

HR 4712

Born-Alive Abortion Survivors Protection Act

Congress: 115 (2017–2019, Ended)

Chamber: House

Policy Area: Crime and Law Enforcement

Introduced: Dec 21, 2017

Current Status: Received in the Senate.

Latest Action: Received in the Senate. (Jan 20, 2018)

Official Text: <https://www.congress.gov/bill/115th-congress/house-bill/4712>

Sponsor

Name: Rep. Blackburn, Marsha [R-TN-7]

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

Cosponsors (131 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Abraham, Ralph Lee [R-LA-5]	R · LA		Dec 21, 2017
Rep. Aderholt, Robert B. [R-AL-4]	R · AL		Dec 21, 2017
Rep. Arrington, Jodey C. [R-TX-19]	R · TX		Dec 21, 2017
Rep. Babin, Brian [R-TX-36]	R · TX		Dec 21, 2017
Rep. Bacon, Don [R-NE-2]	R · NE		Dec 21, 2017
Rep. Banks, Jim [R-IN-3]	R · IN		Dec 21, 2017
Rep. Barletta, Lou [R-PA-11]	R · PA		Dec 21, 2017
Rep. Bost, Mike [R-IL-12]	R · IL		Dec 21, 2017
Rep. Brady, Kevin [R-TX-8]	R · TX		Dec 21, 2017
Rep. Chabot, Steve [R-OH-1]	R · OH		Dec 21, 2017
Rep. Collins, Chris [R-NY-27]	R · NY		Dec 21, 2017
Rep. Collins, Doug [R-GA-9]	R · GA		Dec 21, 2017
Rep. Conaway, K. Michael [R-TX-11]	R · TX		Dec 21, 2017
Rep. Cramer, Kevin [R-ND-At Large]	R · ND		Dec 21, 2017
Rep. Davidson, Warren [R-OH-8]	R · OH		Dec 21, 2017
Rep. Duncan, Jeff [R-SC-3]	R · SC		Dec 21, 2017
Rep. Emmer, Tom [R-MN-6]	R · MN		Dec 21, 2017
Rep. Flores, Bill [R-TX-17]	R · TX		Dec 21, 2017
Rep. Foxx, Virginia [R-NC-5]	R · NC		Dec 21, 2017
Rep. Gibbs, Bob [R-OH-7]	R · OH		Dec 21, 2017
Rep. Goodlatte, Bob [R-VA-6]	R · VA		Dec 21, 2017
Rep. Gosar, Paul A. [R-AZ-4]	R · AZ		Dec 21, 2017
Rep. Harris, Andy [R-MD-1]	R · MD		Dec 21, 2017
Rep. Hice, Jody B. [R-GA-10]	R · GA		Dec 21, 2017
Rep. Hudson, Richard [R-NC-8]	R · NC		Dec 21, 2017
Rep. Huizenga, Bill [R-MI-2]	R · MI		Dec 21, 2017
Rep. Johnson, Bill [R-OH-6]	R · OH		Dec 21, 2017
Rep. Jones, Walter B., Jr. [R-NC-3]	R · NC		Dec 21, 2017
Rep. Jordan, Jim [R-OH-4]	R · OH		Dec 21, 2017
Rep. Joyce, David P. [R-OH-14]	R · OH		Dec 21, 2017
Rep. Kelly, Mike [R-PA-3]	R · PA		Dec 21, 2017
Rep. Lamborn, Doug [R-CO-5]	R · CO		Dec 21, 2017
Rep. Luetkemeyer, Blaine [R-MO-3]	R · MO		Dec 21, 2017
Rep. Marshall, Roger [R-KS-1]	R · KS		Dec 21, 2017
Rep. Mitchell, Paul [R-MI-10]	R · MI		Dec 21, 2017
Rep. Moolenaar, John R. [R-MI-4]	R · MI		Dec 21, 2017
Rep. Mullin, Markwayne [R-OK-2]	R · OK		Dec 21, 2017
Rep. Noem, Kristi L. [R-SD-At Large]	R · SD		Dec 21, 2017
Rep. Norman, Ralph [R-SC-5]	R · SC		Dec 21, 2017
Rep. Olson, Pete [R-TX-22]	R · TX		Dec 21, 2017
Rep. Palazzo, Steven M. [R-MS-4]	R · MS		Dec 21, 2017

