

S 1670

Pain-Capable Unborn Child Protection Act

Congress: 113 (2013–2015, Ended)

Chamber: Senate

Policy Area: Civil Rights and Liberties, Minority Issues

Introduced: Nov 7, 2013

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

Latest Action: Read twice and referred to the Committee on the Judiciary. (Nov 7, 2013)

Official Text: <https://www.congress.gov/bill/113th-congress/senate-bill/1670>

Sponsor

Name: Sen. Graham, Lindsey [R-SC]

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

Cosponsors (40 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Ayotte, Kelly [R-NH]	R · NH		Nov 7, 2013
Sen. Barrasso, John [R-WY]	R · WY		Nov 7, 2013
Sen. Blunt, Roy [R-MO]	R · MO		Nov 7, 2013
Sen. Boozman, John [R-AR]	R · AR		Nov 7, 2013
Sen. Burr, Richard [R-NC]	R · NC		Nov 7, 2013
Sen. Chambliss, Saxby [R-GA]	R · GA		Nov 7, 2013
Sen. Coats, Daniel [R-IN]	R · IN		Nov 7, 2013
Sen. Coburn, Tom [R-OK]	R · OK		Nov 7, 2013
Sen. Cochran, Thad [R-MS]	R · MS		Nov 7, 2013
Sen. Cornyn, John [R-TX]	R · TX		Nov 7, 2013
Sen. Crapo, Mike [R-ID]	R · ID		Nov 7, 2013
Sen. Cruz, Ted [R-TX]	R · TX		Nov 7, 2013
Sen. Enzi, Michael B. [R-WY]	R · WY		Nov 7, 2013
Sen. Fischer, Deb [R-NE]	R · NE		Nov 7, 2013
Sen. Flake, Jeff [R-AZ]	R · AZ		Nov 7, 2013
Sen. Grassley, Chuck [R-IA]	R · IA		Nov 7, 2013
Sen. Hatch, Orrin G. [R-UT]	R · UT		Nov 7, 2013
Sen. Hoeven, John [R-ND]	R · ND		Nov 7, 2013
Sen. Inhofe, James M. [R-OK]	R · OK		Nov 7, 2013
Sen. Isakson, Johnny [R-GA]	R · GA		Nov 7, 2013
Sen. Johanns, Mike [R-NE]	R · NE		Nov 7, 2013
Sen. Johnson, Ron [R-WI]	R · WI		Nov 7, 2013
Sen. Lee, Mike [R-UT]	R · UT		Nov 7, 2013
Sen. McCain, John [R-AZ]	R · AZ		Nov 7, 2013
Sen. McConnell, Mitch [R-KY]	R · KY		Nov 7, 2013
Sen. Moran, Jerry [R-KS]	R · KS		Nov 7, 2013
Sen. Portman, Rob [R-OH]	R · OH		Nov 7, 2013
Sen. Risch, James E. [R-ID]	R · ID		Nov 7, 2013
Sen. Roberts, Pat [R-KS]	R · KS		Nov 7, 2013
Sen. Rubio, Marco [R-FL]	R · FL		Nov 7, 2013
Sen. Scott, Tim [R-SC]	R · SC		Nov 7, 2013
Sen. Sessions, Jeff [R-AL]	R · AL		Nov 7, 2013
Sen. Shelby, Richard C. [R-AL]	R · AL		Nov 7, 2013
Sen. Thune, John [R-SD]	R · SD		Nov 7, 2013
Sen. Vitter, David [R-LA]	R · LA		Nov 7, 2013
Sen. Wicker, Roger F. [R-MS]	R · MS		Nov 7, 2013
Sen. Alexander, Lamar [R-TN]	R · TN		Nov 12, 2013
Sen. Toomey, Patrick [R-PA]	R · PA		Nov 12, 2013
Sen. Corker, Bob [R-TN]	R · TN		Nov 14, 2013
Sen. Paul, Rand [R-KY]	R · KY		Nov 20, 2013

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Nov 7, 2013

Subjects & Policy Tags

Policy Area:

Civil Rights and Liberties, Minority Issues

Related Bills

Bill	Relationship	Last Action
113 HR 1797	Related bill	Jun 19, 2013: Received in the Senate and Read twice and referred to the Committee on the Judiciary.
113 S 886	Related bill	May 7, 2013: Read twice and referred to the Committee on Homeland Security and Governmental Affairs.

Summary (as of Nov 7, 2013)

Pain-Capable Unborn Child Protection Act - Amends the federal criminal code to prohibit any person from performing or attempting to perform an abortion except in conformity with this Act's requirements.

Requires the physician to first determine the probable post-fertilization age of the unborn child, or reasonably rely upon such a determination made by another physician, by making inquiries of the pregnant woman and performing such medical examinations and tests as a reasonably prudent physician would consider necessary.

Prohibits the abortion from being performed if the probable post-fertilization age of the unborn child is 20 weeks or greater, except: (1) where necessary to save the life of a pregnant woman whose life is endangered by a physical disorder, illness, or injury, excluding psychological or emotional conditions; or (2) where the pregnancy is the result of rape, or the result of incest against a minor, if the rape has been reported at any time prior to the abortion to an appropriate law enforcement agency, or if the incest has been reported at any time prior to the abortion to an appropriate law enforcement agency or to a government agency legally authorized to act on reports of child abuse or neglect. Permits a physician to terminate a pregnancy under such an exception only in the manner that provides the best opportunity for the unborn child to survive, unless that manner would pose a greater risk than other available methods would pose of the death or substantial and irreversible physical impairment of a major bodily function, excluding psychological or emotional conditions, of the pregnant woman.

Subjects individuals who violate this Act to a fine, imprisonment for not more than five years, or both. Bars prosecution of a woman upon whom an abortion is performed in violation of this Act for violating or conspiring to violate this Act.

Defines "abortion" to mean the use or prescription of any instrument, medicine, drug, or any other substance or device to intentionally kill an unborn child or to intentionally terminate a pregnancy with an intention other than: (1) after viability, to produce a live birth and preserve the life and health of the child; or (2) to remove a dead unborn child.

Actions Timeline

- **Nov 7, 2013:** Introduced in Senate
- **Nov 7, 2013:** Read twice and referred to the Committee on the Judiciary.