

S 396

Child Custody Protection Act

**Congress:** 109 (2005–2007, Ended)

**Chamber:** Senate

**Policy Area:** Crime and Law Enforcement

**Introduced:** Feb 16, 2005

**Current Status:** Read twice and referred to the Committee on the Judiciary.

**Latest Action:** Read twice and referred to the Committee on the Judiciary. (Feb 16, 2005)

**Official Text:** <https://www.congress.gov/bill/109th-congress/senate-bill/396>

Sponsor

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

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

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Feb 16, 2005

Subjects & Policy Tags

**Policy Area:**

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
109 S 403	Identical bill	<b>Sep 29, 2006:</b> Cloture on the motion to concur in House amendment not invoked in Senate by Yea-Nay Vote. 57 - 42. Record Vote Number: 263. (consideration: CR S10616-10618)
109 HR 748	Related bill	<b>Jul 11, 2005:</b> Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 157.
109 S 8	Identical bill	<b>Jan 24, 2005:</b> Read twice and referred to the Committee on the Judiciary.

Child Custody Protection Act - Amends the federal criminal code to prohibit transporting a minor across a state line to obtain an abortion (deems such transporting to be a de facto abridgment of the right of a parent under any law in the minor's state of residence that requires parental involvement in the minor's abortion decision). Makes an exception for an abortion necessary to save the life of the minor.

Protects from prosecution or civil liability the minor or the minor's parents for violations of this Act.

Makes it an affirmative defense to a prosecution or civil action under this Act that a defendant reasonably believed that before the minor obtained the abortion, the required parental consent or notification or judicial authorization took place.

Authorizes any parent who suffers harm from a violation of this Act to seek relief in a civil action. Defines "parent" to include a guardian, legal custodian, or person standing in loco parentis.

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### **Actions Timeline**

- **Feb 16, 2005:** Introduced in Senate
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