

HR 3504

Born-Alive Abortion Survivors Protection Act

Congress: 114 (2015–2017, Ended)

Chamber: House

Policy Area: Crime and Law Enforcement

Introduced: Sep 15, 2015

Current Status: Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 236.

Latest Action: Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 236.
(Sep 22, 2015)

Official Text: <https://www.congress.gov/bill/114th-congress/house-bill/3504>

Sponsor

Name: Rep. Franks, Trent [R-AZ-8]

Party: Republican • **State:** AZ • **Chamber:** House

Cosponsors (98 total)

| Cosponsor | Party / State | Role | Date Joined |
|---|---------------|------|--------------|
| Rep. Abraham, Ralph Lee [R-LA-5] | R · LA | | Sep 15, 2015 |
| Rep. Aderholt, Robert B. [R-AL-4] | R · AL | | Sep 15, 2015 |
| Rep. Babin, Brian [R-TX-36] | R · TX | | Sep 15, 2015 |
| Rep. Barletta, Lou [R-PA-11] | R · PA | | Sep 15, 2015 |
| Rep. Bilirakis, Gus M. [R-FL-12] | R · FL | | Sep 15, 2015 |
| Rep. Black, Diane [R-TN-6] | R · TN | | Sep 15, 2015 |
| Rep. Blackburn, Marsha [R-TN-7] | R · TN | | Sep 15, 2015 |
| Rep. Boustany, Charles W., Jr. [R-LA-3] | R · LA | | Sep 15, 2015 |
| Rep. Brady, Kevin [R-TX-8] | R · TX | | Sep 15, 2015 |
| Rep. Carter, Earl L. "Buddy" [R-GA-1] | R · GA | | Sep 15, 2015 |
| Rep. Carter, John R. [R-TX-31] | R · TX | | Sep 15, 2015 |
| Rep. Chabot, Steve [R-OH-1] | R · OH | | Sep 15, 2015 |
| Rep. Chaffetz, Jason [R-UT-3] | R · UT | | Sep 15, 2015 |
| Rep. Collins, Doug [R-GA-9] | R · GA | | Sep 15, 2015 |
| Rep. Conaway, K. Michael [R-TX-11] | R · TX | | Sep 15, 2015 |
| Rep. Cramer, Kevin [R-ND-At Large] | R · ND | | Sep 15, 2015 |
| Rep. DeSantis, Ron [R-FL-6] | R · FL | | Sep 15, 2015 |
| Rep. Duncan, John J., Jr. [R-TN-2] | R · TN | | Sep 15, 2015 |
| Rep. Farenthold, Blake [R-TX-27] | R · TX | | Sep 15, 2015 |
| Rep. Fincher, Stephen Lee [R-TN-8] | R · TN | | Sep 15, 2015 |
| Rep. Fleming, John [R-LA-4] | R · LA | | Sep 15, 2015 |
| Rep. Flores, Bill [R-TX-17] | R · TX | | Sep 15, 2015 |
| Rep. Fortenberry, Jeff [R-NE-1] | R · NE | | Sep 15, 2015 |
| Rep. Gibbs, Bob [R-OH-7] | R · OH | | Sep 15, 2015 |
| Rep. Gosar, Paul A. [R-AZ-4] | R · AZ | | Sep 15, 2015 |
| Rep. Gowdy, Trey [R-SC-4] | R · SC | | Sep 15, 2015 |
| Rep. Grothman, Glenn [R-WI-6] | R · WI | | Sep 15, 2015 |
| Rep. Guthrie, Brett [R-KY-2] | R · KY | | Sep 15, 2015 |
| Rep. Hartzler, Vicky [R-MO-4] | R · MO | | Sep 15, 2015 |
| Rep. Hice, Jody B. [R-GA-10] | R · GA | | Sep 15, 2015 |
| Rep. Hudson, Richard [R-NC-8] | R · NC | | Sep 15, 2015 |
| Rep. Huelskamp, Tim [R-KS-1] | R · KS | | Sep 15, 2015 |
| Rep. Huizenga, Bill [R-MI-2] | R · MI | | Sep 15, 2015 |
| Rep. Johnson, Bill [R-OH-6] | R · OH | | Sep 15, 2015 |
| Rep. Johnson, Sam [R-TX-3] | R · TX | | Sep 15, 2015 |
| Rep. Joyce, David P. [R-OH-14] | R · OH | | Sep 15, 2015 |
| Rep. Kelly, Mike [R-PA-3] | R · PA | | Sep 15, 2015 |
| Rep. Kelly, Trent [R-MS-1] | R · MS | | Sep 15, 2015 |
| Rep. King, Steve [R-IA-4] | R · IA | | Sep 15, 2015 |
| Rep. Knight, Stephen [R-CA-25] | R · CA | | Sep 15, 2015 |
| Rep. Labrador, Raul R. [R-ID-1] | R · ID | | Sep 15, 2015 |

