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Presidential Memo on Privately Funded Abortions at Military Hospitals

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THE WHITE HOUSE

Office of the Press Secretary

For Immediate Release January 22, 1993

January 22, 1993

MEMORANDUM FOR THE SECRETARY OF DEFENSE

SUBJECT: Privately Funded Abortions at Military Hospitals

Section 1093 of title 10 of the United States Code prohibits the use of Department of Defense ("DOD") funds to perform abortions except where the life of a woman would be endangered if the fetus were carried to term. By memoranda of December 21, 1987, and June 21, 1988, DOD has gone beyond what I am informed are the requirements of the statute and has banned all abortions at U.S. military facilities, even where the procedure is privately funded. This ban is unwarranted. Accordingly, I hereby direct that you reverse the ban immediately and permit abortion services to be provided, if paid for entirely with non-DOD funds and in accordance with other relevant DOD policies and procedures.

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Office of the Press Secretary

For Immediate Release January 22, 1993

REMARKS BY THE PRESIDENT
 DURING SIGNING OF PRESIDENTIAL MEMORANDA

The Roosevelt Room

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3:22 P.M. EST

THE PRESIDENT: Please sit down, ladies and gentlemen.

Today I am acting to separate our national health and medical policy from the divisive conflict over abortion. This conflict, which stems from the Roe v. Wade decision of 20 years ago has brought to a halt promising research on treatment for serious conditions and diseases that affect millions of Americans

- millions of American men, women and children who include the members of my family and friends of mine and I'm sure virtually every other set of family and friends in the United States.

We must free science and medicine from the grasp of politics and give all Americans access to the very latest and best medical treatments.

Today I am directing Secretary of Health and Human Services Shalala immediately to lift the moratorium on federal funding for research involving transplantation of fetal tissue. This moratorium, which was first imposed in 1988, was extended indefinitely in 1989 despite the recommendation of a blue ribbon National Institute of Health advisory panel that it be ended. Five years later, the evidence is overwhelming. The moratorium has dramatically limited the development of possible treatment for millions of individuals who suffer from serious disorders, including Parkinson's disease, Alzheimer's disease, diabetes and leukemia. We must let medicine and science proceed unencumbered by anti-abortion politics.

Today also marks the beginning of a new national reproductive health policy that aims to prevent unintended pregnancies. Our administration is committed to providing the kind of prenatal care, child care and family and medical leave that will lead to healthy childbearing and support America's families.

As a nation, our goal should be to protect individual freedom while fostering responsible decision-making, an approach that seeks to protect the right to choose while reducing the number of abortions. Our vision should be of an America where abortion is safe and legal, but rare.

Let me also say that our administration is particularly concerned with the epidemic of teenage pregnancy. The greatest human cost of our continuing national debate over reproductive policy is borne by our children and by their children. A few teenagers choose to have and raise children, and we must help them to succeed. But for millions a teen pregnancy is unintended, leaving the young woman and her partner totally unprepared for the responsibilities of parenthood. The social and economic price paid today and for the last several years by our nation is enormous.

So today I am also directing Secretary Shalala to act immediately to implement her intended suspension of the Title X family planning regulations that are also known as the "gag rule." For almost five years, HHS has prohibited Title X recipients from providing their patients with full information and counseling concerning pregnancy.

This dangerous restriction censors the medical information and advice that health care professionals can give their patients. As a result of today's action, every woman will be able to receive medical advice and referrals that will not be censored or distorted by ideological arguments that should not be a part of medicine.

I'm also ordering today the Director of the Agency for International Development to repeal immediately what has become known as the Mexico City policy, that has effectively applied the "gag rule" to organizations that receive United States funding, even when those organizations uses non-AID funds for those activities.

Today's actions will allow organizations that received AID funds to provide information regarding all family planning options to individuals in foreign nations. It will reverse a policy that has seriously undermined much needed efforts to promote safe and effective family planning programs abroad, and will allow us to once again

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provide leadership in helping to stabilize world population. Many believe that this is one of the most important environmental steps we can take.

