

## Calendar No. 4

105TH CONGRESS  
1ST SESSION**S. 44**

To make it a violation of a right secured by the Constitution and laws of the United States to perform an abortion with the knowledge that the abortion is being performed solely because of the gender of the fetus.

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IN THE SENATE OF THE UNITED STATES

JANUARY 21, 1997

Mr. HELMS introduced the following bill; which was read twice and placed on the calendar

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**A BILL**

To make it a violation of a right secured by the Constitution and laws of the United States to perform an abortion with the knowledge that the abortion is being performed solely because of the gender of the fetus.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Civil Rights of Infants  
5       Act”.

1 **SEC. 2. DEPRIVING PERSONS OF THE EQUAL PROTECTION**  
2 **OF LAWS BEFORE BIRTH.**

3 Section 1979 of the Revised Statutes (42 U.S.C.  
4 1983) is amended—

5 (1) by inserting “(a)” before “Every person”;

6 and

7 (2) by adding at the end thereof the following:

8 “(b) For purposes of subsection (a), and for purposes  
9 of other provisions of law, it shall be a deprivation of a  
10 ‘right’ secured by the laws of the United States for an  
11 individual to perform an abortion with the knowledge that  
12 the pregnant woman is seeking the abortion solely because  
13 of the gender of the fetus. No pregnant woman who seeks  
14 to obtain an abortion solely on the basis of the gender  
15 of the fetus shall be liable in any manner under this sec-  
16 tion.”.



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