

111TH CONGRESS
1ST SESSION

S. 1032

To provide for programs that reduce abortions, help women bear healthy children, and support new parents.

IN THE SENATE OF THE UNITED STATES

MAY 13, 2009

Mr. CASEY (for himself and Mr. NELSON of Nebraska) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To provide for programs that reduce abortions, help women bear healthy children, and support new parents.

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; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Pregnant Women Support Act”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for
7 this Act is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. Findings.
Sec. 3. Definitions.

TITLE I—PUBLIC AWARENESS AND ASSISTANCE FOR PREGNANT
WOMEN AND NEW PARENTS

Sec. 101. Grants for increasing public awareness of resources available to assist pregnant women in carrying their pregnancies to term and to assist new parents.

TITLE II—INCREASING WOMEN’S KNOWLEDGE ABOUT THEIR PREGNANCY

Sec. 201. Grants to health centers for purchase of ultrasound equipment.

TITLE III—PREGNANCY AS A PRE-EXISTING CONDITION

Sec. 301. Individual health insurance coverage for pregnant women.

Sec. 302. Continuation of health insurance coverage for newborns.

TITLE IV—MEDICAID AND SCHIP COVERAGE OF PREGNANT WOMEN AND UNBORN CHILDREN

Sec. 401. Treatment of unborn children.

Sec. 402. Coordination with the maternal and child health program.

TITLE V—DISCLOSURE OF INFORMATION ON ABORTION SERVICES

Sec. 501. Disclosure of information on abortion services.

TITLE VI—SUPPORT FOR PREGNANT AND PARENTING COLLEGE STUDENTS

Sec. 601. Sense of Congress.

Sec. 602. Definitions.

Sec. 603. Pregnant and parenting student services pilot program.

Sec. 604. Application; number of grants.

Sec. 605. Matching Requirement.

Sec. 606. Use of funds.

Sec. 607. Reporting.

Sec. 608. Authorization of appropriations.

TITLE VII—SUPPORT FOR PREGNANT AND PARENTING TEENS

Sec. 701. Grants to States.

TITLE VIII—IMPROVING SERVICES FOR PREGNANT WOMEN WHO ARE VICTIMS OF DOMESTIC VIOLENCE, DATING VIOLENCE, AND STALKING

Sec. 801. Findings.

Sec. 802. Program to support pregnant women who are victims of domestic violence.

Sec. 803. Homicide death certificates of certain female victims.

TITLE IX—LIFE SUPPORT CENTERS FOR PREGNANT WOMEN, MOTHERS, AND CHILDREN

Sec. 901. Life support centers pilot program.

TITLE X—PROVIDING SUPPORT TO NEW PARENTS

Sec. 1001. Increased support for WIC program.

Sec. 1002. Nutritional support for low-income parents.

Sec. 1003. Increased funding for the Child Care and Development Block Grant program.

Sec. 1004. Teenage or first-time mothers; free home visits by registered nurses for education on health needs of infants.

TITLE XI—COLLECTING AND REPORTING ABORTION DATA

Sec. 1101. Grants for collection and reporting of abortion data.

1 **SEC. 2. FINDINGS.**

2 The Congress finds as follows:

3 (1) In 2005, 820,151 abortions were reported
4 to the Centers for Disease Control and Prevention.

5 (2) Forty-eight percent of all pregnancies in
6 America are unintended. Excluding miscarriages, 54
7 percent of unintended pregnancies end in abortion.

8 (3) Fifty-seven percent of women who have
9 abortions have incomes below 200 percent of the
10 poverty level.

11 (4) “Cannot afford a baby” is the second most
12 frequently cited reason women choose to have an
13 abortion; 73 percent of women having abortions
14 cited this reason as a contributing factor.

15 (5) This Act is an initiative to gather more
16 complete information about abortion, to reduce the
17 abortion rate by helping women carry their preg-
18 nancies to term and bear healthy children, and by
19 affirming the right of women to be fully informed
20 about their other options when they seek an abor-
21 tion.

1 (6) The initiative will work to support women
2 facing unplanned pregnancies, new parents and their
3 children by providing for health care needs, sup-
4 portive services and helpful prenatal information and
5 postnatal services.

6 **SEC. 3. DEFINITIONS.**

7 For purposes of this Act:

8 (1) The term “Secretary” means the Secretary
9 of Health and Human Services.

10 (2) The term “State” includes the 50 States,
11 the District of Columbia, the Commonwealth of
12 Puerto Rico, the Commonwealth of the Northern
13 Mariana Islands, American Samoa, Guam, the Vir-
14 gin Islands, and any other territory or possession of
15 the United States.

1 **TITLE I—PUBLIC AWARENESS**
2 **AND ASSISTANCE FOR PREG-**
3 **NANT WOMEN AND NEW PAR-**
4 **ENTS**

5 **SEC. 101. GRANTS FOR INCREASING PUBLIC AWARENESS**
6 **OF RESOURCES AVAILABLE TO ASSIST PREG-**
7 **NANT WOMEN IN CARRYING THEIR PREG-**
8 **NANCIES TO TERM AND TO ASSIST NEW PAR-**
9 **ENTS.**

10 (a) GRANTS.—The Secretary may make grants to
11 States to increase public awareness of resources available
12 to pregnant women to carry their pregnancy to term and
13 to new parents.

14 (b) USE OF FUNDS.—The Secretary may make a
15 grant to a State under this section only if the State agrees
16 to use the grant for the following:

17 (1) Identification of resources available to assist
18 pregnant women to carry their pregnancy to term or
19 to assist new parents, or both.

20 (2) Conducting an advertising campaign to in-
21 crease public awareness of such resources.

