

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2087

To provide that human life shall be deemed to exist from conception.

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IN THE HOUSE OF REPRESENTATIVES

JULY 20, 1995

Mr. STOCKMAN introduced the following bill; which was referred to the  
Committee on the Judiciary

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## A BILL

To provide that human life shall be deemed to exist from  
conception.

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 “Sanctity of Life Act  
5 of 1995”.

6       **SEC. 2. FINDINGS AND DECLARATION.**

7       (a) FINDINGS.—Congress finds—

8               (1) that present day scientific evidence indicates  
9       a significant likelihood that actual human life exists  
10       from conception; and

1           (2) that the fourteenth amendment to the Con-  
2           stitution of the United States was intended to pro-  
3           tect all human beings.

4           (b) DECLARATION.—Upon the basis of these find-  
5           ings, and in the exercise of the powers of the Congress,  
6           including its power under section 5 of the fourteenth  
7           amendment to the Constitution of the United States, the  
8           Congress hereby declares that for the purpose of enforcing  
9           the obligation of the States under the fourteenth amend-  
10          ment not to deprive persons of life without due process  
11          of law, human life shall be deemed to exist from concep-  
12          tion, without regard to race, sex, age, health, defect, or  
13          condition of dependency; and for this purpose “person”  
14          shall include all human life as defined herein. Congress  
15          further recognizes that each State has a compelling inter-  
16          est, independent of the status of the unborn children  
17          under the fourteenth amendment, in protecting the lives  
18          of those within the State’s jurisdiction whom the State ra-  
19          tionally regards as human beings.

20       **SEC. 3. LIMITATION ON JURISDICTION.**

21           (a) Chapter 81 of title 28, United States Code, is  
22          amended by adding the following new section and renum-  
23          bering any appropriate section accordingly:

1 **“§ 1260. Appellate jurisdiction; limitations**

2 “Notwithstanding the provisions of sections 1253,  
3 1254, and 1257 of this chapter, the Supreme Court shall  
4 not have jurisdiction to review, by appeal, writ of certio-  
5 rari, or otherwise, any case arising out of any statute, or-  
6 dinance, rule, regulation, practice, or any part thereof, or  
7 arising out of any Act interpreting, applying, enforcing,  
8 or effecting any statute, ordinance, rule, regulation, or  
9 practice, on the grounds that such statute, ordinance, rule,  
10 regulation, practice, act, or part thereof (1) protects the  
11 rights of human persons between conception and birth, or  
12 (2) prohibits, limits, or regulates (A) the performance of  
13 abortions or (B) the provision of public expense of funds,  
14 facilities, personnel, or other assistance for the perform-  
15 ance of abortions.”.

16 (b) The section analysis of chapter 81 of title 28 is  
17 amended by adding the following new item:

1260. “Appellate jurisdiction; limitations.”.

18 **SEC. 4. LIMITATION ON JURISDICTION.**

19 (a) Chapter 85 of title 28, United States Code, is  
20 amended by adding at the end thereof the following new  
21 section and renumbering any appropriate section accord-  
22 ingly:

23 **“§ 1365. Limitations on jurisdiction**

24 “Notwithstanding any other provision of law, the dis-  
25 trict courts shall not have jurisdiction of any case or ques-

1 tion which the Supreme Court does not have jurisdiction  
2 to review under section 1260 of this title.”.

3 (b) The section analysis at the beginning of chapter  
4 85 of title 28 is amended by adding at the end thereof  
5 the following new item:

“1365. Limitations on jurisdiction.”.

6 **SEC. 5. EFFECTIVE DATE.**

7 The provisions of this Act shall take effect imme-  
8 diately upon enactment.

9 **SEC. 6. SEVERABILITY.**

10 If any provision of this Act or the application thereof  
11 to any person or circumstance is judicially determined to  
12 be invalid, the validity of the remainder of the Act and  
13 the application of such provision to other persons and cir-  
14 cumstances shall not be affected by such determination.

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