

## Calendar No. 3

107TH CONGRESS  
1ST SESSION

# S. 75

To protect the lives of unborn human beings.

---

IN THE SENATE OF THE UNITED STATES

JANUARY 22, 2001

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

JANUARY 23, 2001

Read the second time and placed on the calendar

---

## A BILL

To protect the lives of unborn human beings.

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 “Unborn Children’s  
5       Civil Rights Act”.

**6 SEC. 2. FINDINGS.**

7       Congress finds that—

6 (3) in the cases of Roe v. Wade (410 U.S. 113  
7 (1973)) and Doe v. Bolton (410 U.S. 179 (1973))  
8 the Supreme Court erred in not recognizing the hu-  
9 manity of the unborn child and the compelling inter-  
10 est of the States in protecting the life of each person  
11 before birth.

## 12 SEC. 3. PROHIBITION ON USE OF FUNDS FOR ABORTION.

13        No funds appropriated by Congress shall be used to  
14 take the life of an unborn child, except that such funds  
15 may be used only for those medical procedures required  
16 to prevent the death of either the pregnant woman or her  
17 unborn child so long as every reasonable effort is made  
18 to preserve the life of each.

19 SEC. 4. PROHIBITION ON USE OF FUNDS TO ENCOURAGE  
20 OR PROMOTE ABORTION.

21        No funds appropriated by Congress shall be used to  
22 promote, encourage, counsel for, refer for, pay for (includ-  
23 ing travel expenses), or do research on, any procedure to  
24 take the life of an unborn child, except that such funds  
25 may be used in connection with only those medical proce-

1 dures required to prevent the death of either the pregnant  
2 woman or her unborn child so long as every reasonable  
3 effort is made to preserve the life of each.

4 **SEC. 5. PROHIBITION ON ENTERING INTO CERTAIN INSUR-  
5 ANCE CONTRACTS.**

6 Neither the United States, nor any agency or depart-  
7 ment thereof shall enter into any contract for insurance  
8 that provides for payment or reimbursement for any pro-  
9 cedure to take the life of an unborn child, except that the  
10 United States, or an agency or department thereof may  
11 enter into contracts for payment or reimbursement for  
12 only those medical procedures required to prevent the  
13 death of either the pregnant woman or her unborn child  
14 so long as every reasonable effort is made to preserve the  
15 life of each.

16 **SEC. 6. LIMITATIONS ON RECIPIENTS OF FEDERAL FUNDS.**

17 No institution, organization, or other entity receiving  
18 Federal financial assistance shall—

19 (1) discriminate against any employee, appli-  
20 cant for employment, student, or applicant for ad-  
21 mission as a student on the basis of such person's  
22 opposition to procedures to take the life of an un-  
23 born child or to counseling for or assisting in such  
24 procedures;

## 11 SEC. 7. LIMITATION ON CERTAIN ATTORNEY'S FEES.

12        Notwithstanding any other provision of Federal law,  
13 attorneys' fees shall not be allowable in any civil action  
14 in Federal court involving, directly or indirectly, a law, or-  
15 dinance, regulation, or rule prohibiting or restricting pro-  
16 cedures to take the life of an unborn child.

## 17 SEC. 8. APPEALS OF CERTAIN CASES.

18 Chapter 81 of title 28, United States Code, is amend-  
19 ed by inserting after section 1251, the following:

## 20 “§ 1252. Appeals of certain cases

21        “Notwithstanding the absence of the United States  
22 as a party, if any State or any subdivision of any State  
23 enforces or enacts a law, ordinance, regulation, or rule  
24 prohibiting procedures to take the life of an unborn child,  
25 and such law, ordinance, regulation, or rule is declared

1 unconstitutional in an interlocutory or final judgment, de-  
2 cree, or order of any court of the United States, any party  
3 in such a case may appeal such case to the Supreme  
4 Court, notwithstanding any other provision of law.”.



**Calendar No. 3**

107TH CONGRESS  
1ST SESSION      **S. 75**

---

---

**A BILL**

To protect the lives of unborn human beings.

---

---

JANUARY 23, 2001

Read the second time and placed on the calendar