22 (3) Establishing and maintaining a toll-free
23 telephone line to direct people to—

1 (A) organizations that provide support
2 services for pregnant women to carry their
3 pregnancy to term;

4 (B) adoption centers; and

5 (C) organizations that provide support
6 services to new parents.

7 (c) PROHIBITION.—The Secretary shall prohibit each
8 State receiving a grant under this section from using the
9 grant to direct people to an organization or adoption cen-
10 ter that is for-profit.

11 (d) IDENTIFICATION OF RESOURCES.—The Secretary
12 shall require each State receiving a grant under this sec-
13 tion to make publicly available by means of the Internet
14 (electronic and paper form) a list of the following:

15 (1) The resources identified pursuant to sub-
16 section (b)(1).

17 (2) The organizations and adoption centers to
18 which people are directed pursuant to an advertising
19 campaign or telephone line funded under this sec-
20 tion.

21 (e) AUTHORIZATION OF APPROPRIATIONS.—The Sec-
22 retary shall make such funds available as may be nec-
23 essary to carry out the activities of this section.

1 **TITLE II—INCREASING WOMEN’S**
 2 **KNOWLEDGE ABOUT THEIR**
 3 **PREGNANCY**

4 **SEC. 201. GRANTS TO HEALTH CENTERS FOR PURCHASE OF**
 5 **ULTRASOUND EQUIPMENT.**

6 Part B of title III of the Public Health Service Act
 7 (42 U.S.C. 243 et seq.) is amended by inserting after sec-
 8 tion 317L the following:

9 **“SEC. 317L–1. GRANTS FOR THE PURCHASE OR UPGRADE**
 10 **OF ULTRASOUND EQUIPMENT.**

11 “(a) IN GENERAL.—The Secretary may make grants
 12 for the purchase of ultrasound equipment. Such
 13 ultrasound equipment shall be used by the recipients of
 14 such grants to provide, under the direction and super-
 15 vision of a licensed medical physician, ultrasound examina-
 16 tions to pregnant women consenting to such services.

17 “(b) ELIGIBILITY REQUIREMENTS.—An entity may
 18 receive a grant under subsection (a) only if the entity
 19 meets the following conditions:

20 “(1) The entity is a health center eligible to re-
 21 ceive a grant under section 330 (relating to commu-
 22 nity health centers, migrant health centers, homeless
 23 health centers, and public-housing health centers).

24 “(2) The entity agrees to comply with the fol-
 25 lowing medical procedures:

1 “(A) The entity will inform each pregnant
2 woman upon whom the ultrasound equipment is
3 used that she has the right to view the visual
4 image of the unborn child from the ultrasound
5 examination and that she has the right to hear
6 a general anatomical and physiological descrip-
7 tion of the characteristics of the unborn child.

8 “(B) The entity will inform each pregnant
9 woman that she has the right to learn, accord-
10 ing to the best medical judgment of the physi-
11 cian performing the ultrasound examination or
12 the physician’s agent performing such exam,
13 the approximate age of the embryo or unborn
14 child considering the number of weeks elapsed
15 from the probable time of the conception of the
16 embryo or unborn child, based upon the infor-
17 mation provided by the client as to the time of
18 her last menstrual period, her medical history,
19 a physical examination, or appropriate labora-
20 tory tests.

21 “(c) APPLICATION FOR GRANT.—A grant may be
22 made under subsection (a) only if an application for the
23 grant is submitted to the Secretary and the application
24 is in such form, is made in such manner, and contains

1 such agreements, assurances, and information as the Sec-
2 retary determines to be necessary to carry out this section.

3 “(d) ANNUAL REPORT TO SECRETARY.—A grant
4 may be made under subsection (a) only if the applicant
5 for the grant agrees to report on an annual basis to the
6 Secretary, in such form and manner as the Secretary may
7 require, on the ongoing compliance of the applicant with
8 the eligibility conditions established in subsection (b).

9 “(e) AUTHORIZATION OF APPROPRIATIONS.—For the
10 purpose of carrying out this section, there are authorized
11 to be appropriated \$3,000,000 for fiscal year 2010, and
12 such sums as may be necessary for each of the fiscal years
13 2011 through 2014.”.

14 **TITLE III—PREGNANCY AS A**
15 **PRE-EXISTING CONDITION**

16 **SEC. 301. INDIVIDUAL HEALTH INSURANCE COVERAGE FOR**
17 **PREGNANT WOMEN.**

18 (a) LIMITATION ON IMPOSITION OF PRE-EXISTING
19 CONDITION EXCLUSIONS AND WAITING PERIODS FOR
20 WOMEN WITH PRIOR COVERAGE.—Title XXVII of the
21 Public Health Service Act (42 U.S.C. 300gg et seq.) is
22 amended by inserting after section 2753 the following new
23 section:

1 **“SEC. 2754. PROVIDING INDIVIDUAL HEALTH INSURANCE**
 2 **COVERAGE WITHOUT REGARD TO PRE-**
 3 **EXISTING CONDITION EXCLUSION AND WAIT-**
 4 **ING PERIODS FOR PREGNANT WOMEN WITH-**
 5 **IN ONE YEAR OF CONTINUOUS PRIOR COV-**
 6 **ERAGE.**

7 “In the case of a woman who has had at least 12
 8 months of creditable coverage before seeking individual
 9 health insurance coverage, such individual health insur-
 10 ance coverage, and the health insurance issuer offering
 11 such coverage, may not impose any pre-existing condition
 12 exclusion relating to pregnancy as a pre-existing condition,
 13 any waiting period, or otherwise discriminate in coverage
 14 or premiums against the woman on the basis that she is
 15 pregnant.”.

