March 23, 2016

Chairman John Carter
Subcommittee on Homeland Security
Committee on Appropriations
U.S. House of Representatives
B-307 Rayburn House Office Building
Washington, DC 20515

Dear Chairman Carter,

As you draft the Fiscal Year 2017 Homeland Security Appropriations bill, we respectfully request that you include the following pro-life limitation as bill text:

SEC. XXX. None of the funds appropriated by this Act for U.S. Immigration and Customs Enforcement shall be available to pay for an abortion, except where the life of the mother would be endangered if the fetus were carried to term, or in the case of rape or incest: Provided, That should this prohibition be declared unconstitutional by a court of competent jurisdiction, this section shall be null and void.

SEC. XXX+1. None of the funds appropriated by this Act for U.S. Immigration and Customs Enforcement shall be used to require any person to perform, or facilitate in any way the performance of, any abortion.

SEC. XXX+2. Nothing in the preceding section shall remove the obligation of the Assistant Secretary of Homeland Security for U.S. Immigration and Customs Enforcement to provide escort services necessary for a female detainee to receive such service outside the detention facility: Provided, That nothing in this section in any way diminishes the effect of section XXX+1 intended to address the philosophical beliefs of individual employees of U.S. Immigration and Customs Enforcement.

As you may know, a very similar policy exists in the Commerce, Justice, Science (CJS) appropriations bill. The CJS policy governed the predecessor agency to Immigration and Customs Enforcement (ICE) agency when the prior program was funded through the CJS appropriations bill. In an apparent oversight, this policy was not carried over to the Homeland Security Appropriations bill.
ICE has put out a manual on “Detention Standards” that tracks closely with the policy above. However, the manual lacks basis in law, which means that it could be changed at any time, and is vulnerable to a legal challenge. Adding this language to the Homeland Security appropriations legislation should be noncontroversial since the policy previously governed the program and is consistent with the current administration’s policy.

Thank you for your consideration to this important life-affirming policy.

Sincerely,

Ann Wagner
Member of Congress

Jeff Duncan
Member of Congress

Lou Barletta
Member of Congress

Rob Bishop
Member of Congress

Bruce Westerman
Member of Congress

Curt Clawson
Member of Congress

Kevin Brady
Member of Congress

Dan Benishek, M.D.
Member of Congress

Ryan Zinke
Member of Congress

John Moolenaar
Member of Congress

Glenn 'GT' Thompson
Member of Congress

Jim Bridenstine
Member of Congress

Barry Loudermilk
Member of Congress

Mark Walker
Member of Congress
Brian Babin  
Member of Congress

John Ratcliffe  
Member of Congress

Ken Buck  
Member of Congress

Jackie Walorski  
Member of Congress

David Rouzer  
Member of Congress

Earl L. "Buddy" Carter  
Member of Congress

Glenn Grothman  
Member of Congress

Rick W. Allen  
Member of Congress

Blake Farenthold  
Member of Congress

Mike Rogers  
Member of Congress

Jeff Miller  
Member of Congress

Ralph Abraham, M.D.  
Member of Congress

Joe Pitts  
Member of Congress

Richard Hudson  
Member of Congress

Paul Gosar  
Member of Congress

Randy Weber  
Member of Congress

Rob Woodall  
Member of Congress

Bill Flores  
Member of Congress
Kevin Cramer
Member of Congress

Tim Huelskamp
Member of Congress

Jason Smith
Member of Congress

Diane Black
Member of Congress

Keith Rothfus
Member of Congress

Brad Wenstrup
Member of Congress

Roger Williams
Member of Congress

Sam Graves
Member of Congress

Trent Kelly
Member of Congress

Charles W. Boustany Jr., M.D.
Member of Congress

Jody Hice
Member of Congress

Mike Kelly
Member of Congress

Bill Johnson
Member of Congress

Rick Crawford
Member of Congress

Tom Graves
Member of Congress

Pete Olson
Member of Congress

J. Randy Forbes
Member of Congress

John Fleming
Member of Congress

John Mica
Member of Congress

John J. Duncan Jr.
Member of Congress
Steve King  
Member of Congress

Joe Wilson  
Member of Congress

Jason Chaffetz  
Member of Congress

Sam Johnson  
Member of Congress

Tim Murphy  
Member of Congress

Daniel Lipinski  
Member of Congress

Doug Lamborn  
Member of Congress

Steve Pearce  
Member of Congress

Blaine Luetkemeyer  
Member of Congress

Jeb Hensarling  
Member of Congress

Vicky Hartzler  
Member of Congress

Peter J. Roskam  
Member of Congress

Bob Goodlatte  
Member of Congress

Walter B. Jones  
Member of Congress

Chris Smith  
Member of Congress

Austin Scott  
Member of Congress

Trent Franks  
Member of Congress