

S 51

Unborn Child Pain Awareness Act of 2005

Congress: 109 (2005–2007, Ended)

Chamber: Senate

Policy Area: Health

Introduced: Jan 24, 2005

Current Status: Sponsor introductory remarks on measure. (CR S512-514)

Latest Action: Sponsor introductory remarks on measure. (CR S512-514) (Jan 26, 2005)

Official Text: <https://www.congress.gov/bill/109th-congress/senate-bill/51>

Sponsor

Name: Sen. Brownback, Sam [R-KS]

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

Cosponsors (34 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Alexander, Lamar [R-TN]	R · TN		Jan 24, 2005
Sen. Allen, George [R-VA]	R · VA		Jan 24, 2005
Sen. Bunning, Jim [R-KY]	R · KY		Jan 24, 2005
Sen. Burns, Conrad R. [R-MT]	R · MT		Jan 24, 2005
Sen. Chambliss, Saxby [R-GA]	R · GA		Jan 24, 2005
Sen. Coburn, Tom [R-OK]	R · OK		Jan 24, 2005
Sen. Coleman, Norm [R-MN]	R · MN		Jan 24, 2005
Sen. Cornyn, John [R-TX]	R · TX		Jan 24, 2005
Sen. Crapo, Mike [R-ID]	R · ID		Jan 24, 2005
Sen. DeMint, Jim [R-SC]	R · SC		Jan 24, 2005
Sen. DeWine, Mike [R-OH]	R · OH		Jan 24, 2005
Sen. Dole, Elizabeth [R-NC]	R · NC		Jan 24, 2005
Sen. Ensign, John [R-NV]	R · NV		Jan 24, 2005
Sen. Enzi, Michael B. [R-WY]	R · WY		Jan 24, 2005
Sen. Graham, Lindsey [R-SC]	R · SC		Jan 24, 2005
Sen. Grassley, Chuck [R-IA]	R · IA		Jan 24, 2005
Sen. Hagel, Chuck [R-NE]	R · NE		Jan 24, 2005
Sen. Hatch, Orrin G. [R-UT]	R · UT		Jan 24, 2005
Sen. Inhofe, James M. [R-OK]	R · OK		Jan 24, 2005
Sen. Isakson, Johnny [R-GA]	R · GA		Jan 24, 2005
Sen. Kyl, Jon [R-AZ]	R · AZ		Jan 24, 2005
Sen. Martinez, Mel [R-FL]	R · FL		Jan 24, 2005
Sen. McConnell, Mitch [R-KY]	R · KY		Jan 24, 2005
Sen. Roberts, Pat [R-KS]	R · KS		Jan 24, 2005
Sen. Santorum, Rick [R-PA]	R · PA		Jan 24, 2005
Sen. Sessions, Jeff [R-AL]	R · AL		Jan 24, 2005
Sen. Shelby, Richard C. [R-AL]	R · AL		Jan 24, 2005
Sen. Talent, Jim [R-MO]	R · MO		Jan 24, 2005
Sen. Thune, John [R-SD]	R · SD		Jan 24, 2005
Sen. Vitter, David [R-LA]	R · LA		Jan 24, 2005
Sen. Voinovich, George V. [R-OH]	R · OH		Jan 24, 2005
Sen. Lott, Trent [R-MS]	R · MS		Jan 25, 2005
Sen. Cochran, Thad [R-MS]	R · MS		Feb 1, 2005
Sen. Burr, Richard [R-NC]	R · NC		Jun 15, 2005

Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Referred To	Jan 24, 2005

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
109 HR 6099	Related bill	Dec 6, 2006: On motion to suspend the rules and pass the bill Failed by the Yeas and Nays: (2/3 required): 250 - 162 (Roll no. 526).
109 HR 356	Related bill	Feb 25, 2005: Referred to the Subcommittee on Health.

Summary (as of Jan 24, 2005)

Unborn Child Pain Awareness Act of 2005 - Amends the Public Health Service Act to require an abortion provider, before beginning any abortion of a pain-capable unborn child (defined as an unborn child who has reached a probable stage of development of 20 weeks after fertilization), to: (1) make a specified statement to the pregnant woman that Congress has determined that there is substantial evidence that the process will cause the unborn child pain, and that the mother has the option of having pain-reducing drugs administered directly to the child; (2) provide to the woman an Unborn Child Pain Awareness Brochure (unless she waives receipt) and an Unborn Child Pain Awareness Decision Form; and (3) obtain on the form the woman's signature and her explicit request for or refusal of the administration of drugs to the child.

Creates an exception for certified medical emergencies.

Establishes penalties for willfully failing to comply with this Act, including civil penalties, medical license suspension, or both. Authorizes: (1) specified officials to bring suit in federal court; and (2) private rights of action by a parent or guardian of a woman who is an unemancipated minor.

Requires each state and state medical licensing authority to promulgate procedures for the revocation or suspension of a provider's license upon a court finding that the provider has violated this Act. Subjects a state that fails to implement such procedures to loss of Medicaid funding.

Actions Timeline

- **Jan 26, 2005:** Sponsor introductory remarks on measure. (CR S512-514)
- **Jan 24, 2005:** Introduced in Senate
- **Jan 24, 2005:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.