16 (b) **EFFECTIVE DATE.**—The amendment made by
 17 subsection (a) shall take effect on October 1, 2009, and
 18 shall apply to women who become pregnant on or after
 19 such date.

20 **SEC. 302. CONTINUATION OF HEALTH INSURANCE COV-**
 21 **ERAGE FOR NEWBORNS.**

22 (a) **GROUP HEALTH PLAN COVERAGE.**—Title XXVII
 23 of the Public Health Service Act (42 U.S.C. 300gg et seq.)
 24 is amended by inserting after section 2707 the following
 25 new section:

1 **“SEC. 2708. CONTINUATION OF COVERAGE FOR NEWBORNS.**

2 “(a) NOTIFICATION.—In the case of a pregnant
3 woman who is covered under a group health plan, or under
4 group health insurance coverage, for other than family
5 coverage, the plan or issuer of the insurance shall provide
6 notice to the woman during the 5th month of pregnancy,
7 during the 8th month of pregnancy, and within 2 weeks
8 after delivery, of the woman’s option to provide continuing
9 coverage of the newborn child under the group health plan
10 or health insurance coverage under subsection (b).

11 “(b) OPTION OF CONTINUED COVERAGE FOR
12 NEWBORNS.—In the case of a pregnant woman described
13 in subsection (a) who has a newborn child under a group
14 health plan or under group health insurance coverage, the
15 plan or issuer offering the coverage shall provide the
16 woman with the option of electing coverage of the newborn
17 child at least through the end of the 30-day period begin-
18 ning on the date of birth of the child and no waiting period
19 or pre-existing condition exclusion shall apply with respect
20 to the coverage of such a newborn child under such plan
21 or coverage. Such continuation coverage shall remain in
22 effect, subject to payment of applicable premiums, for at
23 least such period as the Secretary specifies.”.

24 (b) INDIVIDUAL HEALTH INSURANCE COVERAGE.—
25 Such title is further amended by inserting after section
26 2754, as added by section 301, the following new section:

1 **“SEC. 2755. CONTINUATION OF COVERAGE FOR NEWBORNS.**

2 “The provisions of section 2708 shall apply with re-
 3 spect to individual health insurance coverage and the
 4 issuer of such coverage in the same manner as they apply
 5 to group health insurance coverage and the issuer of such
 6 coverage.”.

7 (c) EFFECTIVE DATE.—The amendments made by
 8 this section shall take effect on January 1, 2010, and shall
 9 apply to women who become pregnant on or after such
 10 date and children who are born of such women.

11 **TITLE IV—MEDICAID AND SCHIP**
 12 **COVERAGE OF PREGNANT**
 13 **WOMEN AND UNBORN CHIL-**
 14 **DREN**

15 **SEC. 401. TREATMENT OF UNBORN CHILDREN.**

16 (a) CODIFICATION OF CURRENT REGULATIONS.—
 17 Section 2110(c)(1) of the Social Security Act (42 U.S.C.
 18 1397jj(c)(1)) is amended by striking the period at the end
 19 and inserting the following: “, and includes, at the option
 20 of a State, an unborn child.”.

21 (b) CLARIFICATIONS REGARDING COVERAGE OF
 22 MOTHERS.—Section 2103 of such Act (42 U.S.C. 1397cc)
 23 is amended by adding at the end the following new sub-
 24 section:

25 “(g) CLARIFICATIONS REGARDING AUTHORITY TO
 26 PROVIDE POSTPARTUM SERVICES AND MATERNAL

1 HEALTH CARE.—Any State that provides child health as-
 2 sistance to an unborn child under the option described in
 3 section 2110(c)(1) may—

4 “(1) continue to provide such assistance to the
 5 mother, as well as postpartum services, through the
 6 end of the month in which the 60-day period (begin-
 7 ning on the last day of pregnancy) ends; and

8 “(2) in the interest of the child to be born, have
 9 flexibility in defining and providing services to ben-
 10 efit either the mother or unborn child consistent
 11 with the health of both.”.

12 **SEC. 402. COORDINATION WITH THE MATERNAL AND CHILD**
 13 **HEALTH PROGRAM.**

14 (a) IN GENERAL.—Section 2102(b)(3) of the Social
 15 Security Act (42 U.S.C. 1397bb(b)(3)) is amended—

16 (1) in subparagraph (D), by striking “and” at
 17 the end;

18 (2) in subparagraph (E), by striking the period
 19 and inserting “; and”; and

20 (3) by adding at the end the following new sub-
 21 paragraph:

22 “(F) that operations and activities under
 23 this title are developed and implemented in con-
 24 sultation and coordination with the program op-
 25 erated by the State under title V in areas in-

1 including outreach and enrollment, benefits and
2 services, service delivery standards, public
3 health and social service agency relationships,
4 and quality assurance and data reporting.”.

5 (b) CONFORMING MEDICAID AMENDMENT.—Section
6 1902(a)(11) of such Act (42 U.S.C. 1396a(a)(11)) is
7 amended—

8 (1) by striking “and” before “(C)”; and

9 (2) by inserting before the semicolon at the end
10 the following: “, and (D) provide that operations and
11 activities under this title are developed and imple-
12 mented in consultation and coordination with the
13 program operated by the State under title V in areas
14 including outreach and enrollment, benefits and
15 services, service delivery standards, public health
16 and social service agency relationships, and quality
17 assurance and data reporting”.

18 (c) EFFECTIVE DATE.—The amendments made by
19 this section take effect on October 1, 2009.

