



February 3, 2014

RE: Arizona Legal Requirement that Instructional Programs Give Preference  
To Childbirth and Adoption As Options Over Elective Abortions

Dear Superintendent:

Recently a controversy arose in Tempe, Arizona as a result of the direct involvement of Planned Parenthood Arizona, Inc. ("Planned Parenthood AZ") in the review and recommendation of sex education curricula for students in public high schools, at the request of Tempe Union High School District. A member of Planned Parenthood Arizona's leadership was invited to review, assess and present an overview of three different sex education programs, thereby *servng as a filter and advisor* to the Tempe Union High School District's Sex Education Curriculum Review Committee which had been tasked by the school board to review programs available and ultimately make a recommendation to the school board.

In response to the public outcry over Planned Parenthood AZ's involvement, Planned Parenthood claimed that they had nothing to do with the development of the curricula being presented. In fact, one of the three programs presented by the Planned Parenthood AZ leader was developed by a group that included International Planned Parenthood Federation, and a second appears on Planned Parenthood's list of recommended curricula.

Alliance Defending Freedom represents Arizona citizens who are deeply concerned about Planned Parenthood AZ's involvement in our public education system and its efforts to gain access to Arizona schoolchildren. Given its emphasis on the promotion and performance of abortions, the involvement of Planned Parenthood AZ in decision-making of Arizona school districts in any capacity is highly problematic regardless of whether Planned Parenthood AZ employees physically enter the classrooms to teach students, train public school teachers or serve in any sort of advisory role to school districts. Moreover, the involvement of Planned Parenthood AZ is likely to cause Arizona school districts to be in violation of Arizona law.

**ARIZONA LAW REQUIRES INSTRUCTIONAL PROGRAMS TO GIVE PREFERENCE, ENCOURAGEMENT AND SUPPORT TO CHILDBIRTH AND ADOPTION AS PREFERRED OPTIONS TO ELECTIVE ABORTIONS**

As you are undoubtedly aware, Senate Bill 1009, signed into law by Governor Jan Brewer on April 12, 2012, and codified as A.R.S. § 15-115, a copy of which is attached for your convenience, mandates that no Arizona school district “may allow any presentation during instructional time or furnish any materials to pupils as part of any instruction that does not give preference, encouragement and support to childbirth and adoption as preferred options to elective abortion.” The law further provides that no school district or charter school may endorse or provide either financial or instructional program support to “any program that does not present childbirth and adoption as preferred options to elective abortion.”

Arizona law clearly expresses a strong state interest in promoting childbirth and adoption over elective abortions, and unequivocally requires all schools to utilize only programs that present childbirth and adoption as preferred options to elective abortions. Programs that are neutral or that simply reference childbirth and/or adoption as possible options are not sufficient to comply with Arizona law. *The law requires that any instructional programs utilized in Arizona schools include an affirmative preference to childbirth and adoption as options to abortion.*

**SCHOOL DISTRICTS SHOULD NOT ALLOW PLANNED PARENTHOOD AZ INTO PUBLIC SCHOOLS**

Arizona school districts should not permit representatives of Planned Parenthood AZ into any of their classrooms to teach sex education. Further, neither Planned Parenthood AZ nor its representatives should be permitted to train public school teachers or to inject themselves into any process in which a school district’s health or sex education curriculum is being reviewed or selected. Regardless of whether Planned Parenthood representatives are physically in the classrooms teaching, it is wholly inappropriate for Planned Parenthood, an organization that is driven by its social agenda and which financially profits from risky sexual behavior and abortions, to participate in any manner in health or sex education curriculum review or selection.

If a school district or charter school does permit representatives of Planned Parenthood AZ into its classrooms to teach sex education or permits representatives of Planned Parenthood to indoctrinate students with its agenda, we anticipate that such district would be in violation of Arizona law.

