S 403

Child Custody Protection Act

Congress: 109 (2005–2007, Ended)
Chamber: Senate
Policy Area: Crime and Law Enforcement
Introduced: Feb 16, 2005
Current Status: Cloture on the motion to concur in House amendment not invoked in Senate by Yea-Nay Vote. 57 - 42. R
Latest Action: 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) (Sep 29, 2006)
Official Text: https://www.congress.gov/bill/109th-congress/senate-bill/403

Sponsor

Name: Sen. Ensign, John [R-NV]
Party: Republican • **State:** NV • **Chamber:** Senate

Cosponsors (43 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Allen, George [R-VA]	R · VA		Feb 16, 2005
Sen. Brownback, Sam [R-KS]	R · KS		Feb 16, 2005
Sen. Bunning, Jim [R-KY]	R · KY		Feb 16, 2005
Sen. Coburn, Tom [R-OK]	R · OK		Feb 16, 2005
Sen. DeMint, Jim [R-SC]	R · SC		Feb 16, 2005
Sen. Dole, Elizabeth [R-NC]	R · NC		Feb 16, 2005
Sen. Frist, William H. [R-TN]	R · TN		Feb 16, 2005
Sen. Grassley, Chuck [R-IA]	R · IA		Feb 16, 2005
Sen. Hagel, Chuck [R-NE]	R · NE		Feb 16, 2005
Sen. Kyl, Jon [R-AZ]	R · AZ		Feb 16, 2005
Sen. McConnell, Mitch [R-KY]	R · KY		Feb 16, 2005
Sen. Santorum, Rick [R-PA]	R · PA		Feb 16, 2005
Sen. Sessions, Jeff [R-AL]	R · AL		Feb 16, 2005
Sen. Coleman, Norm [R-MN]	R · MN		Feb 28, 2005
Sen. Cornyn, John [R-TX]	R · TX		Feb 28, 2005
Sen. DeWine, Mike [R-OH]	R · OH		Feb 28, 2005
Sen. Enzi, Michael B. [R-WY]	R · WY		Feb 28, 2005
Sen. Inhofe, James M. [R-OK]	R · OK		Feb 28, 2005
Sen. Lott, Trent [R-MS]	R · MS		Feb 28, 2005
Sen. Smith, Gordon H. [R-OR]	R · OR		Feb 28, 2005
Sen. Martinez, Mel [R-FL]	R · FL		Mar 1, 2005
Sen. Burr, Richard [R-NC]	R · NC		Mar 2, 2005
Sen. Isakson, Johnny [R-GA]	R · GA		Mar 2, 2005
Sen. Thune, John [R-SD]	R · SD		Mar 7, 2005
Sen. Burns, Conrad R. [R-MT]	R · MT		Mar 8, 2005
Sen. Chambliss, Saxby [R-GA]	R · GA		Mar 8, 2005
Sen. Hatch, Orrin G. [R-UT]	R · UT		Mar 8, 2005
Sen. Hutchison, Kay Bailey [R-TX]	R · TX		Mar 8, 2005
Sen. Nelson, Ben [D-NE]	D · NE		Mar 8, 2005
Sen. Shelby, Richard C. [R-AL]	R · AL		Mar 8, 2005
Sen. Talent, Jim [R-MO]	R · MO		Mar 8, 2005
Sen. Vitter, David [R-LA]	R · LA		Mar 8, 2005
Sen. Graham, Lindsey [R-SC]	R · SC		Mar 10, 2005
Sen. McCain, John [R-AZ]	R · AZ		Mar 10, 2005
Sen. Allard, Wayne [R-CO]	R · CO		Apr 5, 2005
Sen. Warner, John [R-VA]	R · VA		Apr 5, 2005
Sen. Voinovich, George V. [R-OH]	R · OH		Apr 11, 2005
Sen. Roberts, Pat [R-KS]	R · KS		Jan 31, 2006
Sen. Alexander, Lamar [R-TN]	R · TN		Jul 12, 2006
Sen. Cochran, Thad [R-MS]	R · MS		Jul 13, 2006
Sen. Bennett, Robert F. [R-UT]	R · UT		Jul 18, 2006

Cosponsor	Party / State	Role	Date Joined
Sen. Craig, Larry E. [R-ID]	R · ID		Jul 20, 2006
Sen. Domenici, Pete V. [R-NM]	R · NM		Jul 20, 2006

Committee Activity

No committee referrals or activity are recorded for this bill.