1 **TITLE V—DISCLOSURE OF IN-**
2 **FORMATION ON ABORTION**
3 **SERVICES**

4 **SEC. 501. DISCLOSURE OF INFORMATION ON ABORTION**
5 **SERVICES.**

6 (a) IN GENERAL.—Health facilities that perform
7 abortions in or affecting interstate commerce shall obtain
8 informed consent from the pregnant woman seeking to
9 have the abortion. Informed consent shall exist only after
10 a woman has voluntarily completed or opted not to com-
11 plete pre-abortion counseling sessions.

12 (b) ACCURATE INFORMATION.—Counseling sessions
13 under subsection (a) shall include the following informa-
14 tion:

15 (1) The probable gestational age and character-
16 istics of the unborn child at the time the abortion
17 will be performed.

18 (2) How the abortion procedure is performed.

19 (3) Possible short-term and long-term risks and
20 complications of the procedure to be performed.

21 (4) Alternatives to abortion, including, but not
22 limited to, adoption, and the resources available in
23 the community to assist women choosing these alter-
24 natives.

1 (5) The availability of post-procedure medical
2 services to address the risks and complications of
3 the procedure.

4 (c) EXCEPTION.—This section shall not apply when
5 the pregnant woman is herself incapable, under State law,
6 of making medical decisions. This section does not affect
7 or modify any requirement under State law for making
8 medical decisions for such patients.

9 (d) CIVIL REMEDIES.—

10 (1) CIVIL ACTION.—Any female upon whom an
11 abortion has been performed or attempted without
12 complying with the informed consent requirements
13 may bring a civil action in an appropriate district
14 court of the United States against the person who
15 performed the abortion in knowing or reckless viola-
16 tion of this section for actual and punitive damages.

17 (2) CERTAIN AUTHORITIES AND REQUIRE-
18 MENTS.—With respect to an action under paragraph
19 (1):

20 (A) The court may award attorney's fees
21 to the plaintiff if judgment is rendered in favor
22 of the plaintiff, and may award attorney's fees
23 to the defendant if judgment is rendered in
24 favor of the defendant and the court finds that

1 the plaintiff's case was frivolous and brought in
2 bad faith.

3 (B) The court shall determine whether the
4 anonymity of the female involved will be pre-
5 served from public disclosure if the female has
6 not consented to her identity being disclosed. If
7 the female's identity is to be shielded, the court
8 shall issue an order sealing the record and ex-
9 cluding individuals from the courtroom to pre-
10 serve her identity.

11 (C) In the absence of the female's written
12 consent, anyone other than a public official who
13 brings the action shall do so under a pseu-
14 donym.

15 (3) RULE OF CONSTRUCTION.—Nothing in this
16 subsection may be construed to conceal the identity
17 of the plaintiff or of the witnesses from the defend-
18 ant.

19 (e) SEVERABILITY.—If any provision of this section
20 requiring informed consent for abortions is found uncon-
21 stitutional, the unconstitutional provision is severable and
22 the other provisions of this section remain in effect.

23 (f) PREEMPTION.—Nothing in this section shall pre-
24 vent a State from enacting and enforcing additional re-
25 quirements with respect to informed consent.

1 **TITLE VI—SUPPORT FOR PREG-**
2 **NANT AND PARENTING COL-**
3 **LEGE STUDENTS**

4 **SEC. 601. SENSE OF CONGRESS.**

5 It is the sense of Congress that—

6 (1) pregnant college students should not have
7 to make a choice between keeping their baby and
8 staying in school;

9 (2) the pilot program under this title will help
10 interested, eligible institutions of higher education
11 establish pregnancy and parenting student services
12 offices that will operate independent of Federal
13 funding no later than 5 years after the date of the
14 enactment of this title; and

15 (3) amounts appropriated to carry out other
16 Federal programs should be reduced to offset the
17 costs of this title.

18 **SEC. 602. DEFINITIONS.**

19 In this title:

20 (1) **ELIGIBLE INSTITUTION OF HIGHER EDU-**
21 **CATION.**—The term “eligible institution of higher
22 education” means an institution of higher education
23 (as such term is defined in section 101 of the High-
24 er Education Act of 1965 (20 U.S.C. 1001)) that
25 has established and operates, or agrees to establish

1 and operate upon the receipt of a grant under this
 2 title, a pregnant and parenting student services of-
 3 fice described in section 606.

4 (2) PARENT; PARENTING.—The terms “parent”
 5 and “parenting” refer to a parent or legal guardian
 6 of a minor.

7 (3) SECRETARY.—The term “Secretary” means
 8 the Secretary of Education.

9 **SEC. 603. PREGNANT AND PARENTING STUDENT SERVICES**
 10 **PILOT PROGRAM.**

11 From amounts appropriated under section 608 for a
 12 fiscal year, the Secretary shall establish a pilot program
 13 to award grants to eligible institutions of higher education
 14 to enable the eligible institutions to establish (or maintain)
 15 and operate pregnant and parenting student services of-
 16 fices in accordance with section 606.

17 **SEC. 604. APPLICATION; NUMBER OF GRANTS.**

18 (a) APPLICATION.—An eligible institution of higher
 19 education that desires to receive a grant under this title
 20 shall submit an application to the Secretary at such time,
 21 in such manner, and containing such information as the
 22 Secretary may require.

23 (b) REQUESTS FOR ADDITIONAL INFORMATION.—
 24 The Secretary may require an eligible institution submit-
 25 ting an application under subsection (a) to provide addi-

1 tional information if the Secretary determines such infor-
2 mation is necessary to process the application.

3 (c) NUMBER OF GRANTS.—Subject to the availability
4 of appropriations under section 608, the Secretary shall
5 award grants under this title to no more than 200 eligible
6 institutions.

