

118TH CONGRESS
1ST SESSION

H. R. 6635

To prohibit the Department of Health and Human Services from treating pregnancy as an illness for purposes of approving abortion drugs.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 6, 2023

Mrs. MILLER of Illinois (for herself, Mr. MOORE of Alabama, Mr. LAMALFA, and Ms. BOEBERT) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To prohibit the Department of Health and Human Services from treating pregnancy as an illness for purposes of approving abortion drugs.

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 “Pregnancy Is Not an
5 Illness Act of 2023”.

1 **SEC. 2. PROHIBITION AGAINST TREATING PREGNANCY AS**
2 **ILLNESS FOR PURPOSES OF APPROVING**
3 **ABORTION DRUGS.**

4 (a) PROHIBITION.—The Department of Health and
5 Human Services, including the Food and Drug Adminis-
6 tration, shall not treat pregnancy as an illness for pur-
7 poses of—

8 (1) approving any abortion drug under section
9 505 of the Federal Food, Drug, and Cosmetic Act
10 (21 U.S.C. 355); or

11 (2) imposing or maintaining any risk evaluation
12 and mitigation strategy for an abortion drug under
13 section 505–1 of such Act (21 U.S.C. 355–1).

14 (b) NULLIFICATION OF APPROVALS IN EFFECT.—

15 (1) IN GENERAL.—Any prohibited approval of
16 an abortion drug is hereby nullified.

17 (2) PROHIBITED APPROVAL DEFINED.—In this
18 subsection, the term “prohibited approval of an
19 abortion drug”—

20 (A) means any approval of an abortion
21 drug under section 505 of the Federal Food,
22 Drug, and Cosmetic Act (21 U.S.C. 355) that
23 relied in whole or in part on the treatment of
24 pregnancy as illness; and

1 (B) includes the approval of mifepristone
2 in effect under such section 505 on the day be-
3 fore the date of enactment of this Act.

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