling or referral;

7 “(B) do not subcontract with or make any pay-  
8 ment to any person who provides abortions or abor-  
9 tion counseling or referral (except that any such pro-  
10 gram or project may provide referral for abortion  
11 counseling to a pregnant adolescent if such adoles-  
12 cent and the parents or guardians of such adolescent  
13 request such referral); or

14 “(C) do not advocate, promote, or encourage  
15 abortion.

16 “(2) The Secretary shall ascertain whether programs  
17 or projects comply with paragraph (1) and take appro-  
18 priate action if programs or projects do not comply with  
19 such paragraph, including withholding of funds.

20 “(g) A State shall ensure, to the maximum extent  
21 possible, family participation in the receipt of services pro-  
22 vided under section 501(a)(1) and shall ensure that an  
23 entity that receives funds under this title shall comply with  
24 any State law that requires—

1           “(1) involvement of a family member prior to  
2           the provision of services related to family planning  
3           or abortion; and

4           “(2) reporting of civil or criminal offenses in-  
5           volving child abuse or statutory rape.

6           “(h) The acceptance by any individual of family plan-  
7           ning services or family planning or population growth in-  
8           formation (including educational materials) provided  
9           through financial assistance under this title shall be vol-  
10          untary and shall not be a prerequisite to eligibility for or  
11          receipt of any other service or assistance from, or to par-  
12          ticipation in, any other program of the entity or individual  
13          that provided such service or information.”.

14       **SEC. 5. APPLICATION FOR BLOCK GRANT FUNDS.**

15          Section 505(a)(5) (42 U.S.C. 705(a)(5)) is amend-  
16          ed—

17               (1) by redesignating subparagraph (F) as sub-  
18               paragraph (I); and

19               (2) by inserting after subparagraph (F) the fol-  
20               lowing subparagraphs:

21                       “(G) the State will provide a description of  
22                       how the applicant will, as appropriate to the  
23                       provision of family planning services or services  
24                       provided under section 501(e)(1)(A)—

1           “(i) involve families of adolescents in  
2           a manner that will maximize the role of  
3           the family in the solution of problems re-  
4           lating to the parenthood or pregnancy of  
5           the adolescent; and

6           “(ii) involve religious and charitable  
7           organizations, voluntary associations, and  
8           other groups in the private sector as well  
9           as services provided by publicly sponsored  
10          initiatives;

11          “(H)(i) the State will provide assurances  
12          that—

13               “(I) except as provided in clause (ii),  
14               and subject to subclause (II), the applicant  
15               will notify the parents or guardians of any  
16               unemancipated minor requesting services  
17               from the applicant and will obtain the per-  
18               mission of such parents or guardians with  
19               respect to the provision of such services;  
20               and

21               “(II) in the case of a pregnant  
22               unemancipated minor requesting services  
23               from a recipient of funds under this title,  
24               the recipient will notify the parents or

1 guardians of such minor under subclause  
2 (I) within a reasonable period of time; and  
3 “(ii) the State will provide assurances that  
4 the applicant will not notify or request the per-  
5 mission of the parent or guardian of any  
6 unemancipated minor without the consent of  
7 the minor—

8 “(I) who solely is requesting from the  
9 applicant pregnancy testing or testing or  
10 treatment for venereal disease;

11 “(II) who is the victim of incest in-  
12 volving a parent; or

13 “(III) if an adult sibling of the minor  
14 or an adult aunt, uncle, or grandparent  
15 who is related to the minor by blood cer-  
16 tifies to the recipient that notification of  
17 the parent or guardian of such minor  
18 would result in physical injury to such  
19 minor.”.

20 **SEC. 6. REPORTS AND AUDITS.**

21 (a) REPORT BY STATE.—Section 506(a)(2) (42  
22 U.S.C. 706(a)(2)) is amended by adding after subpara-  
23 graph (E) the following new subparagraph:



1 of activities carried out under this title and the ef-  
2 fectiveness of such activities in reducing sexual activ-  
3 ity, pregnancies, and births among unmarried indi-  
4 viduals, particularly adolescents; and

5 “(2) not less than 2 percent and not more than  
6 4 percent of such amounts for an annual longitu-  
7 dinal study by an independent research organization  
8 of the activities carried out under this title and the  
9 effectiveness of such activities in reducing sexual ac-  
10 tivity, pregnancies, and births among unmarried in-  
11 dividuals, particularly adolescents.

12 “(b)(1) Each State shall submit the evaluations and  
13 studies conducted under this section to the Secretary.

14 “(2) The Secretary shall submit a summary of each  
15 evaluation and study submitted under paragraph (1) to  
16 the appropriate committees of the Congress.”.

17 **SEC. 8. DEFINITION OF FAMILY.**

18 Section 501(b) (42 U.S.C. 701(b)) is amended by  
19 adding at the end the following new paragraph:

20 “(5) The term ‘family’ means a child under the  
21 age of 19, the biological or adoptive parents of the  
22 child, the legal guardian of the child, or a respon-  
23 sible relative or caretaker with whom the child regu-  
24 larly resides, the siblings of the child, and other indi-  
25 viduals living in the child’s home.”.

1 **SEC. 9. REPEAL OF CERTAIN PROGRAMS.**

2 (a) REPEAL OF POPULATION RESEARCH AND VOL-  
3 UNTARY FAMILY PLANNING PROGRAMS.—Title X of the  
4 Public Health Service Act (42 U.S.C. 300 et seq.) is re-  
5 pealed.

6 (b) REPEAL OF ADOLESCENT FAMILY LIFE DEM-  
7 ONSTRATION PROJECTS.—Title XX of the Public Health  
8 Service Act (42 U.S.C. 300z et seq.) is repealed.

9 **SEC. 10. EFFECTIVE DATE.**

10 This Act and the amendments made by this Act shall  
11 take effect on October 1, 1995.

