

116TH CONGRESS  
1ST SESSION

# H. R. 573

To amend the Public Health Service Act to prohibit the Secretary of Health and Human Services from conducting or supporting any research involving human fetal tissue that is obtained pursuant to an induced abortion, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 15, 2019

Mr. LUETKEMEYER (for himself, Mr. DUNCAN, Mr. DAVID P. ROE of Tennessee, Mr. HARRIS, Mr. LAMBORN, Mr. OLSON, Mr. WESTERMAN, Mr. BABIN, Mr. HUDSON, Mr. MARSHALL, Mr. BANKS, Mr. MOONEY of West Virginia, Mr. ROUZER, Mr. WALKER, Mr. GIBBS, Mr. MEADOWS, Mr. ARRINGTON, Mr. ABRAHAM, Mr. KELLY of Pennsylvania, Mr. POSEY, Mr. HUNTER, Mrs. WAGNER, Mrs. LESKO, Mr. RATCLIFFE, Mr. LONG, Mr. PALMER, Mr. WEBER of Texas, Mr. NORMAN, Mr. CONAWAY, Mr. ROONEY of Florida, Mr. STEWART, Mr. KEVIN HERN of Oklahoma, Mr. ALLEN, Mr. WATKINS, and Mr. PALAZZO) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Public Health Service Act to prohibit the Secretary of Health and Human Services from conducting or supporting any research involving human fetal tissue that is obtained pursuant to an induced 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. SHORT TITLE.**

2       This Act may be cited as the “Protecting Life and  
3 Integrity in Research Act of 2019”.

4 **SEC. 2. NO RESEARCH BY HHS INVOLVING HUMAN FETAL**  
5 **TISSUE OBTAINED PURSUANT TO AN IN-**  
6 **DUCED ABORTION.**

7       (a) IN GENERAL.—The Public Health Service Act is  
8 amended by inserting after section 498A of such Act (42  
9 U.S.C. 289g–1) the following:

10 **“SEC. 498A–1. NO RESEARCH INVOLVING HUMAN FETAL TIS-**  
11 **SUE OBTAINED PURSUANT TO AN INDUCED**  
12 **ABORTION.**

13       “(a) IN GENERAL.—The Secretary may not conduct  
14 or support any research involving human fetal tissue that  
15 is obtained pursuant to an induced abortion.

16       “(b) DEVELOPMENT OF NEW, ETHICAL CELL  
17 LINES.—Subsection (a) does not limit the authority of the  
18 Secretary to develop or support the development of new,  
19 high-efficiency cell lines, including for the production of  
20 vaccines and genetic vectors, so long as the cell lines are  
21 not derived from human fetal tissue that is obtained pur-  
22 suant to an induced abortion.”.

23       (b) CONFORMING AMENDMENTS.—Section 498A of  
24 the Public Health Service Act (42 U.S.C. 289g–1) is  
25 amended—

1 (1) in subsections (a)(2), (c)(1)(B), and (g), by  
 2 striking “or induced” each place it appears; and  
 3 (2) in subsection (b)(2)—  
 4 (A) by striking subparagraph (A); and  
 5 (B) by redesignating subparagraphs (B)  
 6 and (C) as (A) and (B), respectively.

7 **SEC. 3. PROHIBITION AGAINST SOLICITATION OR KNOWING**  
 8 **ACQUISITION, RECEIPT, OR ACCEPTANCE OF**  
 9 **A DONATION OF HUMAN FETAL TISSUE**  
 10 **KNOWING THAT THE TISSUE WAS OBTAINED**  
 11 **PURSUANT TO AN INDUCED ABORTION.**

12 (a) IN GENERAL.—Paragraph (1) of section 498B(c)  
 13 of the Public Health Service Act (42 U.S.C. 289g–2(c))  
 14 is amended to read as follows:

15 “(1) solicit or knowingly acquire, receive, or ac-  
 16 cept a donation (excluding any transfer for purposes  
 17 of autopsy or burial) of human fetal tissue knowing  
 18 that—

19 “(A) a human pregnancy was deliberately  
 20 initiated to provide such tissue; or

21 “(B) the tissue was obtained pursuant to  
 22 an induced abortion; or”.

23 (b) CONFORMING CHANGES.—Section 498B of the  
 24 Public Health Service Act (42 U.S.C. 289g–2) is amend-  
 25 ed—

1 (1) by striking subsection (b);

2 (2) by redesignating subsections (c) through (e)

3 as subsections (b) through (d), respectively;

4 (3) in subsection (c), as redesignated by para-  
5 graph (2)—

6 (A) in paragraph (1), by striking “(a), (b),  
7 or (c)” and inserting “(a) or (b)”; and

8 (B) in paragraph (2), by striking “or  
9 (b)(3)”.

10 **SEC. 4. AUTHORIZATION FOR HHS RESEARCH ON FETAL**  
11 **TISSUE AND CORRESPONDING REPORTING.**

12 Section 498A of the Public Health Service Act (42  
13 U.S.C. 289g–1) is amended—

14 (1) in the section heading, by striking “RE-  
15 SEARCH ON TRANSPLANTATION OF FETAL TISSUE”  
16 and inserting “RESEARCH ON FETAL TISSUE”;

17 (2) in subsection (a)—

18 (A) by striking “research on the transplan-  
19 tation of human fetal tissue for therapeutic  
20 purposes” and inserting “research on human  
21 fetal tissue”; and

22 (B) by adding at the end the following:  
23 “Notwithstanding any other provision of law,  
24 any research of the Department of Health and  
25 Human Services on human fetal tissue shall be

1           conducted or supported in accordance with this  
2           section.”; and  
3           (3) in subsection (b)(1)(B), by inserting “if the  
4           fetal tissue is intended for transplantation,” before  
5           “the donation is made”.

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