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**AMENDMENT TO H.R. 3541**  
**OFFERED BY MR. FRANKS OF ARIZONA**

passed  
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Page 16, after line 14, insert the following:

1       “(g) PROTECTION OF PRIVACY IN COURT PRO-  
2 CEEDINGS.—

3           “(1) IN GENERAL.—Except to the extent the  
4 Constitution or other similarly compelling reason re-  
5 quires, in every civil or criminal action under this  
6 section, the court shall make such orders as are nec-  
7 essary to protect the anonymity of any woman upon  
8 whom an abortion has been performed or attempted  
9 if she does not give her written consent to such dis-  
10 closure. Such orders may be made upon motion, but  
11 shall be made sua sponte if not otherwise sought by  
12 a party.

13           “(2) ORDERS TO PARTIES, WITNESSES, AND  
14 COUNSEL.—The court shall issue appropriate orders  
15 under paragraph (1) to the parties, witnesses, and  
16 counsel and shall direct the sealing of the record and  
17 exclusion of individuals from courtrooms or hearing  
18 rooms to the extent necessary to safeguard her iden-  
19 tity from public disclosure. Each such order shall be  
20 accompanied by specific written findings explaining

1        why the anonymity of the woman must be preserved  
2        from public disclosure, why the order is essential to  
3        that end, how the order is narrowly tailored to serve  
4        that interest, and why no reasonable less restrictive  
5        alternative exists.

6           “(3) PSEUDONYM REQUIRED.—In the absence  
7        of written consent of the woman upon whom an  
8        abortion has been performed or attempted, any  
9        party, other than a public official, who brings an ac-  
10       tion under this section shall do so under a pseu-  
11       donym.

12           “(4) LIMITATION.—This subsection shall not be  
13        construed to conceal the identity of the plaintiff or  
14        of witnesses from the defendant or from attorneys  
15        for the defendant.

