

AMENDMENT TO
RULES COMMITTEE PRINT 118–36
OFFERED BY MS. VAN DUYNE OF TEXAS

At the appropriate place in subtitle A of title VII,
insert the following:

1 **SEC. 7___ . PROHIBITION ON PAYMENT AND REIMBURSE-**
2 **MENT BY DEPARTMENT OF DEFENSE OF EX-**
3 **PENSES RELATING TO ABORTION SERVICES.**

4 (a) SENSE OF CONGRESS.—It is the sense of Con-
5 gress that—

6 (1) consistent with section 1093 of title 10,
7 United States Code, the Department of Defense may
8 not use any funds for abortions except where the life
9 of the mother would be endangered if the fetus were
10 carried to term or in a case in which the pregnancy
11 is the result of an act of rape or incest;

12 (2) the Secretary of Defense has no legal au-
13 thority to implement any policies in which funds are
14 to be used for such purpose; and

15 (3) the Department of Defense Memorandum
16 titled “Ensuring Access to Reproductive Health
17 Care”, dated October 20, 2022, is therefore unlawful
18 and must be rescinded.

1 (b) REPEAL OF MEMORANDUM.—

2 (1) REPEAL.—The Department of Defense
3 memorandum titled “Ensuring Access to Reproduc-
4 tive Health Care”, dated October 20, 2022, shall
5 have no force or effect.

6 (2) PROHIBITION ON AVAILABILITY OF FUNDS
7 TO CARRY OUT MEMORANDUM.—No funds may be
8 obligated or expended to carry out the memorandum
9 specified in paragraph (1) or any successor to such
10 memorandum.

11 (c) PROHIBITION.—Section 1093 of title 10, United
12 States Code, is amended by adding at the end the fol-
13 lowing new subsection:

14 “(c) PROHIBITION ON PAYMENT OR REIMBURSE-
15 MENT OF CERTAIN FEES.—(1) The Secretary of Defense
16 may not pay for or reimburse any fees or expenses, includ-
17 ing travel expenses, relating to a health-care professional
18 gaining a license in a State if the purpose of gaining such
19 license is to provide abortion services.

20 “(2) In this subsection:

21 “(A) The term ‘health-care professional’ means
22 a member of the armed forces, civilian employee of
23 the Department of Defense, personal services con-
24 tractor under section 1091 of this title, or other in-

1 dividual who provides health care at a military med-
2 ical treatment facility.

3 “(B) The term ‘license’ has the meaning given
4 that term in section 1094 of this title.”.