Today I am also directing Secretary of Defense Aspin to lift immediately the near total ban on abortions at United States military facilities and to permit them to be performed at those facilities provided that the procedure is paid for entirely with private funds.

This action will allow military hospitals to perform abortions and to reverse a ban that has adversely affected the lives of scores of men and women who serve our nation around the world, or members of their families.

Finally, I am directing Secretary Shalala to instruct the Food and Drug Administration to determine whether the current import ban on the drug Mifepristone, commonly known as RU-486, is justified and to rescind the ban if there is no basis for it.

Here in the United States, RU-486 has been held hostage to politics. It is time to learn the truth about what the health and safety risks of the drug really are. If the FDA removes the ban, Americans will be able to bring the drug into the country for their personal use consistent with existing FDA policy that governs drugs not approved for distribution.

I've also ordered HHS to immediately explore the propriety of promoting testing in the United States as well as the possibility of licensing and manufacturing according to the standards which govern all other drugs so reviewed by our government.

Taken as a group, today's actions will go a long way toward protecting vital medical and health decisions from ideological and political debate. The American people deserve the best medical treatment in the world. We're committed to providing with nothing less.

I'd like to say in closing a special word of personal thanks to the unbelievable number of Americans from all walks of life and all different political perspectives who have children with diabetes or who, like me, have lost relatives to Alzheimer's, or have friends suffering with Parkinson's and other diseases who came up to me over the last year and made a personal plea on the fetal tissue issue. Their statements to me and their life stories had a far greater impact on me even than the actions of the United States Congress, which included, as you know, a very broad spectrum of Republicans and Democrats on this issue.

I'd like now to sign these directives.

(Presidential Memoranda is signed.)

THE PRESIDENT: Thank you very much. (Applause.)

Q Mr. President, was it "William J." or "Bill"?

THE PRESIDENT: After a considered policy debate -- (laughter) -- we decided that I should sign my full name to all official documents of the government, and I'll continue to sign all my non -- my letters, Bill Clinton.

Q Let me ask you -- George was having a really hard time explaining to us what you knew about Zoe Baird's problem, when you knew it. Can you please explain that to us, so that the American public would really know?

THE PRESIDENT: No, I want to answer this. I think the American people are entitled to know that -- if you go back to my statement, I acknowledged that there were errors in the evaluation process, for which I take full responsibility. What happened was this. She voluntarily disclosed that; it was not in any way picked up in the vetting. It was, as you know, we were trying to make a Christmas deadline, which was probably my error, again, on this.

So just before she was announced, but after I had discussed the appointment with her, I was told that this matter had come up. Nobody said anything to me about the taxes. And what I was told was what you heard, in a very cursory way, was that an error had been made in the hiring of an illegal alien; that it had been made after consulting a lawyer, who was an expert in this area. So, basically, they had acted on counsel's advice. But they were wrong, they moved immediately to try to correct it, and the status had been corrected in terms of the legality of the person; and that the vector's conclusion was there would be no problem.

I have to tell you that during the course of these inquiries, I received other "weightier warnings," if you will, of things which had to be worked through with other potential nominees. In retrospect, what I should have done is to basically delay the whole thing for a couple of days and look into it in greater depth.

But that was -- I take full responsibility for that. It is in no way -- this process is in no way a reflection on her. We would not have known any of this had she not disclosed it to us and to the United States Senate subsequently. So I will say again what I said this morning: I'm sorry about this. I still think she is an extraordinary person and a very able person who will have a rich and successful career, and I take full responsibility for what happened in the review process.

Thank you. (Applause.)



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Presidential Memo on Importation of Ru Four 86

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Office of the Press Secretary

For Immediate Release January 22, 1993

January 22, 1993

MEMORANDUM FOR THE SECRETARY OF HEALTH AND HUMAN SERVICES

SUBJECT: Importation of RU-486

In Import Alert 66-47, the Food and Drug Administration ("FDA") excluded the drug Mifepristone -- commonly known as RU-486 -- from the list of drugs that individuals can import into the United States for their "personal use," although the drugs have not yet been approved for distribution by the FDA. (See FDA Regulatory Procedures Manual, Chapter 9-71.) Import Alert 66-47 effectively bans the importation into this Nation of a drug that is used in other nations as a nonsurgical means of abortion.