Cosponsor	Party / State	Role	Date Joined
Rep. Pittenger, Robert [R-NC-9]	R · NC		Dec 21, 2017
Rep. Roe, David P. [R-TN-1]	R · TN		Dec 21, 2017
Rep. Rokita, Todd [R-IN-4]	R · IN		Dec 21, 2017
Rep. Roskam, Peter J. [R-IL-6]	R · IL		Dec 21, 2017
Rep. Rothfus, Keith J. [R-PA-12]	R · PA		Dec 21, 2017
Rep. Smith, Christopher H. [R-NJ-4]	R · NJ		Dec 21, 2017
Rep. Stewart, Chris [R-UT-2]	R · UT		Dec 21, 2017
Rep. Wagner, Ann [R-MO-2]	R · MO		Dec 21, 2017
Rep. Walker, Mark [R-NC-6]	R · NC		Dec 21, 2017
Rep. Walorski, Jackie [R-IN-2]	R · IN		Dec 21, 2017
Rep. Weber, Randy K., Sr. [R-TX-14]	R · TX		Dec 21, 2017
Rep. Webster, Daniel [R-FL-11]	R · FL		Dec 21, 2017
Rep. Wilson, Joe [R-SC-2]	R · SC		Dec 21, 2017
Rep. Wittman, Robert J. [R-VA-1]	R · VA		Dec 21, 2017
Rep. Yoder, Kevin [R-KS-3]	R · KS		Dec 21, 2017
Rep. King, Steve [R-IA-4]	R · IA		Jan 3, 2018
Rep. Messer, Luke [R-IN-6]	R · IN		Jan 5, 2018
Rep. Byrne, Bradley [R-AL-1]	R · AL		Jan 8, 2018
Rep. Hartzler, Vicky [R-MO-4]	R · MO		Jan 8, 2018
Rep. Black, Diane [R-TN-6]	R · TN		Jan 10, 2018
Rep. Brat, Dave [R-VA-7]	R · VA		Jan 10, 2018
Rep. Brooks, Mo [R-AL-5]	R · AL		Jan 10, 2018
Rep. Curtis, John R. [R-UT-3]	R · UT		Jan 10, 2018
Rep. Grothman, Glenn [R-WI-6]	R · WI		Jan 10, 2018
Rep. Handel, Karen C. [R-GA-6]	R · GA		Jan 10, 2018
Rep. Hultgren, Randy [R-IL-14]	R · IL		Jan 10, 2018
Rep. Jenkins, Evan H. [R-WV-3]	R · WV		Jan 10, 2018
Rep. Johnson, Sam [R-TX-3]	R · TX		Jan 10, 2018
Rep. Labrador, Raul R. [R-ID-1]	R · ID		Jan 10, 2018
Rep. Loudermilk, Barry [R-GA-11]	R · GA		Jan 10, 2018
Rep. McClintonck, Tom [R-CA-4]	R · CA		Jan 10, 2018
Rep. Mooney, Alexander X. [R-WV-2]	R · WV		Jan 10, 2018
Rep. Pearce, Stevan [R-NM-2]	R · NM		Jan 10, 2018
Rep. Ratcliffe, John [R-TX-4]	R · TX		Jan 10, 2018
Rep. Renacci, James B. [R-OH-16]	R · OH		Jan 10, 2018
Rep. Roby, Martha [R-AL-2]	R · AL		Jan 10, 2018
Rep. Rogers, Mike D. [R-AL-3]	R · AL		Jan 10, 2018
Rep. Sessions, Pete [R-TX-32]	R · TX		Jan 10, 2018
Rep. Thompson, Glenn [R-PA-5]	R · PA		Jan 10, 2018
Rep. Yoho, Ted S. [R-FL-3]	R · FL		Jan 10, 2018
Rep. Carter, Earl L. "Buddy" [R-GA-1]	R · GA		Jan 11, 2018
Rep. Estes, Ron [R-KS-4]	R · KS		Jan 11, 2018

