

AMENDMENT TO RULES COMMITTEE PRINT 116-9
OFFERED BY MR. KELLY OF PENNSYLVANIA

Page 171, insert after line 2 the following (and conform the table of contents accordingly):

1 **SEC. 1408. DISCRIMINATION AGAINST THE UNBORN ON THE**
2 **BASIS OF SEX.**

3 (a) IN GENERAL.—Chapter 13 of title 18, United
4 States Code, is amended by adding at the end the following:
5

6 **“§ 250. Discrimination against the unborn on the**
7 **basis of sex**

8 “(a) IN GENERAL.—Whoever knowingly—

9 “(1) performs an abortion knowing that such
10 abortion is sought based on the sex or gender of the
11 child;

12 “(2) uses force or the threat of force to intentionally injure or intimidate any person for the purpose of coercing a sex-selection abortion;

13 “(3) solicits or accepts funds for the performance of a sex-selection abortion; or

14 “(4) transports a woman into the United States
15 or across a State line for the purpose of obtaining
16 a sex-selection abortion,
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18
19

1 or attempts to do so, shall be fined under this title or im-
2 prisoned not more than 5 years, or both.

3 “(b) DEFINITION.—In this section—

4 “(1) the term ‘abortion’ means the act of using
5 or prescribing any instrument, medicine, drug, or
6 any other substance, device, or means with the in-
7 tent to—

8 “(A) kill the unborn child of a woman
9 known to be pregnant; or

10 “(B) terminate the pregnancy of a woman
11 known to be pregnant, with an intention other
12 than—

13 “(i) after viability to produce a live
14 birth and preserve the life and health of
15 the child born alive; or

16 “(ii) to remove a dead unborn child;
17 and

18 “(2) the term ‘sex-selection abortion’ means an
19 abortion undertaken for purposes of eliminating an
20 unborn child of an undesired sex.”.

21 (b) CLERICAL AMENDMENT.—The table of sections
22 at the beginning of chapter 13 of title 18, United States
23 Code, is amended by adding after the item relating to sec-
24 tion 249 the following new item:

“250. Discrimination against the unborn on the basis of sex.”.

