

108TH CONGRESS
1ST SESSION

H. R. 2247

To provide additional punishment for certain crimes against women when the crimes cause an interruption in the normal course of their pregnancies, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 22, 2003

Ms. LOFGREN (for herself, Mr. ROTHMAN, Mr. CONYERS, Ms. SLAUGHTER, Mr. TOWNS, Mr. FILNER, Mr. GEORGE MILLER of California, Mr. FROST, Mr. FRANK of Massachusetts, Mr. OLVER, Ms. CARSON of Indiana, and Ms. LORETTA SANCHEZ of California) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide additional punishment for certain crimes against women when the crimes cause an interruption in the normal course of their pregnancies, and for other purposes.

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 “Motherhood Protection
5 Act of 2003”.

1 **SEC. 2. CRIMES AGAINST A WOMAN THAT AFFECT THE**
2 **NORMAL COURSE OF HER PREGNANCY.**

3 (a) Whoever engages in any violent or assaultive con-
4 duct against a pregnant woman resulting in the conviction
5 of the person so engaging for a violation of any of the
6 provisions of law set forth in subsection (c), and thereby
7 causes an interruption to the normal course of the preg-
8 nancy resulting in prenatal injury (including termination
9 of the pregnancy), shall, in addition to any penalty im-
10 posed for the violation, be punished as provided in sub-
11 section (b).

12 (b) The punishment for a violation of subsection (a)
13 is—

14 (1) if the relevant provision of law set forth in
15 subsection (c) is set forth in paragraph (1), (2), or
16 (3) of that subsection, a fine under title 18, United
17 States Code, or imprisonment for not more than 20
18 years, or both, but if the interruption terminates the
19 pregnancy, a fine under title 18, United States
20 Code, or imprisonment for any term of years or for
21 life, or both; and

22 (2) if the relevant provision of law is set forth
23 in subsection (c)(4), the punishment shall be such
24 punishment (other than the death penalty) as the
25 court martial may direct.

1 (c) The provisions of law referred to in subsection (a)
2 are the following:

3 (1) Sections 36, 37, 43, 111, 112, 113, 114,
4 115, 229, 242, 245, 247, 248, 351, 831, 844(d), (f),
5 (h)(1), and (i), 924(j), 930, 1111, 1112, 1114,
6 1116, 1118, 1119, 1120, 1121, 1153(a), 1201(a),
7 1203(a), 1365(a), 1501, 1503, 1505, 1512, 1513,
8 1751, 1864, 1951, 1952(a)(1)(B), (a)(2)(B), and
9 (a)(3)(B), 1958, 1959, 1992, 2113, 2114, 2116,
10 2118, 2119, 2191, 2231, 2241(a), 2245, 2261,
11 2261A, 2280, 2281, 2332, 2332a, 2332b, 2340A,
12 and 2441 of title 18, United States Code.

13 (2) Section 408(e) of the Controlled Substances
14 Act of 1970 (21 U.S.C. 848).

15 (3) Section 202 of the Atomic Energy Act of
16 1954 (42 U.S.C. 2283).

17 (4) Sections 918, 919(a), 919(b)(2), 920(a),
18 922, 924, 926, and 928 of title 10, United States
19 Code (articles 118, 119(a), 119(b)(2), 120(a), 122,
20 124, 126, and 128).

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