Cosponsor	Party / State	Role	Date Joined
Rep. McKinley, David B. [R-WV-1]	R · WV		Jan 11, 2018
Rep. Rooney, Thomas J. [R-FL-17]	R · FL		Jan 11, 2018
Rep. Rouzer, David [R-NC-7]	R · NC		Jan 11, 2018
Rep. Walberg, Tim [R-MI-7]	R · MI		Jan 11, 2018
Rep. Allen, Rick W. [R-GA-12]	R · GA		Jan 12, 2018
Rep. Cheney, Liz [R-WY-At Large]	R · WY		Jan 12, 2018
Rep. Davis, Rodney [R-IL-13]	R · IL		Jan 12, 2018
Rep. Kinzinger, Adam [R-IL-16]	R · IL		Jan 12, 2018
Rep. Kustoff, David [R-TN-8]	R · TN		Jan 12, 2018
Rep. Rooney, Francis [R-FL-19]	R · FL		Jan 12, 2018
Rep. Smith, Jason [R-MO-8]	R · MO		Jan 12, 2018
Rep. Bergman, Jack [R-MI-1]	R · MI		Jan 16, 2018
Rep. Bishop, Rob [R-UT-1]	R · UT		Jan 16, 2018
Rep. DeSantis, Ron [R-FL-6]	R · FL		Jan 16, 2018
Rep. Fleischmann, Charles J. "Chuck" [R-TN-3]	R · TN		Jan 16, 2018
Rep. Graves, Garret [R-LA-6]	R · LA		Jan 16, 2018
Rep. Graves, Sam [R-MO-6]	R · MO		Jan 16, 2018
Rep. Graves, Tom [R-GA-14]	R · GA		Jan 16, 2018
Rep. Higgins, Clay [R-LA-3]	R · LA		Jan 16, 2018
Rep. Johnson, Mike [R-LA-4]	R · LA		Jan 16, 2018
Rep. LaMalfa, Doug [R-CA-1]	R · CA		Jan 16, 2018
Rep. Latta, Robert E. [R-OH-5]	R · OH		Jan 16, 2018
Rep. Lipinski, Daniel [D-IL-3]	D · IL		Jan 16, 2018
Rep. Meadows, Mark [R-NC-11]	R · NC		Jan 16, 2018
Rep. Newhouse, Dan [R-WA-4]	R · WA		Jan 16, 2018
Rep. Palmer, Gary J. [R-AL-6]	R · AL		Jan 16, 2018
Rep. Posey, Bill [R-FL-8]	R · FL		Jan 16, 2018
Rep. Scott, Austin [R-GA-8]	R · GA		Jan 16, 2018
Rep. Shimkus, John [R-IL-15]	R · IL		Jan 16, 2018
Rep. Wenstrup, Brad R. [R-OH-2]	R · OH		Jan 16, 2018
Rep. Williams, Roger [R-TX-25]	R · TX		Jan 16, 2018
Rep. Biggs, Andy [R-AZ-5]	R · AZ		Jan 17, 2018
Rep. Bilirakis, Gus M. [R-FL-12]	R · FL		Jan 17, 2018
Rep. Bishop, Mike [R-MI-8]	R · MI		Jan 17, 2018
Rep. Burgess, Michael C. [R-TX-26]	R · TX		Jan 17, 2018
Rep. Duffy, Sean P. [R-WI-7]	R · WI		Jan 17, 2018
Rep. Fortenberry, Jeff [R-NE-1]	R · NE		Jan 17, 2018
Rep. Guthrie, Brett [R-KY-2]	R · KY		Jan 17, 2018
Rep. Long, Billy [R-MO-7]	R · MO		Jan 17, 2018
Rep. Marchant, Kenny [R-TX-24]	R · TX		Jan 17, 2018
Rep. McCaul, Michael T. [R-TX-10]	R · TX		Jan 17, 2018
Rep. Ross, Dennis A. [R-FL-15]	R · FL		Jan 17, 2018