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
109 HRES 1039	Procedurally related	**Sep 26, 2006:** Motion to reconsider laid on the table Agreed to without objection.
109 HR 748	Related bill	**Jul 11, 2005:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 157.
109 S 396	Identical bill	**Feb 16, 2005:** Read twice and referred to the Committee on the Judiciary.
109 S 8	Identical bill	**Jan 24, 2005:** Read twice and referred to the Committee on the Judiciary.

Summary (as of Sep 26, 2006)

Child Interstate Abortion Notification Act - Amends the federal criminal code to prohibit transporting a minor child 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 safe 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: (1) reasonably believed that before the minor obtained the abortion, the required parental consent or notification or judicial authorization took place; or (2) was presented with documentation showing that a court waived parental notification requirements or authorized the minor's abortion.

Authorizes any parent who suffers harm from a violation of this Act to seek relief in a civil action unless such parent committed an act of incest with the minor.

Defines "abortion" as the termination of a pregnancy with an intention other than to increase the probability of a live birth, preserve the life or health of the child after live birth, remove a dead unborn child who died as the result of a spontaneous abortion, accidental trauma, or a criminal assault on the pregnant female or her unborn child.

Defines "parent" to include a guardian, legal custodian, or person standing in loco parentis.

Imposes a fine and/or prison term of up to one year on a physician who performs or induces an abortion on an out-of-state minor in violation of parental notification requirements. Requires such physician to give 24-hour actual or constructive notice to a parent of the minor seeking an abortion. Allows an exception if: (1) the physician complies with parental notification requirements in the physician's state; (2) the physician is given documentation that a court in the minor's state of residence has waived parental notification or otherwise authorized the minor's abortion; (3) the minor provides a written statement that she is the victim of sexual abuse, neglect, or physical abuse by a parent and the physician notifies appropriate state officials of such abuse; (4) the abortion is necessary to save the life of the minor (written notice must be given to the minor's parent within 24 hours after the lifesaving abortion is performed): or (5) a person accompanying the minor provides documentation to the physician that such person is the parent of the minor.

Actions Timeline

- **Sep 29, 2006:** 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)
- **Sep 27, 2006:** Message on House action received in Senate and at desk: House amendment to Senate bill.
- **Sep 27, 2006:** Motion to concur in House amendment with further amendment made in Senate. (consideration: CR S10345-10345)
- **Sep 27, 2006:** Cloture motion on the motion to concur in House amendment presented in Senate. (consideration: CR S10346; text: CR S10346)
- **Sep 26, 2006:** Rule H. Res. 1039 passed House.
- **Sep 26, 2006:** Considered under the provisions of rule H. Res. 1039. (consideration: CR H7412-7422)
- **Sep 26, 2006:** Rule provides for consideration of S. 403 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. Bill is closed to amendments. The amendment in the nature of a substitute printed in the report of the Committee on Rules accompanying this resolution shall be considered as adopted.
- **Sep 26, 2006:** DEBATE - The House proceeded with one hour of debate on S. 403.
- **Sep 26, 2006:** The previous question was ordered pursuant to the rule. (consideration: CR H7404)
- **Sep 26, 2006:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 264 - 153 (Roll no. 479).(text: CR H7412-7414)
- **Sep 26, 2006:** On passage Passed by the Yeas and Nays: 264 - 153 (Roll no. 479). (text: CR H7412-7414)
- **Sep 26, 2006:** Motion to reconsider laid on the table Agreed to without objection.
- **Sep 25, 2006:** Rules Committee Resolution H. Res. 1039 Reported to House. Rule provides for consideration of S. 403 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. Bill is closed to amendments. The amendment in the nature of a substitute printed in the report of the Committee on Rules accompanying this resolution shall be considered as adopted.
- **Jul 25, 2006:** Considered by Senate. (consideration: CR S8151-8188)
- **Jul 25, 2006:** Passed/agreed to in Senate: Passed Senate with an amendment by Yea-Nay Vote. 65 - 34. Record Vote Number: 216.(text: CR S8187-8188)
- **Jul 25, 2006:** Passed Senate with an amendment by Yea-Nay Vote. 65 - 34. Record Vote Number: 216. (text: CR S8187-8188)
- **Jul 25, 2006:** Received in the House.
- **Jul 25, 2006:** Message on Senate action sent to the House.
- **Jul 25, 2006:** Held at the desk.
- **Jul 21, 2006:** Measure laid before Senate by unanimous consent. (consideration: CR S8095-8097)
- **Feb 17, 2005:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 16.
- **Feb 16, 2005:** Introduced in Senate
- **Feb 16, 2005:** Introduced in the Senate. Read the first time. Placed on Senate Legislative Calendar under Read the First Time.

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