

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

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**H. R. 581**

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**AN ACT**

To amend Public Law 104-208 to provide that the President may make funds appropriated for population planning and other population assistance available on March 1, 1997, subject to restrictions on assistance to foreign organizations that perform or actively promote abortions.

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## AN ACT

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

3       (a) SHORT TITLE.—This Act may be cited as the  
4 “Family Planning Facilitation and Abortion Funding Re-  
5 striction Act of 1997”.

6       (b) AMENDMENTS TO PUBLIC LAW 104–208.—Sec-  
7 tion 518A of subsection 101(c) of Public Law 104–208  
8 is amended—

9           (1) in subsection (a), by deleting, “July 1,  
10 1997” and inserting “March 1, 1997”;

11           (2) in subsection (c), by deleting “Such funds  
12 may be apportioned only on a monthly basis, and  
13 such monthly apportionments may not exceed 8 per-  
14 cent of the total available for such activities.” and  
15 inserting “Subjects to the provision of subsection  
16 (b), such funds may be made available in such  
17 amounts as the President shall determine to be most  
18 conducive to the proper functioning of the popu-  
19 lation planning program.”; and

20           (3) by adding the following new subsection:

21       “(f) RESTRICTION ON ASSISTANCE TO FOREIGN OR-  
22 GANIZATIONS THAT PERFORM OR ACTIVELY PROMOTE  
23 ABORTIONS.—

24           “(1) PERFORMANCE OF ABORTIONS.—

1           “(A) Notwithstanding any provision of law,  
2           no funds appropriated for population planning  
3           activities or other population assistance may be  
4           made available for any foreign private, non-  
5           governmental, or multilateral organization until  
6           the organization certifies that it will not, during  
7           the period for which the funds are made avail-  
8           able, perform abortions in any foreign country,  
9           except where the life of the mother would be en-  
10          dangered if the pregnancy were carried to term  
11          or in cases of forcible rape or incest.

12           “(B) Paragraph (a) may not be construed  
13          to apply to the treatment of injuries or illnesses  
14          caused by legal or illegal abortions or to assist-  
15          ance provided directly to the government of a  
16          country.

17          “(2) LOBBYING ACTIVITIES.—

18           “(A) Notwithstanding any provisions of  
19          law, no funds appropriated for population plan-  
20          ning activities or other population assistance  
21          may be made available for any foreign private,  
22          nongovernmental, or multilateral organization  
23          until the organization certifies that it will not,  
24          during the period for which the funds are made

1 available, violate the laws of any foreign coun-  
2 try concerning the circumstances under which  
3 abortion is permitted, regulated, or prohibited,  
4 or engage in any activity or effort to alter the  
5 laws or governmental policies of any foreign  
6 country concerning the circumstances under  
7 which is permitted, regulated, or prohibited.

8 “(B) Paragraph (a) shall not apply to ac-  
9 tivities in opposition to coercive abortion or in-  
10 voluntary sterilization.

11 “(3) The prohibitions of this subsection apply  
12 to funds made available to a foreign organization ei-  
13 ther directly or as a subcontractor or subgrantee,  
14 and the required certifications apply to activities in  
15 which the organization engages either directly or  
16 through a subcontractor or subgrantee.”.

Passed the House of Representatives February 13,  
1997.

Attest:

*Clerk.*