7 **SEC. 605. MATCHING REQUIREMENT.**

8 An eligible institution of higher education that re-
9 ceives a grant under this title shall contribute to the con-
10 duct of the pregnant and parenting student services office
11 supported by the grant an amount from non-Federal funds
12 equal to the amount of the grant. The non-Federal share
13 may be in cash or in-kind, fairly evaluated, including serv-
14 ices, facilities, supplies, or equipment.

15 **SEC. 606. USE OF FUNDS.**

16 (a) IN GENERAL.—An eligible institution of higher
17 education that receives a grant under this title shall use
18 grant funds to establish (or maintain) and operate a preg-
19 nant and parenting student services office, located on the
20 campus of the eligible institution, that carries out the fol-
21 lowing programs and activities:

22 (1) Hosts an initial pregnancy and parenting
23 resource forum—

24 (A) to assess pregnancy and parenting re-
25 sources, located on the campus or within the

1 local community, that are available to meet the
2 needs described in paragraph (2); and

3 (B) to set goals for—

4 (i) improving such resources for preg-
5 nant, parenting, and prospective parenting
6 students; and

7 (ii) improving access to such re-
8 sources.

9 (2) Annually assesses the performance of the el-
10 igible institution and the office in meeting the fol-
11 lowing needs of students enrolled in the eligible in-
12 stitution who are pregnant or are parents:

13 (A) The inclusion of maternity coverage
14 and the availability of riders for additional fam-
15 ily members in student health care.

16 (B) Family housing.

17 (C) Child care.

18 (D) Flexible or alternative academic sched-
19 uling, such as telecommuting programs.

20 (E) Education to improve parenting skills
21 for mothers and fathers and to strengthen mar-
22 riages.

23 (F) Maternity and baby clothing, baby
24 food (including formula), baby furniture, and
25 similar items to assist parents and prospective

1 parents in meeting the material needs of their
2 children.

3 (G) Post-partum counseling and support
4 groups.

5 (3) Identifies public and private service pro-
6 viders, located on the campus of the eligible institu-
7 tion or within the local community, that are quali-
8 fied to meet the needs described in paragraph (2),
9 and establishes programs with qualified providers to
10 meet such needs.

11 (4) Assists pregnant and parenting students
12 and their spouses in locating and obtaining services
13 that meet the needs described in paragraph (2).

14 (5) If appropriate, provides referrals for pre-
15 natal care and delivery, infant or foster care, or
16 adoption, to a student who requests such informa-
17 tion. An office shall make such referrals only to
18 service providers that primarily serve the following
19 types of individuals:

20 (A) Parents.

21 (B) Prospective parents awaiting adoption.

22 (C) Women who are pregnant and plan on
23 parenting or placing the child for adoption.

24 (D) Parenting or prospective parenting
25 couples who are married or who plan on

1 marrying in order to provide a supportive envi-
2 ronment for each other and their child.

3 (b) EXPANDED SERVICES.—In carrying out the pro-
4 grams and activities described in subsection (a), an eligible
5 institution of higher education receiving a grant under this
6 title may choose to provide access to such programs and
7 activities to a pregnant or parenting employee of the eligi-
8 ble institution, and the employee’s spouse.

9 **SEC. 607. REPORTING.**

10 (a) ANNUAL REPORT BY INSTITUTIONS.—

11 (1) IN GENERAL.—For each fiscal year that an
12 eligible institution of higher education receives a
13 grant under this title, the eligible institution shall
14 prepare and submit to the Secretary, by the date de-
15 termined by the Secretary, a report that—

16 (A) itemizes the pregnant and parenting
17 student services office’s expenditures for the fis-
18 cal year;

19 (B) contains a review and evaluation of the
20 performance of the office in fulfilling the re-
21 quirements of this title, using the specific per-
22 formance criteria or standards established
23 under paragraph (2)(A); and

24 (C) describes the achievement of the office
25 in meeting the needs listed in section 606(a)(2)

1 of the students served by the eligible institution,
2 and the frequency of use of the office by such
3 students.

4 (2) PERFORMANCE CRITERIA.—Not later than
5 180 days before the date the annual report described
6 in paragraph (1) is submitted, the Secretary—

7 (A) shall identify the specific performance
8 criteria or standards that shall be used to pre-
9 pare the report; and

10 (B) may establish the form or format of
11 the report.

12 (3) ADDITIONAL INFORMATION.—After review-
13 ing an annual report of an eligible institution of
14 higher education, the Secretary may require that the
15 eligible institution provide additional information if
16 the Secretary determines that such additional infor-
17 mation is necessary to evaluate the pilot program.

18 (b) REPORT BY SECRETARY.—The Secretary shall
19 annually prepare and submit a report on the findings of
20 the pilot program under this title, including the number
21 of eligible institutions of higher education that were
22 awarded grants and the number of students served by
23 each pregnant and parenting student services office receiv-
24 ing funds under this title, to the appropriate committees
25 of the Senate and the House of Representatives.

1 **SEC. 608. AUTHORIZATION OF APPROPRIATIONS.**

2 There is authorized to be appropriated to carry out
3 this title not more than \$10,000,000 for each of the fiscal
4 years 2010 through 2014.

5 **TITLE VII—SUPPORT FOR PREG-**
6 **NANT AND PARENTING TEENS**

7 **SEC. 701. GRANTS TO STATES.**

8 The Secretary shall make grants to States to allow
9 early childhood education programs, including Head Start,
10 to work with pregnant or parenting teens to complete high
11 school and prepare for college or for vocational education.

