

117TH CONGRESS
1ST SESSION

H. R. 28

To prohibit the expenditure for an abortion of Federal funds authorized or appropriated for preventing, preparing for, or responding to the COVID–19 pandemic, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 2021

Mr. BABIN (for himself, Mr. ADERHOLT, Mr. ALLEN, Mr. BAIRD, Mr. BERGMAN, Mr. BISHOP of North Carolina, Mr. BOST, Mr. BUDD, Mr. CALVERT, Mr. CLINE, Mr. CURTIS, Mr. DUNCAN, Mr. DUNN, Mr. FULCHER, Mr. GAETZ, Mr. GALLAGHER, Mr. GARCIA of California, Mr. GONZALEZ of Ohio, Mr. GOSAR, Mr. GRAVES of Louisiana, Mr. GRIF-FITH, Mr. GUEST, Mr. HERN, Mr. HILL, Mr. HUDSON, Mr. HUIZENGA, Mr. JOHNSON of Ohio, Mr. KELLY of Pennsylvania, Mr. KUSTOFF, Mr. LAMBORN, Mr. LONG, Mr. MCCLINTOCK, Mr. MCKINLEY, Mr. MEIJER, Mr. MOONEY, Mr. NORMAN, Mr. AUSTIN SCOTT of Georgia, Ms. STEFANIK, Mr. TAYLOR, Mr. TIMMONS, Mrs. WALORSKI, Mr. WEBER of Texas, Mr. WESTERMAN, Mr. WILLIAMS of Texas, and Mr. WILSON of South Carolina) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To prohibit the expenditure for an abortion of Federal funds authorized or appropriated for preventing, preparing for, or responding to the COVID–19 pandemic, and for other purposes.

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 “Protecting Life in Cri-
 5 sis Act”.

6 **SEC. 2. PROHIBITING THE EXPENDITURE OF COVID-19**
 7 **FUNDING FOR ANY ABORTION.**

8 (a) PROHIBITIONS.—

9 (1) IN GENERAL.—No funds authorized or ap-
 10 propriated by Federal law for the purpose of pre-
 11 venting, preparing for, or responding to the COVID-
 12 19 pandemic, domestically or internationally, and
 13 none of the funds in any trust fund to which funds
 14 are authorized or appropriated by Federal law for
 15 such purpose, shall be expended for any abortion.

16 (2) SPECIFIED HEALTH BENEFITS COV-
 17 ERAGE.—None of the funds authorized or appro-
 18 priated by Federal law for the purpose described in
 19 subsection (a), and none of the funds in any trust
 20 fund to which funds are authorized or appropriated
 21 by Federal law for such purpose, shall be expended
 22 for, nor shall any credit for such purpose be allowed
 23 under the internal revenue laws with respect to, cov-
 24 erage under a qualified health plan offered through
 25 an Exchange established pursuant to title I of the

1 Patient Protection and Affordable Care Act,
2 COBRA continuation coverage, or any other cov-
3 erage, if such coverage includes coverage of abortion.

4 (3) DEFINITION.—In this section, the term
5 “COBRA continuation coverage” means continu-
6 ation coverage provided pursuant to part 6 of sub-
7 title B of title I of the Employee Retirement Income
8 Security Act of 1974 (29 U.S.C. 1161 et seq.)
9 (other than under section 609 of such Act), title
10 XXII of the Public Health Service Act (42 U.S.C.
11 300bb–1 et seq.), section 4980B of the Internal Rev-
12 enue Code of 1986 (other than subsection (f)(1) of
13 such section insofar as it relates to pediatric vac-
14 cines), or section 8905a of title 5, United States
15 Code, or under a State program that provides com-
16 parable continuation coverage. Such term does not
17 include coverage under a health flexible spending ar-
18 rangement under a cafeteria plan within the mean-
19 ing of section 125 of the Internal Revenue Code of
20 1986.

21 (b) TREATMENT OF ABORTIONS RELATED TO RAPE,
22 INCEST, OR PRESERVING THE LIFE OF THE MOTHER.—
23 The limitations established in subsection (a) shall not
24 apply to an abortion—

1 (1) if the pregnancy is the result of an act of
2 rape or incest; or

3 (2) in the case where a woman suffers from a
4 physical disorder, physical injury, or physical illness,
5 including a life-endangering physical condition
6 caused by or arising from the pregnancy itself, that
7 would, as certified by a physician, place the woman
8 in danger of death unless an abortion is performed.

9 (c) RULE OF CONSTRUCTION.—Nothing in this Act
10 may be construed to require a plan or coverage described
11 in subsection (a) to provide coverage of any abortion.

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