

**AMENDMENT TO H.R. 3755**  
**OFFERED BY MR. GOOD OF VIRGINIA**

Page 23, after line 6, insert the following:

1 **SEC. 4A. CHEMICAL ABORTIONS PROHIBITED WITHOUT A**  
2 **HEALTHCARE PROVIDER PRESENT.**

3 (a) CHEMICAL ABORTIONS PROHIBITED WITHOUT A  
4 PHYSICIAN PRESENT.—Chapter 74 of title 18, United  
5 States Code, is amended—

6 (1) in the chapter heading by striking “**PAR-**  
7 **TIAL-BIRTH**”; and

8 (2) by inserting after section 1531 the fol-  
9 lowing:

10 “**§ 1532. Chemical abortions prohibited without a**  
11 **healthcare provider physically present**

12 “(a) OFFENSE.—Notwithstanding any provision of  
13 the Women’s Health Protection Act of 2021, any  
14 healthcare provider who, in or affecting interstate or for-  
15 eign commerce, knowingly provides or attempts to provide  
16 a chemical abortion—

17 “(1) without physically examining the patient;

18 “(2) without being physically present at the lo-  
19 cation of the chemical abortion; and

1           “(3) without scheduling a follow-up visit for the  
2           patient to occur not more than 14 days after the ad-  
3           ministration or use of the drug to assess the pa-  
4           tient’s physical condition,  
5           shall be fined not more than \$1,000 or imprisoned not  
6           more than 2 years, or both. This subsection does not apply  
7           to a chemical abortion that is necessary to save the life  
8           of a mother whose life is endangered by a physical dis-  
9           order, physical illness, or physical injury, including a life-  
10          endangering physical condition caused by or arising from  
11          the pregnancy itself.

12          “(b) NO LIABILITY OF THE PATIENT.—A patient  
13          upon whom an abortion is performed may not be pros-  
14          ecuted under this section or for a conspiracy to violate  
15          this section.

16          “(c) DEFINITIONS.—In this section:

17                 “(1) ABORTION DRUG.—The term ‘abortion  
18                 drug’ means any medicine, drug or any other sub-  
19                 stance, or any combination of drugs, medicines or  
20                 substances, when it is used—

21                         “(A) to intentionally kill the unborn child  
22                         of a woman known to be pregnant; or

23                         “(B) to intentionally terminate the preg-  
24                         nancy of a woman known to be pregnant, with  
25                         an intention other than—

1 “(i) to produce a live birth; or

2 “(ii) to remove a dead unborn child.

3 “(2) ATTEMPTS TO PROVIDE.—In this section,  
4 the term ‘attempts to provide’, means conduct that,  
5 under the circumstances as the actor believes them  
6 to be, constitutes a substantial step in a course of  
7 conduct planned to culminate in a chemical abortion.

8 “(3) HEALTHCARE PROVIDER.—The term  
9 ‘healthcare provider’ means any person licensed to  
10 prescribe prescription drugs under applicable Fed-  
11 eral and State laws.

12 “(4) PROVIDE.—In this section, the term ‘pro-  
13 vide’, means to dispense or prescribe an abortion  
14 drug, or to otherwise make an abortion drug avail-  
15 able to a patient.

16 “(5) CHEMICAL ABORTION.—The term ‘chem-  
17 ical abortion’ refers to the use of an abortion drug  
18 to—

19 “(A) intentionally kill the unborn child of  
20 a woman known to be pregnant; or

21 “(B) intentionally terminate the pregnancy  
22 of a woman known to be pregnant, with an in-  
23 tention other than—

24 “(i) to produce a live birth; or

25 “(ii) to remove a dead unborn child.

1           “(6) UNBORN CHILD.—The term ‘unborn child’  
2           means an individual organism of the species homo  
3           sapiens, beginning at fertilization, until the point of  
4           being born alive as defined in section 8(b).

5           “(d) RULE OF CONSTRUCTION REGARDING ECTOPIC  
6 PREGNANCY.—Nothing in this section shall be construed  
7 to have any impact on the treatment of a verified ectopic  
8 pregnancy.

9           “(e) SEVERABILITY.—If any provision of this section  
10 or the application of such provision to any person or cir-  
11 cumstance is held to be invalid, the remainder of this sec-  
12 tion and the application of the provisions of the remainder  
13 to any person or circumstance shall not be affected there-  
14 by.”.

15           (b) CLERICAL AMENDMENTS.—

16           (1) CHAPTER 74.—The table of sections for  
17           such chapter is amended by inserting after the item  
18           relating to section 1531 the following:

          “1532. Chemical abortions prohibited without a healthcare provider physically  
          present.”.

19           (2) PART I.—The table of chapters for part I  
20           of title 18, United States Code, is amended by strik-  
21           ing the item relating to chapter 74, and inserting  
22           the following:

          “74. Abortions ..... 1531”.

