

115TH CONGRESS  
1ST SESSION

# H. R. 1895

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

APRIL 4, 2017

Mr. LUETKEMEYER (for himself, Mrs. HARTZLER, Mr. GRAVES of Missouri, Mr. BANKS of Indiana, Mr. BIGGS, Mr. MOONEY of West Virginia, Mr. FORTENBERRY, Mr. HARRIS, Mr. ABRAHAM, Mr. PITTENGER, Mr. LONG, Mr. GIBBS, Mr. ARRINGTON, Mr. JONES, Mr. FRANKS of Arizona, Mr. WEBSTER of Florida, and Mrs. WAGNER) 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Protecting Life and  
5 Integrity in Research Act of 2017”.

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

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

7 **“SEC. 498A–1. NO RESEARCH INVOLVING HUMAN FETAL TIS-**  
8 **SUE OBTAINED PURSUANT TO AN INDUCED**  
9 **ABORTION.**

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

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

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

23 (1) in subsections (a)(2), (c)(1)(B), and (g), by  
24 striking “or induced” each place it appears; and

25 (2) in subsection (b)(2)—

26 (A) by striking subparagraph (A); and

1 (B) by redesignating subparagraphs (B)  
 2 and (C) as (A) and (B), respectively.

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

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

11 “(1) solicit or knowingly acquire, receive, or ac-  
 12 cept a donation (excluding any transfer for purposes  
 13 of autopsy or burial) of human fetal tissue knowing  
 14 that—

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

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

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

22 (1) by striking subsection (b);

23 (2) by redesignating subsections (c) through (e)  
 24 as subsections (b) through (d), respectively;

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

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

5 (4) in paragraph (2), by striking “or (b)(3)”;

6 **SEC. 4. AUTHORIZATION FOR HHS RESEARCH ON FETAL**  
 7 **TISSUE AND CORRESPONDING REPORTING.**

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

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

13 (2) in subsection (a)—

14 (A) by striking “research on the transplan-  
 15 tation of human fetal tissue for therapeutic  
 16 purposes” and inserting “research on human  
 17 fetal tissue”; and

18 (B) by adding at the end the following:  
 19 “Notwithstanding any other provision of law,  
 20 any research of the Department of Health and  
 21 Human Services on human fetal tissue shall be  
 22 conducted or supported in accordance with this  
 23 section.”; and

- 1           (3) in subsection (b)(1)(B), by inserting “if the
- 2           fetal tissue is intended for transplantation,” before
- 3           “the donation is made”.

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