12 **TITLE VIII—IMPROVING SERV-**
13 **ICES FOR PREGNANT WOMEN**
14 **WHO ARE VICTIMS OF DOMES-**
15 **TIC VIOLENCE, DATING VIO-**
16 **LENCE, AND STALKING**

17 **SEC. 801. FINDINGS.**

18 The Congress finds as follows:

19 (1) Pregnant and recently pregnant women are
20 more likely to be victims of homicide than to die of
21 any other causes, and evidence exists that a signifi-
22 cant proportion of all female homicide victims are
23 killed by their intimate partners.

24 (2) A 2001 study published by the Journal of
25 the American Medical Association found that mur-

1 der is the number one cause of death among preg-
2 nant women.

3 (3) Research suggests that injury-related
4 deaths, including homicide and suicide, account for
5 approximately one-third of all maternal mortality
6 cases, while medical reasons make up the rest.
7 Homicide is the leading cause of death overall for
8 pregnant women, followed by cancer, acute and
9 chronic respiratory conditions, motor vehicle colli-
10 sions and drug overdose, peripartum and
11 postpartum cardiomyopathy, and suicide.

12 **SEC. 802. PROGRAM TO SUPPORT PREGNANT WOMEN WHO**
13 **ARE VICTIMS OF DOMESTIC VIOLENCE.**

14 (a) IN GENERAL.—For fiscal year 2010 and each
15 subsequent fiscal year, the Attorney General, through the
16 Director of the Office on Violence Against Women, may
17 award grants to States, to be used for any of the following
18 purposes:

19 (1) To assist States in providing intervention
20 services, accompaniment, and supportive social serv-
21 ices for eligible pregnant women who are victims of
22 domestic violence, dating violence, or stalking.

23 (2) To provide for technical assistance and
24 training (as described in subsection (c)) relating to

1 violence against eligible pregnant women to be made
2 available to the following:

3 (A) Federal, State, tribal, territorial, and
4 local governments, law enforcement agencies,
5 and courts.

6 (B) Professionals working in legal, social
7 service, and health care settings.

8 (C) Nonprofit organizations.

9 (D) Faith-based organizations.

10 (b) STATE ELIGIBILITY.—To be eligible for a grant
11 under subsection (a), a State shall—

12 (1) submit to the Attorney General an applica-
13 tion in such time and manner, and containing such
14 information, as specified by the Attorney General;
15 and

16 (2) for a grant made for a fiscal year beginning
17 on or after the date that is one year after the date
18 of the enactment of this title, satisfy the require-
19 ment under section 903, relating to female homicide
20 victim determinations and death certificates.

21 (c) TECHNICAL ASSISTANCE AND TRAINING DE-
22 SCRIBED.—For purposes of subsection (a)(2), technical
23 assistance and training is—

1 (1) the identification of eligible pregnant women
2 experiencing domestic violence, dating violence, or
3 stalking;

4 (2) the assessment of the immediate and short-
5 term safety of such a pregnant woman, the evalua-
6 tion of the impact of the violence or stalking on the
7 pregnant woman’s health, and the assistance of the
8 pregnant woman in developing a plan aimed at pre-
9 venting further domestic violence, dating violence, or
10 stalking, as appropriate;

11 (3) the maintenance of complete medical or fo-
12 rensic records that include the documentation of any
13 examination, treatment given, and referrals made,
14 recording the location and nature of the pregnant
15 woman’s injuries, and the establishment of mecha-
16 nisms to ensure the privacy and confidentiality of
17 those medical records; and

18 (4) the identification and referral of the preg-
19 nant woman to appropriate public and private non-
20 profit entities that provide intervention services, ac-
21 companiment, and supportive social services.

22 (d) DEFINITIONS.—For purposes of this title:

23 (1) ACCOMPANIMENT.—The term “accompani-
24 ment” means assisting, representing, and accom-
25 panying a woman in seeking judicial relief for child

1 support, child custody, restraining orders, and res-
2 titution for harm to persons and property, and in fil-
3 ing criminal charges, and may include the payment
4 of court costs and reasonable attorney and witness
5 fees associated therewith.

6 (2) ELIGIBLE PREGNANT WOMAN.—The term
7 “eligible pregnant woman” means any woman who is
8 pregnant on the date on which such woman becomes
9 a victim of domestic violence, dating violence, or
10 stalking or who was pregnant during the one-year
11 period before such date.

12 (3) INTERVENTION SERVICES.—The term
13 “intervention services” means, with respect to do-
14 mestic violence, dating violence, or stalking, 24-hour
15 telephone hotline services for police protection and
16 referral to shelters.

17 (4) STATE.—The term “State” includes the
18 District of Columbia, any commonwealth, possession,
19 or other territory of the United States, and any In-
20 dian tribe or reservation.

21 (5) SUPPORTIVE SOCIAL SERVICES.—The term
22 “supportive social services” means transitional and
23 permanent housing, vocational counseling, and indi-
24 vidual and group counseling aimed at preventing do-
25 mestic violence, dating violence, or stalking.

1 (6) VIOLENCE.—The term “violence” means ac-
2 tual violence and the risk or threat of violence.

3 (e) AUTHORIZATION OF APPROPRIATIONS.—For the
4 purpose of making allotments under subsection (a), there
5 are authorized to be appropriated \$4,000,000 for each of
6 the fiscal years 2010 through 2014.

7 **SEC. 803. HOMICIDE DEATH CERTIFICATES OF CERTAIN FE-**
8 **MALE VICTIMS.**

9 For purposes of section 802(b)(2), the requirement
10 under this section is that not later than the date that is
11 one year after the date of the enactment of this title, a
12 State shall require, with respect to any homicide case initi-
13 ated after such one-year date and in which the victim is
14 a female of possible child-bearing age, each of the fol-
15 lowing:

16 (1) A determination of which, if any, of the fol-
17 lowing categories, described the victim:

18 (A) The victim was pregnant on the date
19 of her death.

