



H.R. 3134: Defund Planned Parenthood Act of 2015 (Black, R-TN)

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FLOOR SCHEDULE:

SCHEDULED FOR CONSIDERATION ON SEPTEMBER 18, 2015, UNDER A CLOSED [RULE](#)

TOPLINE SUMMARY:

[H.R. 3134](#) would place an immediate moratorium on all federal funding to Planned Parenthood and its affiliates for one year, while Congress conducts a full and complete investigation into the organization's activities.

COST:

The Congressional Budget Office (CBO) cost [estimate](#) for H.R. 3134 as introduced approximates a reduction in direct spending of \$235 million over the 2016-2025 period. However, an [amendment](#) sponsored by Rep. Renee Ellmers (R-NC) adopted during a meeting of the House Rules Committee, would appropriate \$235 million for the community health center program, resulting in a net spending of zero dollars.

A spending-neutral estimate, however, is dependent on individuals no longer seeking services that were originally sought through Planned Parenthood and reimbursed through Medicaid, or seek services without Medicaid reimbursement. If, instead, individuals receive Medicaid reimbursable services currently provided at Planned Parenthood at alternative facilities, total spending could increase by up to \$235 million.

CONSERVATIVE CONCERNS:

Some conservatives are concerned that a one year moratorium is too dependent on the investigations, which may produce unpredictable results. Some are also concerned that a one year moratorium is not sufficient to address ongoing problems with federal funding of abortion in general or Planned Parenthood, specifically, and that conservatives will have to take up this fight year after year. These members would prefer a permanent prohibition on federal funding of Planned Parenthood or all abortion providers.

- **Expand the Size and Scope of the Federal Government?** No.
- **Encroach into State or Local Authority?** No.
- **Delegate Any Legislative Authority to the Executive Branch?** No.
- **Contain Earmarks/Limited Tax Benefits/Limited Tariff Benefits?** No.

DETAILED SUMMARY AND ANALYSIS:

Earlier this year, the [Center for Medical Progress](#) released a series of undercover investigative videos that allege to show Planned Parenthood employees discussing the harvesting and sale of aborted fetal tissue. There are currently nine such videos that [depict](#) Planned Parenthood employees appearing to discuss changes in abortion procedures to obtain certain organs, price negotiations for different tissues, and a lack of informed consent from patients. Planned Parenthood represents the largest abortion provider in the nation, [performing](#) over 325,000 abortions per year, and receives over \$500 million in tax payer funding.

H.R. 3134 would place a one year moratorium on all federal funding, including Medicaid, to Planned Parenthood or any of its affiliate clinics, unless the entirety of the Planned Parenthood Federation certifies each clinic or affiliate will not perform, nor will it provide funds to any entities that perform, an abortion during the one year period. Federal funding would remain available to other healthcare providers, including community health centers.

This legislation would provide an exception for abortions performed in the case of rape or incest or in order to protect the health of the mother as certified by a physician.

This legislation would provide for the Secretary of Health and Human Services and the Secretary of Agriculture to obtain repayment by Planned Parenthood and its affiliates of any federal funds that are dispersed pursuant to an agreement not to perform or refer for abortions, should it violate the terms of this legislation.

The adoption of the Ellmers amendment and allocation of \$235 million is to preempt attacks claiming this legislation would reduce funding available for women's health care, over fears some women may not seek certain treatments, like birth control, without Medicaid reimbursement to Planned Parenthood.

OUTSIDE GROUPS:

[National Right to Life](#) (Scoring)

[Americans United for Life](#) (Scoring)

[Concerned Women for America](#) (Scoring)

[Susan B. Anthony List](#)

[Liberty Counsel Action](#)

[Southern Baptist Convention](#)

[Priests for Life](#)

[Ethics and Religious Liberty Commission](#)

[Family Research Council](#)

COMMITTEE ACTION:

The legislation was introduced on July 21, 2015 and was referred to the House Committee on Energy and Commerce.

ADMINISTRATION POSITION:

According to the White House [Statement of Administration Policy](#), the White House "strongly opposes" this legislation and if the President were presented with the legislation, he would veto it.

CONSTITUTIONAL AUTHORITY:

Congress has the power to enact this legislation pursuant to the following: Article I, section 8, clause 1 and Article I, section 9, clause 7 of the Constitution of the United States.

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