

119TH CONGRESS
1ST SESSION

H. R. 895

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

JANUARY 31, 2025

Mr. SELF (for himself, Mr. BIGGS of Arizona, Mr. ADERHOLT, Mrs. MILLER of Illinois, Mr. LAMALFA, Mr. WEBSTER of Florida, Mr. WEBER of Texas, Mr. HARRIS of Maryland, Mr. MOORE of West Virginia, Mr. BURLISON, Mr. GUEST, Mr. OGLES, Mr. BABIN, and Mr. HARRIS of North Carolina) 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”.

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

3 (a) IN GENERAL.—The Attorney General shall con-
4 duct an investigation to determine whether there was a
5 violation of section 1531 of title 18, United States Code,
6 (commonly known as the “Partial-Birth Abortion Ban Act
7 of 2003”) in connection with the remains of the 5 babies
8 that were discovered by the D.C. Metropolitan Police De-
9 partment on March 30, 2022.

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

17 **SEC. 3. REQUIREMENT TO INVESTIGATE VIOLATIONS OF**
18 **THE PARTIAL-BIRTH ABORTION BAN.**

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

21 “(f) The Attorney General shall investigate and take
22 appropriate enforcement action for alleged violations of
23 this section.”.

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

25 A health care practitioner or any employee of a hos-
26 pital, a physician’s office, or an abortion clinic who has

1 knowledge of a violation of section 1531 of title 18, United
2 States Code, shall immediately report such violation to an
3 appropriate State or Federal law enforcement agency, or
4 to both.

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

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

12 (1) A list of steps taken by the Department of
13 Justice to inform abortion providers of their respon-
14 sibility to comply with section 1531 of title 18,
15 United States Code.

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

1 **SEC. 6. GAO REPORT.**

2 Not later than 18 months after the date of enactment
3 of this Act, the Comptroller General of the United States
4 shall conduct a review of the enforcement actions taken
5 in connection with alleged violations of section 1531 of
6 title 18, United States Code, during fiscal years 2004
7 through 2024, and submit to the Committees on the Judi-
8 ciary of the House of Representatives and of the Senate
9 a report on such review, including any recommendations,
10 particularly with respect strengthening the enforcement of
11 such section, that the Comptroller General determines ap-
12 propriate.

13 **SEC. 7. SEVERABILITY.**

14 If any provision of this Act, an amendment made by
15 this Act, or the application of such provision or amend-
16 ment to any person or circumstance is held to be unconsti-
17 tutional, the remainder of this Act, the amendments made
18 by this Act, and the application of such to any other per-
19 son or circumstance shall not be affected thereby.

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