

119TH CONGRESS
1ST SESSION

S. _____

To require States to report information on Medicaid payments to abortion providers.

IN THE SENATE OF THE UNITED STATES

Mr. BANKS introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To require States to report information on Medicaid payments to abortion providers.

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.**

4 This Act may be cited as the “Abortion Funding
5 Awareness Act of 2025”.

6 **SEC. 2. REQUIRED REPORTING OF MEDICAID PAYMENTS**
7 **TO ABORTION PROVIDERS.**

8 (a) IN GENERAL.—Not later than 60 days after the
9 end of the first fiscal year ending after the date of enact-
10 ment of this Act and each fiscal year thereafter, each

1 State that makes a Medicaid payment from Federal funds
2 during the fiscal year for any items or services furnished
3 by an abortion provider shall—

4 (1) submit to the Secretary a report on all such
5 payments; and

6 (2) publish the report on a public internet
7 website of the State.

8 (b) REPORT DESCRIBED.—The report under sub-
9 section (a) shall, with respect to a State that makes a
10 Medicaid payment from Federal funds during the fiscal
11 year for any items or services furnished by an abortion
12 provider, include the following:

13 (1) With respect to each such payment, each of
14 the following:

15 (A) A specification of the amount of the
16 payment.

17 (B) A specification of the purposes for
18 which the payment was made.

19 (C) A comparison of the amount of the
20 payment with the amount of any such payment
21 to the provider involved in any prior fiscal year.

22 (2) A specification of the number of abortions
23 performed during the fiscal year by the provider in-
24 volved and the gestational age with respect to each
25 such abortion.

1 (3) A specification of the method of abortion
2 used.

3 (c) REPORT TO CONGRESS.—Not later than 90 days
4 after the end of each fiscal year described in subsection
5 (a), the Secretary shall submit to the Committee on En-
6 ergy and Commerce of the House of Representatives and
7 to the Committee on Finance of the Senate, and publish
8 on a public internet website of the Department of Health
9 and Human Services, a report that—

10 (1) contains the State reports submitted pursu-
11 ant to subsection (a) for the fiscal year; and

12 (2) includes a summary of the reports.

13 (d) DEFINITIONS.—In this section:

14 (1) ABORTION.—The term “abortion” means
15 the use or prescription of any instrument, medicine,
16 drug, or any other substance or device—

17 (A) to intentionally kill the unborn child of
18 a woman known to be pregnant; or

19 (B) to intentionally terminate the preg-
20 nancy of a woman known to be pregnant, with
21 an intention other than—

22 (i) after viability, to produce a live
23 birth and preserve the life and health of
24 the child born alive; or

25 (ii) to remove a dead unborn child.

1 (2) ABORTION PROVIDER.—The term “abortion
2 provider” means an entity that—

3 (A) performs (or refers an individual for)
4 an abortion; or

5 (B) controls, is controlled by, or is under
6 common control with, an entity described in
7 subparagraph (A).

8 (3) MEDICAID PAYMENT FROM FEDERAL
9 FUNDS.—The term “Medicaid payment from Fed-
10 eral funds” means a payment for which there is
11 Federal financial participation under title XIX of
12 the Social Security Act.

13 (4) SECRETARY.—The term “Secretary” means
14 the Secretary of Health and Human Services.

15 (5) STATE.—The term “State” has the mean-
16 ing given the term for purposes of title XIX of the
17 Social Security Act.

18 (e) CONFORMING AMENDMENTS TO SOCIAL SECU-
19 RITY ACT.—Section 1902(a) of the Social Security Act
20 (42 U.S.C. 1396a(a)) is amended—

21 (1) in paragraph (86), by striking “and” after
22 the semicolon;

23 (2) in paragraph (87)(D), by striking the period
24 and inserting “; and”; and

1 (3) by inserting after paragraph (87) the fol-
2 lowing:

3 “(88) provide for the submission of reports in
4 accordance with section 2 of the Abortion Funding
5 Awareness Act of 2025.”.