

118TH CONGRESS
1ST 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. BENNET, Mr. BLUMENTHAL, Ms. CANTWELL, Ms. CORTEZ MASTO, Mr. FETTERMAN, Mr. HICKENLOOPER, Mr. MERKLEY, Mr. MURPHY, Mr. REED, Mr. SCHATZ, Ms. SINEMA, Ms. STABENOW, Mr. WARNER, Mr. WARNOCK, Mr. WELCH, and Mr. WHITEHOUSE) 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
9 Secretary of the Department of Health and Human Serv-
10 ices (referred to in this section as the “Office of the Sec-

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

6 (b) FUNDING.—There is appropriated to the Office
7 of the Secretary for the Title X Clinic Fund, out of any
8 monies in the Treasury not otherwise appropriated, for
9 each of fiscal years 2024 through 2033—

10 (1) \$512,000,000 for necessary expenses for
11 grants and contracts under title X of the Public
12 Health Service Act (42 U.S.C. 300 et seq.); and

13 (2) \$50,000,000 for infrastructure, including
14 the construction and renovation (including equip-
15 ment) of title X clinics.

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

18 (d) CONDITIONS ON FUNDING.—

19 (1) PROHIBITION.—No recipient of funds made
20 available under this section that makes a subaward
21 for the provision of title X services may prohibit an
22 entity from participating in such subaward program
23 for reasons other than the entity’s inability to pro-
24 vide such title X services.

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

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

10 (i) Prenatal care and delivery.

11 (ii) Infant care, foster care, and adop-
12 tion.

13 (iii) Pregnancy termination.

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