

S 851

Child Custody Protection Act

Congress: 108 (2003–2005, Ended)

Chamber: Senate

Policy Area: Crime and Law Enforcement

Introduced: Apr 10, 2003

Current Status: Committee on the Judiciary. Hearings held.

Latest Action: Committee on the Judiciary. Hearings held. (Jun 3, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/senate-bill/851>

Sponsor

Name: Sen. Ensign, John [R-NV]

Party: Republican • **State:** NV • **Chamber:** Senate

Cosponsors (24 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Allen, George [R-VA]	R · VA		Apr 10, 2003
Sen. Bond, Christopher S. [R-MO]	R · MO		Apr 10, 2003
Sen. Brownback, Sam [R-KS]	R · KS		Apr 10, 2003
Sen. Bunning, Jim [R-KY]	R · KY		Apr 10, 2003
Sen. Chambliss, Saxby [R-GA]	R · GA		Apr 10, 2003
Sen. Coleman, Norm [R-MN]	R · MN		Apr 10, 2003
Sen. Craig, Larry E. [R-ID]	R · ID		Apr 10, 2003
Sen. DeWine, Mike [R-OH]	R · OH		Apr 10, 2003
Sen. Enzi, Michael B. [R-WY]	R · WY		Apr 10, 2003
Sen. Fitzgerald, Peter [R-IL]	R · IL		Apr 10, 2003
Sen. Graham, Lindsey [R-SC]	R · SC		Apr 10, 2003
Sen. Grassley, Chuck [R-IA]	R · IA		Apr 10, 2003
Sen. Hagel, Chuck [R-NE]	R · NE		Apr 10, 2003
Sen. Hatch, Orrin G. [R-UT]	R · UT		Apr 10, 2003
Sen. Inhofe, James M. [R-OK]	R · OK		Apr 10, 2003
Sen. Kyl, Jon [R-AZ]	R · AZ		Apr 10, 2003
Sen. McCain, John [R-AZ]	R · AZ		Apr 10, 2003
Sen. McConnell, Mitch [R-KY]	R · KY		Apr 10, 2003
Sen. Nickles, Don [R-OK]	R · OK		Apr 10, 2003
Sen. Santorum, Rick [R-PA]	R · PA		Apr 10, 2003
Sen. Sessions, Jeff [R-AL]	R · AL		Apr 10, 2003
Sen. Talent, Jim [R-MO]	R · MO		Apr 10, 2003
Sen. Shelby, Richard C. [R-AL]	R · AL		Jun 12, 2003
Sen. Cornyn, John [R-TX]	R · TX		Jun 2, 2004

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Hearings By (full committee)	Jun 3, 2004

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
108 HR 1755	Identical bill	Jul 20, 2004: Subcommittee Hearings Held.

Summary (as of Apr 10, 2003)

Child Custody Protection Act - Amends the Federal criminal code to prohibit transporting a minor across a State line to obtain an abortion and thereby abridging the right of a parent under a law in force in the State where the minor resides requiring parental involvement in a minor's abortion decision. Makes an exception if the abortion was necessary to save the life of the minor.

Specifies that neither the minor transported nor her parent may be prosecuted or sued for a violation of this Act.

Makes it an affirmative defense to a prosecution for, or to a civil action based on, such a violation that the defendant reasonably believed that before the minor obtained the abortion, the parental consent or notification or judicial authorization that would have been required had the abortion been performed in the State where the minor resides, took place.

Authorizes any parent who suffers harm from a violation to obtain appropriate relief in a civil action. Defines "parent" to include a guardian, legal custodian, or person standing in loco parentis who has care and control of the minor, and with whom the minor regularly resides, who is designated by such law as a person to whom notification, or from whom consent, is required.

Actions Timeline

- **Jun 3, 2004:** Committee on the Judiciary. Hearings held.
- **Apr 10, 2003:** Introduced in Senate
- **Apr 10, 2003:** Sponsor introductory remarks on measure. (CR S5175-5176)
- **Apr 10, 2003:** Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S5176)