

114TH CONGRESS  
2D SESSION

# H. R. 5269

To amend title 18, United States Code, to criminalize knowingly destroying, without the written consent of each progenitor, a living human embryo created through the process of in vitro fertilization, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2016

Mr. MOONEY of West Virginia introduced the following bill; which was referred to the Committee on the Judiciary

---

## A BILL

To amend title 18, United States Code, to criminalize knowingly destroying, without the written consent of each progenitor, a living human embryo created through the process of in vitro fertilization, 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 “Protection for Progeny  
5 Act of 2016”.

1 **SEC. 2. PROTECTION OF LIVING HUMAN EMBRYOS.**

2 (a) IN GENERAL.—Chapter 90A of title 18, United  
3 States Code, is amended by adding at the end the fol-  
4 lowing:

5 **“§ 1842. Protection of living human embryos**

6 “(a) OFFENSE.—Whoever, in or affecting interstate  
7 or foreign commerce, knowingly destroys a living human  
8 embryo that was created through the process of in vitro  
9 fertilization and that was destroyed without the written  
10 consent of each progenitor of such embryo shall be fined  
11 under this title, imprisoned not more than 6 months, or  
12 both.

13 “(b) EXCEPTION FOR PROGENITOR.—A progenitor of  
14 the embryo that is destroyed may not be prosecuted under  
15 this section.

16 “(c) EXCEPTION FOR IMPLANTATION.—A person  
17 may not be prosecuted under this section if the destruction  
18 of the embryo occurred during or after an attempt to im-  
19 plant such embryo.

20 “(d) PROGENITOR.—The term ‘progenitor’ means  
21 any individual who provides an egg or a sperm cell from  
22 which an embryo is created.”.

23 (b) CLERICAL AMENDMENT.—The table of sections  
24 at the beginning of chapter 90A of title 18, United States  
25 Code, is amended by adding at the end the following:

“Sec. 1842. Protection of living human embryos.”.

1 **SEC. 3. EFFECTIVE DATE.**

2       The amendments made by this Act shall take effect

3 1 year after the date of the enactment of this Act.

○