20 (B) The victim was not pregnant on the
21 date of her death, but had been pregnant dur-
22 ing the 42-day period before such date.

23 (C) The victim was not pregnant on the
24 date of her death, but had been pregnant dur-
25 ing the period beginning on the date that was

1 one year before such date of her death and end-
2 ing on the date that was 43 days before such
3 date of her death.

4 (D) The victim was not pregnant during
5 the one-year period before the date of her
6 death.

7 (E) It could not be determined whether or
8 not the victim had been pregnant during the
9 one-year period before the date of her death.

10 (2) The determination made under paragraph
11 (1) shall be included in the death certificate of the
12 victim.

13 **TITLE IX—LIFE SUPPORT CEN-**
14 **TERS FOR PREGNANT**
15 **WOMEN, MOTHERS, AND**
16 **CHILDREN**

17 **SEC. 901. LIFE SUPPORT CENTERS PILOT PROGRAM.**

18 (a) IN GENERAL.—The Secretary shall establish a
19 pilot program to fund supportive services for pregnant
20 women, mothers, and children. Such services shall consist
21 of—

22 (1) child care for infants and toddlers to allow
23 mothers to find jobs and finish their education;

24 (2) relocation assistance to establish good and
25 stable homes;

1 (3) temporary residential care as needed by
2 pregnant women, mothers and children;

3 (4) educational support, such as preparation for
4 pregnant and parenting mothers for the recognized
5 equivalent of a secondary school diploma;

6 (5) adoption counseling;

7 (6) parenting classes;

8 (7) business skills training;

9 (8) emergency financial aid in times of crisis;

10 (9) nutrition education and food assistance; and

11 (10) outreach to seniors, many of whom volun-
12 teer to help with the children or who receive advice
13 on helping raise their own grandchildren.

14 (b) AUTHORIZATION OF APPROPRIATIONS.—There is
15 authorized to be appropriated to carry out this section no
16 more than \$10,000,000 for each of the fiscal years 2010
17 through 2014.

18 **TITLE X—PROVIDING SUPPORT** 19 **TO NEW PARENTS**

20 **SEC. 1001. INCREASED SUPPORT FOR WIC PROGRAM.**

21 (a) FINDINGS.—Congress finds the following:

22 (1) The special supplemental nutrition program
23 for women, infants, and children (WIC) authorized
24 in section 17 of the Child Nutrition Act of 1966 (42
25 U.S.C. 1786) served approximately 8,100,000

1 women, infants, and children per month in fiscal
2 year 2006.

3 (2) Half of all infants in the United States and
4 1 in 4 young children under age 5 get crucial health
5 and nutrition benefits from the WIC Program.

6 (3) It is estimated that every dollar spent on
7 WIC results in between \$1.92 and \$4.21 in Medicaid
8 savings for newborns and their mothers.

9 (4) The WIC program has been proven to in-
10 crease the number of women receiving prenatal care,
11 reduce the incidence of low birth weight and fetal
12 mortality, reduce anemia, and enhance the nutri-
13 tional quality of the diet of mothers and children.

14 (5) The WIC program's essential, effective nu-
15 trition services include nutrition assessment, coun-
16 seling and education, obesity prevention,
17 breastfeeding support and promotion, prenatal and
18 pediatric health care referrals and follow-up, spousal
19 and child abuse referral, drug and alcohol abuse re-
20 ferral, immunization screening, assessment and re-
21 ferral, and a host of other services for mothers and
22 children.

23 (b) AUTHORIZATION OF APPROPRIATIONS.—For the
24 purpose of carrying out the special supplemental nutrition
25 program for women, infants, and children (WIC) author-

1 ized in section 17 of the Child Nutrition Act of 1966 (42
2 U.S.C. 1786), there is authorized to be appropriated such
3 sums as may be necessary for each of fiscal years 2010
4 through 2014, of which—

5 (1) there is authorized to be appropriated
6 \$15,000,000 for fiscal year 2010, and such sums as
7 may be necessary for each of fiscal years 2011
8 through 2014, for breast-feeding peer counselors;
9 and

10 (2) there is authorized to be appropriated
11 \$14,000,000 for fiscal year 2010, and such sums as
12 may be necessary for each of fiscal years 2011
13 through 2014, for infrastructure needs.

14 **SEC. 1002. NUTRITIONAL SUPPORT FOR LOW-INCOME PAR-**
15 **ENTS.**

16 Section 5(c)(2) of the Food and Nutrition Act of
17 2008 (7 U.S.C. 2014(c)(2)) is amended by striking “30
18 per centum” and inserting “85 percent”.

19 **SEC. 1003. INCREASED FUNDING FOR THE CHILD CARE AND**
20 **DEVELOPMENT BLOCK GRANT PROGRAM.**

21 (a) **AUTHORIZATION OF APPROPRIATIONS.**—Section
22 658B of the Child Care and Development Block Grant Act
23 of 1990 (42 U.S.C. 9858) is amended to read as follows:

1 **“SEC. 658B. AUTHORIZATION OF APPROPRIATIONS.**

2 “There are authorized to be appropriated to carry out
3 this subchapter \$2,350,000,000 for fiscal year 2010 and
4 such sums as may be necessary for fiscal years 2011
5 through 2014.”.

6 (b) CONFORMING AMENDMENT.—Section
7 658E(c)(3)(D) of the Child Care and Development Block
8 Grant Act of 1990 (42 U.S.C. 9858c(c)(3)(D)) is amended
9 by striking “1997 through 2002” and inserting “2010
10 through 2014”.