| Cosponsor | Party / State | Role | Date Joined |
|---|---------------|------|--------------|
| Rep. Lamborn, Doug [R-CO-5] | R · CO | | Sep 15, 2015 |
| Rep. Lipinski, Daniel [D-IL-3] | D · IL | | Sep 15, 2015 |
| Rep. Long, Billy [R-MO-7] | R · MO | | Sep 15, 2015 |
| Rep. Loudermilk, Barry [R-GA-11] | R · GA | | Sep 15, 2015 |
| Rep. Love, Mia B. [R-UT-4] | R · UT | | Sep 15, 2015 |
| Rep. Luetkemeyer, Blaine [R-MO-3] | R · MO | | Sep 15, 2015 |
| Rep. Lummis, Cynthia M. [R-WY-At Large] | R · WY | | Sep 15, 2015 |
| Rep. Meadows, Mark [R-NC-11] | R · NC | | Sep 15, 2015 |
| Rep. Messer, Luke [R-IN-6] | R · IN | | Sep 15, 2015 |
| Rep. Miller, Jeff [R-FL-1] | R · FL | | Sep 15, 2015 |
| Rep. Mooney, Alexander X. [R-WV-2] | R · WV | | Sep 15, 2015 |
| Rep. Mullin, Markwayne [R-OK-2] | R · OK | | Sep 15, 2015 |
| Rep. Murphy, Tim [R-PA-18] | R · PA | | Sep 15, 2015 |
| Rep. Neugebauer, Randy [R-TX-19] | R · TX | | Sep 15, 2015 |
| Rep. Newhouse, Dan [R-WA-4] | R · WA | | Sep 15, 2015 |
| Rep. Olson, Pete [R-TX-22] | R · TX | | Sep 15, 2015 |
| Rep. Pearce, Stevan [R-NM-2] | R · NM | | Sep 15, 2015 |
| Rep. Pittenger, Robert [R-NC-9] | R · NC | | Sep 15, 2015 |
| Rep. Pitts, Joseph R. [R-PA-16] | R · PA | | Sep 15, 2015 |
| Rep. Pompeo, Mike [R-KS-4] | R · KS | | Sep 15, 2015 |
| Rep. Ratcliffe, John [R-TX-4] | R · TX | | Sep 15, 2015 |
| Rep. Roe, David P. [R-TN-1] | R · TN | | Sep 15, 2015 |
| Rep. Rokita, Todd [R-IN-4] | R · IN | | Sep 15, 2015 |
| Rep. Rooney, Thomas J. [R-FL-17] | R · FL | | Sep 15, 2015 |
| Rep. Rothfus, Keith J. [R-PA-12] | R · PA | | Sep 15, 2015 |
| Rep. Rouzer, David [R-NC-7] | R · NC | | Sep 15, 2015 |
| Rep. Salmon, Matt [R-AZ-5] | R · AZ | | Sep 15, 2015 |
| Rep. Scalise, Steve [R-LA-1] | R · LA | | Sep 15, 2015 |
| Rep. Scott, Austin [R-GA-8] | R · GA | | Sep 15, 2015 |
| Rep. Sessions, Pete [R-TX-32] | R · TX | | Sep 15, 2015 |
| Rep. Shimkus, John [R-IL-15] | R · IL | | Sep 15, 2015 |
| Rep. Smith, Adrian [R-NE-3] | R · NE | | Sep 15, 2015 |
| Rep. Smith, Christopher H. [R-NJ-4] | R · NJ | | Sep 15, 2015 |
| Rep. Smith, Lamar [R-TX-21] | R · TX | | Sep 15, 2015 |
| Rep. Stewart, Chris [R-UT-2] | R · UT | | Sep 15, 2015 |
| Rep. Stutzman, Marlin A. [R-IN-3] | R · IN | | Sep 15, 2015 |
| Rep. Thompson, Glenn [R-PA-5] | R · PA | | Sep 15, 2015 |
| Rep. Wagner, Ann [R-MO-2] | R · MO | | Sep 15, 2015 |
| Rep. Westmoreland, Lynn A. [R-GA-3] | R · GA | | Sep 15, 2015 |
| Rep. Yoder, Kevin [R-KS-3] | R · KS | | Sep 15, 2015 |
| Rep. Yoho, Ted S. [R-FL-3] | R · FL | | Sep 15, 2015 |
| Rep. Barton, Joe [R-TX-6] | R · TX | | Sep 16, 2015 |

