

S 61

Pain-Capable Unborn Child Protection Act

Congress: 117 (2021–2023, Ended)

Chamber: Senate

Policy Area: Crime and Law Enforcement

Introduced: Jan 27, 2021

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

Latest Action: Read twice and referred to the Committee on the Judiciary. (Jan 27, 2021)

Official Text: <https://www.congress.gov/bill/117th-congress/senate-bill/61>

Sponsor

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

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

Cosponsors (45 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Barrasso, John [R-WY]	R · WY		Jan 27, 2021
Sen. Blackburn, Marsha [R-TN]	R · TN		Jan 27, 2021
Sen. Blunt, Roy [R-MO]	R · MO		Jan 27, 2021
Sen. Boozman, John [R-AR]	R · AR		Jan 27, 2021
Sen. Braun, Mike [R-IN]	R · IN		Jan 27, 2021
Sen. Cornyn, John [R-TX]	R · TX		Jan 27, 2021
Sen. Cotton, Tom [R-AR]	R · AR		Jan 27, 2021
Sen. Cramer, Kevin [R-ND]	R · ND		Jan 27, 2021
Sen. Crapo, Mike [R-ID]	R · ID		Jan 27, 2021
Sen. Cruz, Ted [R-TX]	R · TX		Jan 27, 2021
Sen. Daines, Steve [R-MT]	R · MT		Jan 27, 2021
Sen. Ernst, Joni [R-IA]	R · IA		Jan 27, 2021
Sen. Fischer, Deb [R-NE]	R · NE		Jan 27, 2021
Sen. Grassley, Chuck [R-IA]	R · IA		Jan 27, 2021
Sen. Hagerty, Bill [R-TN]	R · TN		Jan 27, 2021
Sen. Hawley, Josh [R-MO]	R · MO		Jan 27, 2021
Sen. Hoeven, John [R-ND]	R · ND		Jan 27, 2021
Sen. Hyde-Smith, Cindy [R-MS]	R · MS		Jan 27, 2021
Sen. Inhofe, James M. [R-OK]	R · OK		Jan 27, 2021
Sen. Johnson, Ron [R-WI]	R · WI		Jan 27, 2021
Sen. Kennedy, John [R-LA]	R · LA		Jan 27, 2021
Sen. Lankford, James [R-OK]	R · OK		Jan 27, 2021
Sen. Lee, Mike [R-UT]	R · UT		Jan 27, 2021
Sen. Lummis, Cynthia M. [R-WY]	R · WY		Jan 27, 2021
Sen. Marshall, Roger [R-KS]	R · KS		Jan 27, 2021
Sen. McConnell, Mitch [R-KY]	R · KY		Jan 27, 2021
Sen. Moran, Jerry [R-KS]	R · KS		Jan 27, 2021
Sen. Paul, Rand [R-KY]	R · KY		Jan 27, 2021
Sen. Portman, Rob [R-OH]	R · OH		Jan 27, 2021
Sen. Risch, James E. [R-ID]	R · ID		Jan 27, 2021
Sen. Romney, Mitt [R-UT]	R · UT		Jan 27, 2021
Sen. Rounds, Mike [R-SD]	R · SD		Jan 27, 2021
Sen. Rubio, Marco [R-FL]	R · FL		Jan 27, 2021
Sen. Sasse, Ben [R-NE]	R · NE		Jan 27, 2021
Sen. Scott, Rick [R-FL]	R · FL		Jan 27, 2021
Sen. Scott, Tim [R-SC]	R · SC		Jan 27, 2021
Sen. Shelby, Richard C. [R-AL]	R · AL		Jan 27, 2021
Sen. Sullivan, Dan [R-AK]	R · AK		Jan 27, 2021
Sen. Thune, John [R-SD]	R · SD		Jan 27, 2021
Sen. Tillis, Thomas [R-NC]	R · NC		Jan 27, 2021
Sen. Toomey, Patrick [R-PA]	R · PA		Jan 27, 2021

Cosponsor	Party / State	Role	Date Joined
Sen. Tuberville, Tommy [R-AL]	R · AL		Jan 27, 2021
Sen. Wicker, Roger F. [R-MS]	R · MS		Jan 27, 2021
Sen. Young, Todd [R-IN]	R · IN		Jan 27, 2021
Sen. Cassidy, Bill [R-LA]	R · LA		Feb 4, 2021

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Jan 27, 2021

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
117 HR 8814	Related bill	Nov 1, 2022: Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.
117 HR 1080	Related bill	Apr 28, 2021: Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.

Summary (as of Jan 27, 2021)

Pain-Capable Unborn Child Protection Act

This bill establishes a new criminal offense for performing or attempting to perform an abortion if the probable post-fertilization age of the fetus is 20 weeks or more.

A violator is subject to criminal penalties—a fine, a prison term of up to five years, or both.

The bill provides exceptions for an abortion (1) that is necessary to save the life of the pregnant woman, or (2) when the pregnancy is the result of rape or incest. A physician who performs or attempts to perform an abortion under an exception must comply with specified requirements.

A woman who undergoes a prohibited abortion may not be prosecuted for violating or conspiring to violate the provisions of this bill.

Actions Timeline

- **Jan 27, 2021:** Introduced in Senate
- **Jan 27, 2021:** Read twice and referred to the Committee on the Judiciary.