

117TH CONGRESS
2D SESSION

H. R. 8318

To restrict limitations on the possession, sale, purchase, transportation or use of any contraceptive that relates to interstate commerce.

IN THE HOUSE OF REPRESENTATIVES

JULY 7, 2022

Mr. THOMPSON of California (for himself and Ms. JAYAPAL) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To restrict limitations on the possession, sale, purchase, transportation or use of any contraceptive that relates to interstate commerce.

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 “_____ Act
5 of 2022”.

6 **SEC. 2. PROHIBITION ON LIMITATION.**

7 No person, acting under color of law, who is a State
8 or local official, may prohibit or take any action to restrict
9 the possession, sale, purchase, transportation or use of any
10 contraceptive that relates to interstate commerce.

1 **SEC. 3. ENFORCEMENT.**

2 (a) PRIVATE RIGHT OF ACTION.—Any person injured
3 by a violation of this section may bring a civil action
4 against that person before any appropriate Federal dis-
5 trict court for injunctive or declaratory relief.

6 (b) DEPARTMENT OF JUSTICE.—The Attorney Gen-
7 eral may bring a civil action to remedy any violation of
8 this section for injunctive or declaratory relief before any
9 appropriate Federal district court.

10 **SEC. 4. DEFINITION.**

11 The term “contraceptive” means any device or drug
12 the primary purpose of which is to prevent pregnancy, in-
13 cluding—

14 (1) prophylactics or condoms;

15 (2) intrauterine devices;

16 (3) any pill, drug or prescription medication
17 whose primary use is to prevent pregnancy;

18 (4) any FDA-approved medication, device or
19 other product whose primary purpose is to prevent
20 pregnancy; and

21 (5) any FDA-approved drug, pill, or medica-
22 tion, the primary purpose of which is to prevent
23 pregnancy if administered or ingested within five
24 days following sexual intercourse.

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