| Cosponsor | Party / State | Role | Date Joined |
|--------------------------------------|---------------|------|--------------|
| Rep. Davis, Rodney [R-IL-13] | R · IL | | Sep 16, 2015 |
| Rep. Harper, Gregg [R-MS-3] | R · MS | | Sep 16, 2015 |
| Rep. Mulvaney, Mick [R-SC-5] | R · SC | | Sep 16, 2015 |
| Rep. Noem, Kristi L. [R-SD-At Large] | R · SD | | Sep 16, 2015 |
| Rep. Roby, Martha [R-AL-2] | R · AL | | Sep 16, 2015 |
| Rep. Roskam, Peter J. [R-IL-6] | R · IL | | Sep 16, 2015 |
| Rep. Schweikert, David [R-AZ-2] | R · AZ | | Sep 16, 2015 |
| Rep. Shuster, Bill [R-PA-9] | R · PA | | Sep 16, 2015 |
| Rep. Westerman, Bruce [R-AR-4] | R · AR | | Sep 16, 2015 |
| Rep. Young, Todd [R-IN-9] | R · IN | | Sep 16, 2015 |
| Rep. Gohmert, Louie [R-TX-1] | R · TX | | Sep 17, 2015 |
| Rep. Graves, Garret [R-LA-6] | R · LA | | Sep 17, 2015 |
| Rep. Latta, Robert E. [R-OH-5] | R · OH | | Sep 17, 2015 |
| Rep. Marchant, Kenny [R-TX-24] | R · TX | | Sep 17, 2015 |
| Rep. Wittman, Robert J. [R-VA-1] | R · VA | | Sep 17, 2015 |

Committee Activity

| Committee | Chamber | Activity | Date |
|---------------------|---------|-------------|--------------|
| Judiciary Committee | House | Referred to | Sep 15, 2015 |

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

| Bill | Relationship | Last Action |
|--------------|----------------------|---|
| 114 S 2066 | Identical bill | Sep 22, 2015: Read twice and referred to the Committee on the Judiciary. |
| 114 S 1603 | Related bill | Sep 21, 2015: Message on House action received in Senate and at desk: House amendment to Senate bill. |
| 114 HRES 421 | Procedurally related | Sep 17, 2015: On agreeing to the resolution Agreed to by recorded vote: 246 - 179 (Roll no. 503). (text: CR H6096) |

(This measure has not been amended since it was introduced. The summary has been expanded because action occurred on the measure.)

Born-Alive Abortion Survivors Protection Act

(Sec. 3) This bill amends the federal criminal code to require any health care practitioner who is present when a child is born alive following an abortion or attempted abortion to: (1) exercise the same degree of care as reasonably provided to any other child born alive at the same gestational age, and (2) ensure that such child is immediately admitted to a hospital. The term "born alive" means the complete expulsion or extraction from his or her mother, at any stage of development, who after such expulsion or extraction breathes or has a beating heart, pulsation of the umbilical cord, or definite movement of voluntary muscles, regardless of whether the umbilical cord has been cut.

Also, a health care practitioner or other employee who has knowledge of a failure to comply with these requirements must immediately report such failure to an appropriate law enforcement agency.

An individual who violates the provisions of this Act is subject to a criminal fine, up to five years in prison, or both.

An individual who commits an overt act that kills a child born alive is subject to criminal prosecution for murder.

The legislation bars the criminal prosecution of a mother of a child born alive for conspiracy to violate the provisions of this Act, for being an accessory after the fact, or for concealment of felony.

A woman who undergoes an abortion or attempted abortion may file a civil action for damages against an individual who violates this Act.

Actions Timeline

- **Sep 22, 2015:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 236.
- **Sep 21, 2015:** Received in the Senate. Read the first time. Placed on Senate Legislative Calendar under Read the First Time.
- **Sep 18, 2015:** Considered under the provisions of rule H. Res. 421. (consideration: CR H6143-6152)
- **Sep 18, 2015:** Rule provides for consideration of H.R. 3134 and H.R. 3504.
- **Sep 18, 2015:** DEBATE - The House proceeded with one hour of debate on H.R. 3504.
- **Sep 18, 2015:** The previous question was ordered pursuant to the rule. (consideration: CR H6152)
- **Sep 18, 2015:** POSTPONED PROCEEDINGS - At the conclusion of debate on H.R. 3504, the Chair put the question on passage of the bill and by voice vote announced that the ayes had prevailed. Ms. Chu demanded the yeas and nays, and the Chair postponed further proceedings on passage of the bill until later in the legislative day.
- **Sep 18, 2015:** Considered as unfinished business. (consideration: CR H6167)
- **Sep 18, 2015:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 248 - 177, 1 Present (Roll no. 506).(text: CR H6143-6144)
- **Sep 18, 2015:** On passage Passed by the Yeas and Nays: 248 - 177, 1 Present (Roll no. 506). (text: CR H6143-6144)
- **Sep 18, 2015:** Motion to reconsider laid on the table Agreed to without objection.
- **Sep 17, 2015:** Rule H. Res. 421 passed House.
- **Sep 16, 2015:** Rules Committee Resolution H. Res. 421 Reported to House. Rule provides for consideration of H.R. 3134 and H.R. 3504.
- **Sep 15, 2015:** Introduced in House
- **Sep 15, 2015:** Referred to the Subcommittee on the Constitution and Civil Justice.
- **Sep 15, 2015:** Referred to the House Committee on the Judiciary.