11 **SEC. 1004. TEENAGE OR FIRST-TIME MOTHERS; FREE HOME**
12 **VISITS BY REGISTERED NURSES FOR EDU-**
13 **CATION ON HEALTH NEEDS OF INFANTS.**

14 (a) IN GENERAL.—The Secretary may make grants
15 to local health departments to provide to eligible mothers,
16 without charge, education on the health needs of their in-
17 fants through visits to their homes by registered nurses.

18 (b) ELIGIBLE MOTHER.—

19 (1) IN GENERAL.—For purposes of subsection
20 (a), a woman is an eligible mother if, subject to
21 paragraph (2), the woman—

22 (A) is the mother of an infant who is not
23 more than 24 months of age; and

24 (B)(i) the woman was under the age of 20
25 at the time of birth; or

1 (ii) the infant referred to in subparagraph
2 (A) is the first child of the woman.

3 (2) ADDITIONAL REQUIREMENTS FOR CERTAIN
4 MOTHERS.—In the case of a woman described in
5 paragraph (1)(B)(ii) who is 20 years of age or older,
6 the woman is an eligible mother for purposes of sub-
7 section (a) only if the woman meets such standards
8 in addition to the applicable standards under para-
9 graph (1) as the local health department involved
10 determines to be appropriate.

11 (c) CERTAIN REQUIREMENTS.—A grant may be
12 made under subsection (a) only if the applicant involved
13 agrees as follows:

14 (1) The program carried out under such sub-
15 section by the applicant will be designed to instill in
16 eligible mothers confidence in their abilities to pro-
17 vide for the health needs of their newborns, includ-
18 ing through—

19 (A) providing information on child develop-
20 ment; and

21 (B) soliciting questions from the mothers.

22 (2) The registered nurses who make home visits
23 under subsection (a) will, as needed, provide refer-
24 rals for health and social services to serve the needs
25 of the newborns.

1 (3) The period during which the visits will be
2 available to an eligible mother will not be fewer than
3 six months.

4 (d) AUTHORIZED SERVICES.—

5 (1) REQUIREMENTS.—A grant may be made
6 under subsection (a) only if the applicant involved
7 agrees that the following services will be provided by
8 registered nurses in home visits under subsection
9 (a):

10 (A) Information on child health and devel-
11 opment, including suggestions for child-develop-
12 mental activities that are enjoyable for parents
13 and children.

14 (B) Advice on parenting, including infor-
15 mation on how to develop a strong parent-child
16 relationship.

17 (C) Information on resources about par-
18 enting, including identifying books and videos
19 that are available at local libraries.

20 (D) Information on upcoming parenting
21 workshops in the local region.

22 (E) Information on programs that facili-
23 tate parent-to-parent support services.

24 (F) In the case of an eligible mother who
25 is a student, information on resources that may

1 assist the mother in completing the educational
2 courses involved.

3 (2) ADDITIONAL SERVICES.—A grant under
4 subsection (a) may be expended to provide services
5 during home visits under such subsection in addition
6 to the services specified in paragraph (1).

7 (e) AUTHORIZATION OF APPROPRIATIONS.—For the
8 purpose of carrying out this section, there are authorized
9 to be appropriated \$3,000,000 for fiscal year 2010, and
10 such sums as may be necessary for each of fiscal years
11 2011 through 2014.

12 **TITLE XI—COLLECTING AND** 13 **REPORTING ABORTION DATA**

14 **SEC. 1101. GRANTS FOR COLLECTION AND REPORTING OF** 15 **ABORTION DATA.**

16 (a) GRANTS.—The Secretary, acting through the Di-
17 rector of the Centers for Disease Control and Prevention,
18 may make grants to States for collecting and reporting
19 abortion surveillance data.

20 (b) REPORTING REQUIREMENT.—

21 (1) IN GENERAL.—The Secretary may make a
22 grant to a State under this section only if the State
23 agrees to submit a report in each of fiscal years
24 2011 and 2013 on the State's abortion surveillance
25 data.

1 (2) CONTENTS.—Each report submitted by a
2 State under this subsection shall, with respect to the
3 preceding 2 fiscal years, include—

4 (A) the number and characteristics of
5 women obtaining abortions in the State; and

6 (B) the characteristics of these abortions,
7 including the approximate gestational age of the
8 unborn child, the abortion method, and any
9 known physical or psychological complications.

10 (3) PERSONAL INFORMATION.—A report sub-
11 mitted by a State under this subsection shall not
12 contain the name of any woman obtaining or seeking
13 to obtain an abortion, any common identifier (such
14 as a social security number), or any other identifier
15 (including statistical information) that would make
16 it possible to identify in any manner or under any
17 circumstances an individual who has obtained or
18 seeks to obtain an abortion.

19 (c) CONFIDENTIALITY.—The Secretary shall main-
20 tain the confidentiality of any individually identifiable in-
21 formation reported to the Secretary under this section.

22 (d) REPORT TO CONGRESS.—

23 (1) IN GENERAL.—Not later than the end of
24 fiscal year 2013, the Secretary shall submit a report

1 to the Congress on the abortion surveillance data re-
2 ported to the Secretary under this section.

3 (2) PERSONAL INFORMATION.—A report sub-
4 mitted by the Secretary to the Congress under this
5 subsection shall not contain any name or other iden-
6 tifier described in subsection (b)(3).

7 (e) AUTHORIZATION OF APPROPRIATIONS.—To carry
8 out this section, there are authorized to be appropriated
9 such sums as may be necessary for each of fiscal years
10 2010 through 2014.

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