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Subject: Fw: PP Provisos

Attachments: 2018-4-9 Notes on Medicaid Family Planning Provisos.docx

2018-3-22 Medicaid Provisos Constitutional justification.docx

Let's talk about this again after you've had a chance to review

Amendment No. 80

Senator MARTIN proposed the following amendment (4950R002.KMM.SRM.DOCX), which was tabled:
Amend the bill, as and if amended, Part IB, Section 33, DEPARTMENT OF HEALTH & HUMAN SERVICES, page 361, after line 23, by adding an appropriately numbered new proviso to read:

/33. (DHHS: Defunding Planned Parenthood) The Department of Health and Human Services shall not accept federal funds for family planning. None of the state funds appropriated for family planning may be expended to directly or indirectly subsidize abortion services or procedures or administrative functions and none of the funds appropriated herein may be paid or granted to an organization that provides abortion services. An otherwise qualified organization shall not be disqualified from receipt of these funds because of its affiliation with an organization that provides abortion services, provided that the affiliated organization that provides abortion services is independent of the qualified organization. An independent affiliate that provides abortion services must be separately incorporated from any organization that receives these funds. An organization that provides abortion services where the mother's pregnancy is the result of rape or incest or the result of a medical condition is one which, on the basis of the physician's good faith judgment, so complicates the pregnancy as to necessitate an immediate abortion to avert the risk of her death or for which a delay will create serious risk of substantial and irreversible impairment of major bodily function are excepted from the above restriction on state family planning funds and may receive state family planning funds.