I am informed that in excluding RU-486 from the personal use importation exemption, the FDA appears to have based its decision on factors other than an assessment of the possible health and safety risks of the drug. Accordingly, I hereby direct that you promptly instruct the FDA to determine whether there is sufficient evidence to warrant exclusion of RU-486 from the list of drugs that qualify for the personal use importation exemption. Furthermore, if the FDA concludes that RU-486 meets the criteria for the personal use importation exemption, I direct that you immediately take steps to rescind Import Alert 66-47.

In addition, I direct that you promptly assess initiatives by which the Department of Health and Human Services can promote the testing, licensing, and manufacturing in the United States of RU-486 or other antiprogestins.

You are hereby authorized and directed to publish this memorandum in the Federal Register.

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MEMORANDUM FOR THE SECRETARY OF HEALTH AND HUMAN SERVICES

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SUBJECT: The Title X "Gag Rule"

Title X of the Public Health Services Act provides Federal funding for family planning clinics to provide services for low-income patients. The Act specifies that Title X funds may not be used for the performance of abortions, but places no restrictions on the ability of clinics that receive Title X funds to provide abortion counseling and referrals or to perform abortions using non-Title X funds. During the first 18 years of the program, medical professionals at Title X clinics provided complete, uncensored information, including nondirective abortion counseling. In February 1988, the Department of Health and Human Services adopted regulations, which have become known as the "Gag Rule," prohibiting Title X recipients from providing their patients with information, counseling, or referrals concerning abortion. Subsequent attempts by the Bush Administration to modify the Gag Rule and ensuing litigation have created confusion and uncertainty about the current legal status of the regulations.

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The Gag Rule endangers women's lives and health by preventing them from receiving complete and accurate medical information and interferes with the doctor-patient relationship by prohibiting information that medical professionals are otherwise ethically and legally required to provide to their patients. Furthermore, the Gag Rule contravenes the clear intent of a majority of the members of both the United States Senate and House of Representatives, which twice passed legislation to block the Gag Rule's enforcement but failed to override Presidential vetoes.

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For these reasons, you have informed me that you will suspend the Gag Rule pending the promulgation of new regulations in accordance with the "notice and comment" procedures of the Administrative Procedure Act. I hereby direct you to take that action as soon as possible. I further direct that, within 30 days, you publish in the Federal Register new proposed regulations for public comment.

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For Immediate Release January 22, 1993

January 22, 1993

MEMORANDUM FOR THE ACTING ADMINISTRATOR OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT

SUBJECT: AID Family Planning Grants/Mexico City Policy

The Foreign Assistance Act of 1961 prohibits nongovernmental organizations ("NGO's") that receive Federal funds from using those funds "to pay for the performance of abortions as a method of family planning, or to motivate or coerce any person to practice abortions." (22 U.S.C. 2151b(f)(1)). The August 1984 announcement by President Reagan of what has become known as the "Mexico City Policy" directed the Agency for International Development ("AID") to expand this limitation and withhold AID funds from NGO's that engage in a wide range of activities, including providing advice, counseling, or information regarding abortion, or lobbying a foreign government to legalize or make abortion available. These conditions have been imposed even where an NGO uses non-AID funds for abortion-related activities.

These excessively broad anti-abortion conditions are unwarranted. I am informed that the conditions are not mandated by the Foreign Assistance Act or any other law. Moreover, they have undermined efforts to promote safe and efficacious family planning programs in foreign nations. Accordingly, I hereby direct that AID remove the conditions not explicitly mandated by the Foreign Assistance Act or any other law from all current AID grants to NGO's and exclude them from future grants.

WILLIAM J. CLINTON

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