

House File 287 - Introduced

HOUSE FILE _____
BY MASCHER

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act creating the Iowa stem cell research and cures initiative,
2 and providing penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 2263YH 82
5 pf/es/88

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1 1 Section 1. NEW SECTION. 707C.1 TITLE.
1 2 This chapter shall be known and may be cited as the "Iowa
1 3 Stem Cell Research and Cures Initiative".
1 4 Sec. 2. NEW SECTION. 707C.2 PURPOSE.
1 5 It is the purpose of this chapter to ensure that Iowa
1 6 patients have access to stem cell therapies and cures and that
1 7 Iowa researchers may conduct stem cell research and develop
1 8 therapies and cures in the state, and to prohibit human
1 9 reproductive cloning.
1 10 Sec. 3. NEW SECTION. 707C.3 DEFINITIONS.
1 11 As used in this chapter, unless the context otherwise
1 12 requires:
1 13 1. "Human reproductive cloning" means human asexual
1 14 reproduction, using somatic cell nuclear transfer, for
1 15 implantation or attempted implantation into a woman's uterus
1 16 or substitute for a woman's uterus. "Human reproductive
1 17 cloning" does not include somatic cell nuclear transfer
1 18 performed for the purpose of creating embryonic stem cells.
1 19 2. "Human somatic cell" means a diploid cell having a
1 20 complete set of chromosomes obtained or derived from a living
1 21 or deceased human body at any stage of development.
1 22 3. "Oocyte" means a human ovum.
1 23 4. "Somatic cell nuclear transfer" means a technique in
1 24 which the nucleus of a human somatic cell is injected or
1 25 transplanted into a fertilized or unfertilized oocyte from
1 26 which the nucleus has been removed.
1 27 Sec. 4. NEW SECTION. 707C.4 HUMAN REPRODUCTIVE CLONING
1 28 == PROHIBITIONS == EXCEPTIONS == PENALTY.
1 29 1. A person shall not intentionally or knowingly do any of
1 30 the following:
1 31 a. Perform or attempt to perform human reproductive
1 32 cloning.
1 33 b. Participate in performing or in an attempt to perform
1 34 human reproductive cloning.
1 35 c. Transfer or receive, in whole or in part, for the
2 1 purpose of shipping, receiving, or importing, the product of
2 2 human reproductive cloning.
2 3 2. a. A person who violates subsection 1, paragraph "a"
2 4 or "b", is guilty of a class "C" felony.
2 5 b. A person who violates subsection 1, paragraph "c", is
2 6 guilty of an aggravated misdemeanor.
2 7 3. A person who violates this section in a manner that
2 8 results in a pecuniary gain to the person is subject to a
2 9 civil penalty in an amount that is twice the amount of the
2 10 gross gain.
2 11 4. A person who violates this section and who is licensed
2 12 pursuant to chapter 148, 150, or 150A is subject to revocation
2 13 of the person's license.
2 14 5. A violation of this section is grounds for denial of an
2 15 application for, denial of renewal of, or revocation of any
2 16 license, permit, certification, or any other form of
2 17 permission required to practice or engage in any trade,
2 18 occupation, or profession regulated by the state.
2 19 Sec. 5. Chapter 707B, Code 2007, is repealed.
2 20 EXPLANATION

2 21 This bill creates a new chapter to be known and cited as
2 22 the "Iowa stem cell research and cures initiative". The bill
2 23 provides definitions of "human reproductive cloning", "human
2 24 somatic cell", "oocyte", and "somatic cell nuclear transfer".
2 25 The definition of "human reproductive cloning" specifies that
2 26 "human reproductive cloning" does not include somatic cell
2 27 nuclear transfer performed for the purpose of creating
2 28 embryonic stem cells. The bill provides that a person shall
2 29 not intentionally or knowingly perform or attempt to perform
2 30 human reproductive cloning; participate in performing or
2 31 attempting to perform human reproductive cloning; transfer or
2 32 receive, in whole or in part, for the purpose of shipping,
2 33 receiving, or importing, the product of human reproductive
2 34 cloning. The bill provides criminal and other penalties for
2 35 violations of the bill. The bill repeals Code chapter 707B,
3 1 the human cloning prohibition Act.
3 2 LSB 2263YH 82
3 3 pf:rj/es/88.3