

riage” means only a legal union between one man and one woman as husband and wife, and the word “spouse” refers only to a person of the opposite sex who is a husband or a wife.

(Added Pub. L. 104-199, §3(a), Sept. 21, 1996, 110 Stat. 2419.)

#### Editorial Notes

##### CONSTITUTIONALITY

For information regarding constitutionality of this section, see Congressional Research Service, *The Constitution of the United States of America: Analysis and Interpretation*, Table of Laws Held Unconstitutional in Whole or in Part by the Supreme Court.

#### § 8. “Person”, “human being”, “child”, and “individual” as including born-alive infant

(a) In determining the meaning of any Act of Congress, or of any ruling, regulation, or interpretation of the various administrative bureaus and agencies of the United States, the words “person”, “human being”, “child”, and “individual”, shall include every infant member of the species *homo sapiens* who is born alive at any stage of development.

(b) As used in this section, the term “born alive”, with respect to a member of the species *homo sapiens*, means the complete expulsion or extraction from his or her mother of that member, at any stage of development, who after such expulsion or extraction breathes or has a beating heart, pulsation of the umbilical cord, or definite movement of voluntary muscles, regardless of whether the umbilical cord has been cut, and regardless of whether the expulsion or extraction occurs as a result of natural or induced labor, cesarean section, or induced abortion.

(c) Nothing in this section shall be construed to affirm, deny, expand, or contract any legal status or legal right applicable to any member of the species *homo sapiens* at any point prior to being “born alive” as defined in this section.

(Added Pub. L. 107-207, §2(a), Aug. 5, 2002, 116 Stat. 926.)

#### CHAPTER 2—ACTS AND RESOLUTIONS; FORMALITIES OF ENACTMENT; REPEALS; SEALING OF INSTRUMENTS

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#### Editorial Notes

##### AMENDMENTS

1972—Pub. L. 92-403, §2, Aug. 22, 1972, 86 Stat. 619, added item 112b.

1966—Pub. L. 89-497, §2, July 8, 1966, 80 Stat. 271, inserted “slip laws; Treaties and Other International Acts Series;” in item 113.

1951—Act Oct. 31, 1951, ch. 655, §2(a), 65 Stat. 710, added items 106a and 106b.

1950—Act Sept. 23, 1950, ch. 1001, §3, 64 Stat. 980, added item 112a.

#### § 101. Enacting clause

The enacting clause of all Acts of Congress shall be in the following form: “Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled.”

(July 30, 1947, ch. 388, 61 Stat. 634.)

#### § 102. Resolving clause

The resolving clause of all joint resolutions shall be in the following form: “Resolved by the Senate and House of Representatives of the United States of America in Congress assembled.”

(July 30, 1947, ch. 388, 61 Stat. 634.)

#### § 103. Enacting or resolving words after first section

No enacting or resolving words shall be used in any section of an Act or resolution of Congress except in the first.

(July 30, 1947, ch. 388, 61 Stat. 634.)

#### § 104. Numbering of sections; single proposition

Each section shall be numbered, and shall contain, as nearly as may be, a single proposition of enactment.

(July 30, 1947, ch. 388, 61 Stat. 634.)

#### § 105. Title of appropriation Acts

The style and title of all Acts making appropriations for the support of Government shall be as follows: “An Act making appropriations (here insert the object) for the year ending September 30 (here insert the calendar year).”

(July 30, 1947, ch. 388, 61 Stat. 634; Pub. L. 93-344, title V, §506(a), July 12, 1974, 88 Stat. 322.)

#### Editorial Notes

##### AMENDMENTS

1974—Pub. L. 93-344 substituted “September 30” for “June 30”.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 1974 AMENDMENT

Pub. L. 93-344, title V, §506(b), July 12, 1974, 88 Stat. 322, which provided that the amendment of this section

<sup>1</sup> So in original. Does not conform to section catchline.