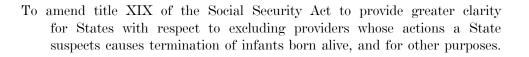
[DISCUSSION DRAFT]

H.R.

114TH CONGRESS 1ST SESSION



IN THE HOUSE OF REPRESENTATIVES

Mrs. BLACKBURN introduced the following bill; which was referred to the Committee on _____

A BILL

- To amend title XIX of the Social Security Act to provide greater clarity for States with respect to excluding providers whose actions a State suspects causes termination of infants born alive, 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,

3 SECTION 1. SHORT TITLE.

4 This Act may be cited as the "Protecting Infants5 Born Alive Act".

2

1SEC. 2. CLARIFYING STATES' ABILITY TO EXCLUDE PRO-2VIDERS WHOSE ACTIONS STATES SUSPECT3CAUSES TERMINATION OF INFANTS BORN4ALIVE.

5 Section 1902(a)(23) of the Social Security Act (42) 6 U.S.C. 1396a(a)(23)) is amended by inserting before the semicolon at the end the following: ", or as requiring a 7 State to provide medical assistance for such services fur-8 9 nished by a person or entity who has employed a person whose services or actions are suspected by the State of 10 causing the termination of a human infant who would be 11 classified as an infant that is born alive under section 8 12 13 of title 1, United States Code".

14 SEC. 3. PROTECTING PATIENTS BY NOT PROVIDING FED-

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ERAL FUNDING TO PROVIDERS WHO TERMI-NATE INFANTS BORN ALIVE.

Section 1903(i) of the Social Security Act (42 U.S.C.
18 1396b(i)) is amended by inserting after paragraph (11)
19 the following new paragraph:

"(12) with respect to amounts expended for
medical assistance for items and services furnished
by a person or entity who has employed a person
who has terminated a human infant who would be
classified as an infant that is born alive under section 8 of title 1, United States Code;".

3

1SEC. 4. TERMINATION FROM PARTICIPATION IN FEDERAL2HEALTH CARE PROGRAMS OF PROVIDERS3WHO TERMINATE INFANTS BORN ALIVE.

4 Section 1128(a) of the Social Security Act (42 U.S.C.
5 1320a-7(a)) is amended by adding at the end the fol6 lowing new paragraph:

7 "(5) TERMINATION OF BORN ALIVE INFANT.—
8 Any individual or entity who has employed a person
9 who has terminated a human infant who would be
10 classified as an infant that is born alive under sec11 tion 8 of title 1, United States Code.".

12 SEC. 5. EFFECTIVE DATE.

13 The amendments made by this Act shall apply with14 respect to terminations occurring on or after the date of15 the enactment of this Act.