**PLANNED PARENTHOOD AZ IS PRO-ABORTION,  
NOT PRO-CHILDBIRTH/ADOPTION**

There is fundamentally no way that any representative of Planned Parenthood AZ can, with any degree of honesty, represent that the goals and objectives of Planned Parenthood AZ are to encourage and support childbirth and adoption as preferred options to elective abortion. The best way to learn about an organization and to understand its motives is to examine the organization's own promotional materials and statistics. We encourage you to review Planned Parenthood's own materials for yourself.

Our research, which is reflected in materials that are available at our website, <https://www.alliancedefendingfreedom.org/investigatetheirplan>, demonstrates what Planned Parenthood Federation of America ("PPFA") and its Affiliates like Planned Parenthood AZ are really all about, including that:

- Of the nearly 1.2 million abortions performed each year in the United States, PPFA Affiliates, including Planned Parenthood AZ, are responsible for approximately one-third.
- \$155.5 million of the non-governmental funding received by PPFA Affiliates, including Planned Parenthood AZ, which totals \$404.9 million, is related to abortion services, i.e., 38.4 percent of PPFA's health-related, non-government revenue.
- PPFA spends about \$56 million per year on "public policy" initiatives, i.e., lobbying and efforts to gain access to the children of American parents so as to indoctrinate those children in Planned Parenthood's agenda.
- PPFA's business model (a model replicated by each of its Affiliates, including Planned Parenthood AZ) is to create abortion customers and its marketing begins in elementary school.
- PPFA (and its Affiliates) targets children, leads them to experiment, use contraception and get STD tests, and then provides them with abortions when they inevitably get pregnant.
- PPFA (and its Affiliates like Planned Parenthood AZ) does not help children make good decisions; rather, it markets dangerous behavior and profits from the tragic, but completely avoidable consequences.

What PPFA (and its Affiliates like Planned Parenthood AZ) does do, and does very well, is promote risky sexual behavior to young people, enforce abortion quotas within its Affiliates to increase profits, put women's health at risk, and waste and abuse taxpayer dollars.

There are approximately 74 PPFA Affiliates in the United States - Planned Parenthood AZ is one of those Affiliates.<sup>1</sup> PPFA directs all the activities, programs, services, and pronouncements of each of its Affiliates.<sup>2</sup> Pursuant to PPFA's bylaws<sup>3</sup>, among other things, PPFA Affiliates (like Planned Parenthood AZ) must: (a) "conform[] to the purposes, written policies and standards of PPFA"; (b) "develop a program to further those purposes and policies"; (c) "provide services consistent with the purposes of PPFA"; and (d) financially support PPFA.

While PPFA and its Affiliates represent themselves to be health care operations concerned primarily with the well-being of women, the organization's own numbers present a dramatically different picture. In 2011, Planned Parenthood Affiliates performed 333,964 abortions, a record high number which equates to one abortion every 94 seconds. According to the most recently released annual report from PPFA, in 2012, Planned Parenthood Affiliates performed 327,166 abortions.<sup>4</sup> These numbers, all reported by PPFA on behalf of its Affiliates, make it indisputable that the primary business of PPFA and its Affiliates, including Planned Parenthood AZ, is abortion. Indeed, abortions constituted over NINETY-THREE PERCENT (93%) of Planned Parenthood Affiliates pregnancy services. In contrast, prenatal care and adoption referrals accounted for only 5.6% (19,506) of all services provided and 0.6% (2,197) of all services provided.<sup>5</sup> *This means that Planned Parenthood performed 149 abortions for every adoption referral it made.* Planned Parenthood cannot be considered a credible source for advice on how school districts can comply with an Arizona law that requires preference be given to childbirth and adoption over elective abortions.

In addition, PPFA affiliates have been linked to substantial waste, abuse, and potential fraud, particularly with respect to federal and state Title XIX-Medicaid reimbursements. Our analysis of publicly available audits indicate that PPFA Affiliates are engaged in a pattern of practices designed to maximize revenues from complex, well-funded federal and state programs that are understaffed and rely on the integrity of the provider for program compliance.

