

AMENDMENT TO H.R. _____, AS REPORTED
(FOREIGN OPERATIONS APPROPRIATIONS, 2000)
OFFERED BY MR. SMITH OF NEW JERSEY

At the end of the bill, insert after the last section (preceding the short title) the following:

1 LIMITATION ON FUNDS FOR FOREIGN ORGANIZATIONS

2 THAT PERFORM OR PROMOTE ABORTION

3 SEC. _____. (a) Section 104 of the Foreign Assistance
4 Act of 1961 (22 U.S.C. 2151b) is amended by adding at
5 the end the following:

6 “(h) RESTRICTION ON ASSISTANCE TO FOREIGN OR-
7 GANIZATIONS THAT PERFORM OR ACTIVELY PROMOTE
8 ABORTIONS.—

9 “(1) PERFORMANCE OF ABORTIONS.—(A) Not-
10 withstanding section 614 of this Act or any other
11 provision of law, no funds appropriated for popu-
12 lation planning activities or other population assist-
13 ance may be made available for any foreign private,
14 nongovernmental, or multilateral organization until
15 the organization certifies that it will not, during the
16 period for which the funds are made available, per-
17 form abortions in any foreign country, except where
18 the life of the mother would be endangered if the

1 pregnancy were carried to term or in cases of fore-
2 ible rape or incest.

3 “(B) Subparagraph (A) may not be construed
4 to apply to the treatment of injuries or illnesses
5 caused by legal or illegal abortions or to assistance
6 provided directly to the government of a country.

7 “(2) LOBBYING ACTIVITIES.—(A) Notwith-
8 standing section 614 of this Act or any other provi-
9 sion of law, no funds appropriated for population
10 planning activities or other population assistance
11 may be made available for any foreign private, non-
12 governmental, or multilateral organization until the
13 organization certifies that it will not, during the pe-
14 riod for which the funds are made available, violate
15 the laws of any foreign country concerning the cir-
16 cumstances under which abortion is permitted, regu-
17 lated, or prohibited, or engage in any activity or ef-
18 fort to alter the laws or governmental policies of any
19 foreign country concerning the circumstances under
20 which abortion is permitted, regulated, or prohibited.

21 “(B) Subparagraph (A) shall not apply to ac-
22 tivities in opposition to coercive abortion or involun-
23 tary sterilization.

24 “(3) APPLICATION TO FOREIGN ORGANIZA-
25 TIONS.—The prohibitions of this subsection apply to

1 funds made available to a foreign organization either
2 directly or as a subcontractor or subgrantee, and the
3 certifications required by paragraphs (1) and (2)
4 apply to activities in which the organization engages
5 either directly or through a subcontractor or sub-
6 grantee.”.

7 (b) The President may waive the provisions of section
8 104(h)(1) of the Foreign Assistance Act of 1961 (relating
9 to population assistance to foreign organizations that per-
10 form abortions in foreign countries), as added by sub-
11 section (a), for any fiscal year.