

118TH CONGRESS
1ST SESSION

H. R. 2573

To express the Sense of Congress with respect to Federal preemption of State restrictions on dispensing medication abortion, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 10, 2023

Mr. RYAN (for himself, Mrs. FLETCHER, Ms. KUSTER, Mr. DELUZIO, Ms. PEREZ, Mr. TORRES of New York, Ms. TITUS, Mrs. MCCLELLAN, Mr. GARAMENDI, Ms. BARRAGÁN, Mr. PAYNE, Ms. SCHOLTEN, Ms. KAMLAGER-DOVE, Ms. VELÁZQUEZ, Mrs. TRAHAN, Mrs. WATSON COLEMAN, Ms. MENG, Ms. CLARKE of New York, Mr. BOYLE of Pennsylvania, Mrs. SYKES, Mr. CLEAVER, Ms. LEGER FERNANDEZ, Mr. MAGAZINER, Ms. WEXTON, Mr. MENENDEZ, Mr. NORCROSS, Ms. NORTON, Ms. MANNING, Mr. LARSEN of Washington, Mr. NICKEL, Ms. SLOTKIN, Mr. LANDSMAN, Mr. GOLDMAN of New York, Ms. CARAVEO, Ms. PORTER, Mr. CASTEN, Ms. WILD, Ms. JACOBS, Ms. CRAIG, and Mr. COURTNEY) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To express the Sense of Congress with respect to Federal preemption of State restrictions on dispensing medication abortion, 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,*

1 **SECTION 1. SENSE OF CONGRESS REGARDING FEDERAL**
2 **PREEMPTION OF STATE RESTRICTIONS ON**
3 **DISPENSING MEDICATION ABORTION.**

4 It is the Sense of Congress that medication abortion
5 was appropriately approved, and is appropriately regu-
6 lated, under the Federal Food, Drug, and Cosmetic Act
7 (21 U.S.C. 301 et seq.), and that such approval under
8 such Act preempts any State law establishing, imple-
9 menting, or enforcing—

10 (1) any requirement that medication abortion
11 be dispensed by a health care practitioner in person;
12 or

13 (2) any prohibition or restriction on prescribing
14 or dispensing medication abortion by means of tele-
15 health.

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