

## Calendar No. 2

106TH CONGRESS  
1ST SESSION

## S. 41

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 19, 1999

Mr. HELMS introduced the following bill; which was read the first time

JANUARY 20, 1999

Read the second time 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 the following:

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



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