

118TH CONGRESS
2D SESSION

H. R. 10349

To amend title 18, United States Code, to require the Attorney General to investigate alleged violations of the partial birth abortion ban.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 10, 2024

Mr. SELF (for himself and Mrs. MILLER of Illinois) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to require the Attorney General to investigate alleged violations of the partial birth abortion ban.

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 “Ensuring Justice for
5 Victims of Partial-Birth Abortion Act”.

6 **SEC. 2. INVESTIGATION INTO REMAINS OF 5 BABIES DIS-**
7 **COVERED IN WASHINGTON, DC.**

8 (a) IN GENERAL.—The Attorney General shall con-
9 duct an investigation to determine whether there was a
10 violation of section 1531 of title 18, United States Code,

1 (commonly known as the “Partial-Birth Abortion Ban Act
2 of 2003”) in connection with the remains of the 5 babies
3 that were discovered by the DC Metropolitan Police De-
4 partment on March 30, 2022.

5 (b) REPORT.—Not later than 6 months after the date
6 of enactment of this Act, the Attorney General shall sub-
7 mit to the Congress a report containing a detailed descrip-
8 tion of the Attorney General’s investigation conducted
9 under subsection (a) into the circumstances surrounding
10 the deaths of each baby that was recovered, including any
11 enforcement action taken.

12 **SEC. 3. REQUIREMENT TO INVESTIGATE VIOLATIONS OF**
13 **THE PARTIAL-BIRTH ABORTION BAN.**

14 Section 1531 of title 18, United States Code, is
15 amended by adding at the end the following:

16 “(f) The Attorney General shall investigate and take
17 appropriate enforcement action for alleged violations of
18 this section.”.

19 **SEC. 4. MANDATORY REPORTING OF VIOLATIONS.**

20 A health care practitioner or any employee of a hos-
21 pital, a physician’s office, or an abortion clinic who has
22 knowledge of a violation of section 1531 of title 18, United
23 States Code, shall immediately report such violation to an
24 appropriate State or Federal law enforcement agency, or
25 to both.

1 **SEC. 5. REPORT ON VIOLATIONS OF THE PARTIAL-BIRTH**
2 **ABORTION BAN.**

3 Not later than October 1 of each year, the Attorney
4 General shall submit to the Committees on the Judiciary
5 of the House of Representatives and of the Senate, and
6 publish on the website of the Department of Justice, a
7 report that includes the following:

8 (1) A list of steps taken by the Department of
9 Justice to inform abortion providers of their respon-
10 sibility to comply with section 1531 of title 18,
11 United States Code.

12 (2) The number of alleged violations of such
13 section during the previous 10-year period, a de-
14 scription of all efforts taken by the Department of
15 Justice to investigate such alleged violations, and the
16 number of enforcement actions related to such al-
17 leged violations, including any preliminary investiga-
18 tion of, prosecution of, and charges filed in connec-
19 tion with such alleged violations.

20 **SEC. 6. GAO REPORT.**

21 Not later than 18 months after the date of enactment
22 of this Act, the Comptroller General of the United States
23 shall conduct a review of the enforcement actions taken
24 in connection with alleged violations of section 1531 of
25 title 18, United States Code, during fiscal years 2004
26 through 2024, and submit to the Committees on the Judi-

1 ciary of the House of Representatives and of the Senate
2 a report on such review, including any recommendations,
3 particularly with respect strengthening the enforcement of
4 such section, that the Comptroller General determines ap-
5 propriate.

6 **SEC. 7. SEVERABILITY.**

7 If any provision of this Act, an amendment made by
8 this Act, or the application of such provision or amend-
9 ment to any person or circumstance is held to be unconsti-
10 tutional, the remainder of this Act, the amendments made
11 by this Act, and the application of such to any other per-
12 son or circumstance shall not be affected thereby.

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