Cosponsor	Party / State	Role	Date Joined
Rep. Woodall, Rob [R-GA-7]	R · GA		Jan 17, 2018
Rep. Dunn, Neal P. [R-FL-2]	R · FL		Jan 18, 2018
Rep. Garrett, Thomas A., Jr. [R-VA-5]	R · VA		Jan 18, 2018
Rep. Gianforte, Greg [R-MT-At Large]	R · MT		Jan 18, 2018
Rep. Gohmert, Louie [R-TX-1]	R · TX		Jan 18, 2018
Rep. Stivers, Steve [R-OH-15]	R · OH		Jan 18, 2018

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Dec 21, 2017
Judiciary Committee	House	Referred to	Dec 21, 2017

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
115 HRES 694	Procedurally related	Jan 18, 2018: Motion to reconsider laid on the table Agreed to without objection.
115 S 220	Identical bill	Jan 24, 2017: Read twice and referred to the Committee on the Judiciary.
115 HR 37	Identical bill	Jan 12, 2017: Referred to the Subcommittee on the Constitution and Civil Justice.

Summary (as of Dec 21, 2017)

Born-Alive Abortion Survivors Protection Act

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 bill 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 bill bars the criminal prosecution of a mother of a child born alive for conspiracy to violate these provisions, 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 bill.

Actions Timeline

- **Jan 20, 2018:** Received in the Senate.
- **Jan 19, 2018:** Considered under the provisions of rule H. Res. 694. (consideration: CR H560-569)
- **Jan 19, 2018:** Rule provides for consideration of H.R. 4712 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit. Measure will be considered read. Bill is closed to amendments. The rule also provides for proceedings during the period from January 22, 2018 through January 26, 2018.
- **Jan 19, 2018:** DEBATE - The House proceeded with one hour of debate on H.R. 4712.
- **Jan 19, 2018:** The previous question was ordered pursuant to the rule.
- **Jan 19, 2018:** POSTPONED PROCEEDINGS - At the conclusion of debate on H.R. 4712, the Chair put the question on passage of the bill, and by voice vote announced that the ayes had prevailed. Mr. Nadler demanded the yeas and nays, and the Chair postponed further proceedings on the question of passage until later in the legislative day.
- **Jan 19, 2018:** Considered as unfinished business. (consideration: CR H571)
- **Jan 19, 2018:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 241 - 183 (Roll no. 36). (text: CR H560-561)
- **Jan 19, 2018:** On passage Passed by the Yeas and Nays: 241 - 183 (Roll no. 36). (text: CR H560-561)
- **Jan 19, 2018:** Motion to reconsider laid on the table Agreed to without objection.
- **Jan 18, 2018:** Rule H. Res. 694 passed House.
- **Jan 16, 2018:** Rules Committee Resolution H. Res. 694 Reported to House. Rule provides for consideration of H.R. 4712 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit. Measure will be considered read. Bill is closed to amendments. The rule also provides for proceedings during the period from January 22, 2018 through January 26, 2018.
- **Dec 21, 2017:** Introduced in House
- **Dec 21, 2017:** Referred to the House Committee on the Judiciary.
- **Dec 21, 2017:** Referred to the Subcommittee on Crime, Terrorism, Homeland Security, and Investigations.
- **Dec 21, 2017:** Referred to the Subcommittee on the Constitution and Civil Justice.