



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

January 20, 2015  
(House Rules)

## STATEMENT OF ADMINISTRATION POLICY

### H. R. 36 – Pain-Capable Unborn Child Protection Act

(Rep. Franks, R-Arizona, and 158 cosponsors)

The Administration strongly opposes H.R. 36, which would unacceptably restrict women's health and reproductive rights and is an assault on a woman's right to choose. Women should be able to make their own choices about their bodies and their health care, and Government should not inject itself into decisions best made between a woman and her doctor.

Over the past forty years, since *Roe v. Wade*, the Supreme Court has affirmed a woman's constitutional right to privacy, including the right to choose. H.R. 36 is a direct challenge to the Supreme Court's holdings on abortion. Not only is the basis for H.R. 36 scientifically disputed, the bill disregards women's health and rights, the role doctors play in their patients' health care decisions, and the Constitution. Furthermore, the provision that requires rape and incest survivors to report the crime to a law enforcement agency or child welfare authority in order to have access to an abortion after the 20-week mark demonstrates a complete disregard for the women who experience sexual assault and the barriers they may face in reporting. Research indicates that the majority of survivors have not reported their sexual assaults to law enforcement.

The Administration is continuing its efforts to reduce unintended pregnancies, expand access to contraception, support maternal and child health, and minimize the need for abortion. At the same time, the Administration is committed to the protection of women's health and reproductive freedom and to supporting women and families in the choices they make.

If the President were presented with this legislation, his senior advisors would recommend that he veto this bill.

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