

107TH CONGRESS  
2D SESSION

**H. R. 2175**

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**AN ACT**

To protect infants who are born alive.



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2<sup>D</sup> SESSION

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## AN ACT

To protect infants who are born alive.

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. SHORT TITLE.**

2 This Act may be cited as the “Born-Alive Infants  
3 Protection Act of 2001”.

4 **SEC. 2. DEFINITION OF BORN-ALIVE INFANT.**

5 (a) IN GENERAL.—Chapter 1 of title 1, United  
6 States Code, is amended by adding at the end the fol-  
7 lowing:

8 **“§ 8. ‘Person’, ‘human being’, ‘child’, and ‘individual’**  
9 **as including born-alive infant**

10 “(a) In determining the meaning of any Act of Con-  
11 gress, or of any ruling, regulation, or interpretation of the  
12 various administrative bureaus and agencies of the United  
13 States, the words ‘person’, ‘human being’, ‘child’, and ‘in-  
14 dividual’, shall include every infant member of the species  
15 homo sapiens who is born alive at any stage of develop-  
16 ment.

17 “(b) As used in this section, the term ‘born alive’,  
18 with respect to a member of the species homo sapiens,  
19 means the complete expulsion or extraction from his or  
20 her mother of that member, at any stage of development,  
21 who after such expulsion or extraction breathes or has a  
22 beating heart, pulsation of the umbilical cord, or definite  
23 movement of voluntary muscles, regardless of whether the  
24 umbilical cord has been cut, and regardless of whether the  
25 expulsion or extraction occurs as a result of natural or  
26 induced labor, cesarean section, or induced abortion.

1       “(c) Nothing in this section shall be construed to af-  
2 firm, deny, expand, or contract any legal status or legal  
3 right applicable to any member of the species homo sapi-  
4 ens at any point prior to being ‘born alive’ as defined in  
5 this section.”.

6       (b) CLERICAL AMENDMENT.—The table of sections  
7 at the beginning of chapter 1 of title 1, United States  
8 Code, is amended by adding at the end the following new  
9 item:

“8. ‘Person’, ‘human being’, ‘child’, and ‘individual’ as including born-alive in-  
fant.”.

Passed the House of Representatives March 12,  
2002.

Attest:

*Clerk.*