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<sup>1</sup> See <http://www.plannedparenthood.org/about-us/who-we-are-4648.htm>

<sup>2</sup> By way of example, it has been reported that Planned Parenthood Federation of America, Inc has mandated that all of its affiliates must provide abortions by the end of 2013. <http://nysrighttolife.org/planned-parenthood-fast-facts>; See also "P. Parenthood: affiliates must do abortions," January 12, 2011, [http://townhall.com/news/religion/2011/01/12/p\\_parenthood\\_affiliates\\_must\\_do\\_abortions](http://townhall.com/news/religion/2011/01/12/p_parenthood_affiliates_must_do_abortions).

<sup>3</sup> Amended and Restated Bylaws of the Planned Parenthood Federation of America, Inc. As Amended by the Membership at Its Meeting on March 29, 2008, Article XI.

<sup>4</sup> PPFA 2012-2013 Annual Report, p. 15. See also the Susan B. Anthony List Fact Sheet: Planned Parenthood's 2012-2013 Annual Report [http://www.sba-list.org/sites/default/files/content/shared/pp\\_fact\\_sheet\\_2012\\_2013\\_annual\\_report.pdf](http://www.sba-list.org/sites/default/files/content/shared/pp_fact_sheet_2012_2013_annual_report.pdf)

<sup>5</sup> *Id.*

Alliance Defending Freedom's April 10, 2013 report to Congress<sup>6</sup> concluded that improper practices by Planned Parenthood Affiliates and state "family planning" programs have already resulted in more than \$114 million, as a minimum, in waste, abuse, and potential fraud in Title XIX-Medicaid programs. Thankfully, members of Congress have begun to take notice of Planned Parenthood's conduct. Most recently, a February 21, 2013, letter from Representative Diane Black and Representative Pete Olson and signed by seventy other Members of Congress was directed to the Comptroller General of the United States requesting that the U.S. Government Accountability Office (GAO) conduct a comprehensive audit of the receipt and use of federal taxpayer dollars – more than \$542 million in FY 2012 – by Planned Parenthood Federation of America and its related entities. On August 5, 2013, Members of Congress announced that GAO had accepted the request and opened an investigation into Planned Parenthood, the Guttmacher Institute, and other prominent "family planning" organizations.

What Planned Parenthood AZ is seeking to do is to gain access to Arizona's young men and women so as to indoctrinate these children with its radical social views. Allowing Planned Parenthood AZ such access to Arizona's young men and women will only facilitate the pro-abortion goals and objectives of PPFA and its Affiliates like Planned Parenthood AZ. It will also cause school districts to run afoul of Arizona law and put the well-being of schoolchildren at risk.

While Planned Parenthood is the organization that has expressed an intention to attempt to infiltrate the public schools in Arizona, they are by no means the only organization that is cause for concern. School districts should be wary of permitting *any* outside organizations to control or direct the curricula decision-making process. We encourage you to, rather than turning to an agenda and profit-driven organization to serve as a filter of information, examine available curricula yourselves and consult with the developers and publishers of each program directly should you have questions about the content or require a summary of the content. There is, however, no substitute for careful review of any curricula being considered. The ultimate responsibility for following the law rests on the shoulders of each local school board.

There are many instructional options that are available to Arizona schools that would be compliant with Arizona law. However, it is not our intention to endorse any one particular program or provider, but rather to encourage school districts across Arizona to examine their current curriculum to determine whether or not it is compliant with Arizona law, and to make districts aware that there are many viable programs that are available to districts that support and promote abstinence, childbirth and adoption instead of abortion.

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<sup>6</sup> Alliance Defending Freedom's report may be found at <http://www.alliancedefendingfreedom.org/content/campaign/2013/Planned-Parenthood/images/ADF/Publications/4-8-2013-Memo-to-Selected-Members-of-Congress-re-PP-Fraud.pdf>

Thank you for your prompt attention and serious consideration of this topic. The parents and children of Arizona deserve the best education from their schools. If you have questions or wish more information or direction to additional resources, please do not hesitate to let us know.

Sincerely,

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Enclosure – Senate Bill 1009, codified as A.R.S. § 15-115

cc: School Board Members