As the largest bilateral donor of global health assistance, the U.S. government’s investments in global health programs should reduce—not compound—health inequities and barriers to accessing vital sexual and reproductive health services. Globally, more than 35 million women have abortions in unsafe conditions every year. Unsafe abortion is a leading cause of maternal mortality and morbidity in low- and middle-income countries where there are significant barriers to accessing quality abortion care. Restrictive U.S. foreign policies like the Helms amendment create an added burden and undermine country-led efforts to reduce maternal mortality and advance sexual and reproductive health and rights.

The latest available research suggests that repealing the Helms amendment would prevent at least 19 million unsafe abortions a year, leading to 17,000 fewer maternal deaths and 12 million fewer women needing medical treatment for complications from unsafe abortion.

Congress must take action to repeal the Helms amendment and support safe abortion care around the world by passing the Abortion is Health Care Everywhere Act.

What is the Helms amendment?

In 1973, in the wake of the Roe v. Wade decision legalizing abortion in the United States, anti-choice Senator Jesse Helms (R-NC) successfully amended the Foreign Assistance Act of 1961, restricting the use of U.S. foreign assistance funds to provide abortion “as a method of family planning.” Ever since, this amendment has been interpreted and implemented—by Republican and Democratic administrations alike—as a near-total ban on funding for abortion services, including in cases of rape, incest and life endangerment. The Helms amendment was later reiterated in the annual Department of State, Foreign Operations and Related Programs (SFOPS) appropriations bill, where it has become just one of many boilerplate restrictions on abortion and reproductive health funding that is attached to the appropriations bill each year.

Helms Hurts: 50 years of undermining health and rights

For half a century, the Helms amendment has limited the ability of individuals to fulfill their sexual and reproductive rights, exacerbating rates of unsafe abortion and widening existing health inequities.

The Helms amendment’s restriction on the use of U.S. foreign assistance for abortion as a method of family planning puts safe abortion care out of reach for communities that heavily rely on funding from the U.S. government. Furthermore, despite legislative action through the Leahy amendment to clarify that this policy allows for the provision of information, counseling and referrals about all pregnancy options, including abortion where it is legal, confusion about and conflation of the Helms amendment with other abortion restrictions combined with an overabundance of caution on behalf of implementers have led to unnecessary censorship about all available pregnancy options. The consequences can be deadly: complications from abortions provided in unsafe conditions lead to more than 23,000 deaths per year and countless injuries and infections among people who obtain such procedures.

We urge you to support the health and rights of people seeking safe abortion care around the world by cosponsoring the Abortion is Health Care Everywhere Act to permanently repeal the Helms amendment.

This bill would amend the Foreign Assistance Act, the permanent authorizing statute, to:

1. Remove the Helms provision, making it no longer illegal to use U.S. foreign assistance for abortion services.
2. Insert proactive language stating that U.S. funding “may be used to provide comprehensive reproductive health care services, including the provision of abortion services, training and equipment.”
3. Affirm that the United States should work to end unsafe abortion and promote safe abortion care by providing funding to and collaborating with affected governments and service providers.

To be added as a cosponsor of the Abortion is Health Care Everywhere Act, please reach out to staff in the office of Representative Jan Schakowsky (D-IL) or Senator Cory Booker (D-NJ).
Over the past 50 years, global advocates have campaigned and made great strides toward advancing sexual and reproductive health and rights and reducing maternal mortality by liberalizing abortion laws in numerous countries where the United States delivers foreign assistance. However, the Helms amendment restricts U.S. funds from being used to provide a necessary healthcare service that is now legal under some or all circumstances in over three-quarters of the countries where the U.S. Agency for International Development (USAID) supports family planning and reproductive health programs.

Eliminating the Helms amendment is necessary for the United States to take comprehensive action towards ending preventable maternal mortality and supporting human rights and gender equality. It is also a vital step in carrying out the Biden–Harris administration’s commitment to supporting sexual and reproductive health and rights both domestically and globally.

**Endnotes**


