

## S 130

Born-Alive Abortion Survivors Protection Act

**Congress:** 116 (2019–2021, Ended)

**Chamber:** Senate

**Policy Area:** Crime and Law Enforcement

**Introduced:** Jan 15, 2019

**Current Status:** Committee on the Judiciary. Hearings held.

**Latest Action:** Committee on the Judiciary. Hearings held. (Feb 11, 2020)

**Official Text:** <https://www.congress.gov/bill/116th-congress/senate-bill/130>

### Sponsor

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**Name:** Sen. Sasse, Ben [R-NE]

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

**Cosponsors** (49 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Barrasso, John [R-WY]	R · WY		Jan 15, 2019
Sen. Blackburn, Marsha [R-TN]	R · TN		Jan 15, 2019
Sen. Blunt, Roy [R-MO]	R · MO		Jan 15, 2019
Sen. Boozman, John [R-AR]	R · AR		Jan 15, 2019
Sen. Braun, Mike [R-IN]	R · IN		Jan 15, 2019
Sen. Burr, Richard [R-NC]	R · NC		Jan 15, 2019
Sen. Cassidy, Bill [R-LA]	R · LA		Jan 15, 2019
Sen. Cornyn, John [R-TX]	R · TX		Jan 15, 2019
Sen. Cotton, Tom [R-AR]	R · AR		Jan 15, 2019
Sen. Cramer, Kevin [R-ND]	R · ND		Jan 15, 2019
Sen. Crapo, Mike [R-ID]	R · ID		Jan 15, 2019
Sen. Cruz, Ted [R-TX]	R · TX		Jan 15, 2019
Sen. Daines, Steve [R-MT]	R · MT		Jan 15, 2019
Sen. Enzi, Michael B. [R-WY]	R · WY		Jan 15, 2019
Sen. Ernst, Joni [R-IA]	R · IA		Jan 15, 2019
Sen. Fischer, Deb [R-NE]	R · NE		Jan 15, 2019
Sen. Graham, Lindsey [R-SC]	R · SC		Jan 15, 2019
Sen. Grassley, Chuck [R-IA]	R · IA		Jan 15, 2019
Sen. Hawley, Josh [R-MO]	R · MO		Jan 15, 2019
Sen. Hoeven, John [R-ND]	R · ND		Jan 15, 2019
Sen. Hyde-Smith, Cindy [R-MS]	R · MS		Jan 15, 2019
Sen. Inhofe, James M. [R-OK]	R · OK		Jan 15, 2019
Sen. Isakson, Johnny [R-GA]	R · GA		Jan 15, 2019
Sen. Johnson, Ron [R-WI]	R · WI		Jan 15, 2019
Sen. Kennedy, John [R-LA]	R · LA		Jan 15, 2019
Sen. Lankford, James [R-OK]	R · OK		Jan 15, 2019
Sen. McConnell, Mitch [R-KY]	R · KY		Jan 15, 2019
Sen. Moran, Jerry [R-KS]	R · KS		Jan 15, 2019
Sen. Perdue, David [R-GA]	R · GA		Jan 15, 2019
Sen. Portman, Rob [R-OH]	R · OH		Jan 15, 2019
Sen. Risch, James E. [R-ID]	R · ID		Jan 15, 2019
Sen. Roberts, Pat [R-KS]	R · KS		Jan 15, 2019
Sen. Rounds, Mike [R-SD]	R · SD		Jan 15, 2019
Sen. Rubio, Marco [R-FL]	R · FL		Jan 15, 2019
Sen. Scott, Tim [R-SC]	R · SC		Jan 15, 2019
Sen. Thune, John [R-SD]	R · SD		Jan 15, 2019
Sen. Tillis, Thomas [R-NC]	R · NC		Jan 15, 2019
Sen. Wicker, Roger F. [R-MS]	R · MS		Jan 15, 2019
Sen. Young, Todd [R-IN]	R · IN		Jan 15, 2019
Sen. Romney, Mitt [R-UT]	R · UT		Jan 31, 2019
Sen. Lee, Mike [R-UT]	R · UT		Feb 4, 2019

Cosponsor	Party / State	Role	Date Joined
Sen. Sullivan, Dan [R-AK]	R · AK		Feb 4, 2019
Sen. Capito, Shelley Moore [R-WV]	R · WV		Feb 5, 2019
Sen. Toomey, Patrick [R-PA]	R · PA		Feb 5, 2019
Sen. McSally, Martha [R-AZ]	R · AZ		Feb 6, 2019
Sen. Paul, Rand [R-KY]	R · KY		Feb 7, 2019
Sen. Scott, Rick [R-FL]	R · FL		Feb 7, 2019
Sen. Shelby, Richard C. [R-AL]	R · AL		Feb 14, 2019
Sen. Loeffler, Kelly [R-GA]	R · GA		Jan 9, 2020

## Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Hearings By (full committee)	Feb 11, 2020

## Subjects & Policy Tags

### Policy Area:

Crime and Law Enforcement

## Related Bills

Bill	Relationship	Last Action
116 HR 8923	Related bill	Dec 9, 2020: Referred to the House Committee on the Judiciary.
116 S 311	Related bill	Feb 25, 2020: Cloture on the motion to proceed to the measure not invoked in Senate by Yea-Nay Vote. 56 - 41. Record Vote Number: 58. (CR S1136)
116 HR 962	Related bill	Mar 22, 2019: Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.

## Summary (as of Jan 15, 2019)

### Born-Alive Abortion Survivors Protection Act

This bill establishes requirements for the degree of care a health care practitioner must exercise in the event a child is born alive following an abortion or attempted abortion.

A health care practitioner who is present must (1) exercise the same degree of care as reasonably provided to another child born alive at the same gestational age, and (2) immediately admit the child to a hospital. The bill also requires a health care practitioner or other employee to immediately report any failure to comply with this requirement to law enforcement.

A person who violates the requirements is subject to criminal penalties—a fine, up to five years in prison, or both.

Additionally, an individual who intentionally kills or attempts to kill a child born alive is subject to 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 a 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**

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- **Feb 11, 2020:** Committee on the Judiciary. Hearings held.
- **Jan 15, 2019:** Introduced in Senate
- **Jan 15, 2019:** Read twice and referred to the Committee on the Judiciary.