

117TH CONGRESS  
1ST SESSION

# H. R. 6099

To replace references to “fetus” in Federal law with references to “unborn child”, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 1, 2021

Mr. LAMBORN (for himself, Mr. GOOD of Virginia, Mrs. MILLER of Illinois, Mr. ROSENDALE, Mrs. LESKO, Mr. NORMAN, Mrs. BOEBERT, Mr. KELLY of Mississippi, Mr. BERGMAN, Mr. MCKINLEY, Mr. HICE of Georgia, Mr. BUDD, Mr. LUETKEMEYER, Mr. BABIN, Mr. CRAWFORD, Mr. MOONEY, Mr. GROTHMAN, Mr. JACKSON, Mr. ELLZEY, and Mr. BANKS) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To replace references to “fetus” in Federal law with references to “unborn child”, 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 “Recognizing the Un-  
5 born Act of 2021”.

1 **SEC. 2. AMENDMENTS TO FEDERAL LAW TO REFERENCE**  
2 **“UNBORN CHILDREN”.**

3 (a) DEFINITION.—Chapter 1 of title 1, United States  
4 Code, is amended by adding at the end the following new  
5 section:

6 **“§ 9. Definition of ‘unborn child’**

7 “In determining the meaning of any Act of Congress,  
8 the term ‘unborn child’ means a child in utero, and the  
9 term ‘child in utero’ or ‘child, who is in utero’ means a  
10 member of the species homo sapiens, at any stage of devel-  
11 opment, who is carried in the womb.”.

12 (b) CLERICAL AMENDMENT.—The table of sections  
13 at the beginning of such chapter is amended by inserting  
14 after the item relating to section 8 the following new item:  
“9. Definition of ‘unborn child’.”.

15 (c) CONFORMING AMENDMENTS.—

16 (1) TITLE 10, UNITED STATES CODE.—Section  
17 1093 of title 10, United States Code, is amended by  
18 striking “fetus” both places it appears and inserting  
19 “unborn child”.

20 (2) TITLE 18, UNITED STATES CODE.—Title 18,  
21 United States Code, is amended—

22 (A) in section 1531, by striking “fetus”  
23 each place it appears and inserting “unborn  
24 child”; and

1 (B) in section 4322(f)(1)(C), by striking  
2 “fetus” and inserting “unborn child”.

3 (3) INTERNAL REVENUE CODE OF 1986.—Sec-  
4 tion 9802(g) of the Internal Revenue Code of 1986  
5 is amended—

6 (A) in the heading, by striking “A FETUS”  
7 and inserting “AN UNBORN CHILD”; and

8 (B) in paragraph (1), by striking “fetus”  
9 and inserting “unborn child”.

10 (4) EMPLOYEE RETIREMENT INCOME SECURITY  
11 ACT OF 1974.—Section 702(f) of the Employee Re-  
12 tirement Income Security Act of 1974 (29 U.S.C.  
13 1182(f)) is amended—

14 (A) in the heading, by striking “A FETUS”  
15 and inserting “AN UNBORN CHILD”; and

16 (B) in paragraph (1), by striking “fetus”  
17 and inserting “unborn child”.

18 (5) NATIONAL ORGAN TRANSPLANT ACT.—Sec-  
19 tion 301(c)(1) of the National Organ Transplant Act  
20 (42 U.S.C. 274e(c)(1)) is amended by striking “a  
21 fetus” and inserting “an unborn child”.

22 (6) PUBLIC HEALTH SERVICE ACT.—

23 (A) Title IV of the Public Health Service  
24 Act (42 U.S.C. 281 et seq.) is amended—

1 (i) in section 464N(c)(2)(G), by strik-  
2 ing “fetuses” and inserting “unborn chil-  
3 dren”;

4 (ii) in section 498—

5 (I) by striking “fetus” each place  
6 it appears and inserting “unborn  
7 child”; and

8 (II) by striking “fetuses” each  
9 place it appears and inserting “un-  
10 born children”;

11 (iii) in section 498A(g), by striking  
12 “fetus” and inserting “unborn child”; and

13 (iv) in section 498B(c)—

14 (I) in the heading, by striking  
15 “FETUSES” and inserting “UNBORN  
16 CHILDREN”; and

17 (II) in paragraph (2), by striking  
18 “fetus” and inserting “unborn child”.

19 (B) Title XXVII of the Public Health  
20 Service Act (42 U.S.C. 300gg et seq.) is  
21 amended—

22 (i) in section 2705(f)—

23 (I) in the heading, by striking “A  
24 FETUS” and inserting “AN UNBORN  
25 CHILD”; and

1 (II) in paragraph (1), by striking  
2 “fetus” and inserting “unborn child”;  
3 and

4 (ii) in section 2753(f)—

5 (I) in the heading, by striking “A  
6 FETUS” and inserting “AN UNBORN  
7 CHILD”; and

8 (II) in paragraph (1), by striking  
9 “fetus” and inserting “unborn child”.

10 (7) SOCIAL SECURITY ACT.—Section 1882(x)(4)  
11 of the Social Security Act (42 U.S.C. 1395ss(x)(4))  
12 is amended—

13 (A) in the heading, by striking “A FETUS”  
14 and inserting “AN UNBORN CHILD”; and

15 (B) in subparagraph (A), by striking  
16 “fetus” and inserting “unborn child”.

17 (8) CHILD NUTRITION ACT OF 1986.—Section  
18 17(b)(11) of the Child Nutrition Act of 1966 (42  
19 U.S.C. 1786(b)(11)) is amended by striking  
20 “fetuses” and inserting “unborn children”.

21 (9) CIVIL RIGHTS ACT OF 1964.—Section 701(k)  
22 of the Civil Rights Act of 1964 (42 U.S.C.  
23 2000e(k)) is amended by striking “fetus” and in-  
24 serting “unborn child”.

1           (10) GENETIC INFORMATION NONDISCRIMINA-  
2           TION ACT OF 2008.—Section 209(b) of the Genetic  
3           Information Nondiscrimination Act of 2008 (42  
4           U.S.C. 2000ff–8(b)) is amended—

5                   (A) in the heading, by striking “A FETUS”  
6                   and inserting “AN UNBORN CHILD”; and

7                   (B) in paragraph (1), by striking “fetus”  
8                   and inserting “unborn child”.

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