

HOUSE BILL NO. 1424

Introduced by

Representatives Koppelman, F. Klein, Wald

Senators Christmann, Kilzer, Lindaas

1 A BILL for an Act to prohibit human cloning; and to provide a penalty.

2 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

3 **SECTION 1. Definitions.** As used in this Act, unless the context otherwise requires:

- 4 1. "Fetus" means a living organism of the species homo sapiens from eight weeks'
5 development until complete expulsion or extraction from a woman's body, or until
6 removal from an artificial womb or other similar environment designed to nurture
7 the development of such organism.
- 8 2. "Human cloning" means human asexual reproduction, accomplished by introducing
9 the genetic material of a human somatic cell into a fertilized or unfertilized oocyte
10 the nucleus of which has been or will be removed or inactivated, to produce a living
11 organism with a human predominantly human genetic constitution.
- 12 3. "Human embryo" means a living organism of the species homo sapiens from the
13 single-celled state to eight weeks' development.
- 14 4. "Human somatic cell" means a cell having a complete set of chromosomes
15 obtained from a living or deceased human organism of the species homo sapiens
16 at any state of development.
- 17 5. "Oocyte" means a human ovum.

18 **SECTION 2. Human cloning - Prohibition - Penalty.**

- 19 1. A person may not intentionally or knowingly:
20 a. Perform or attempt to perform human cloning;
21 b. Participate in performing or attempting to perform human cloning;
22 c. Transfer or receive a cloned human embryo for any purpose; or
23 d. Transfer or receive, in whole or in part, any human ovum, human embryo,
24 human fetus, or human somatic cell, for the purpose of human cloning.

- 1 2. Nothing in subsection 1 restricts areas of scientific research not specifically
- 2 prohibited, including in vitro fertilization, the administration of fertility enhancing
- 3 drugs, or research in the use of nuclear transfer or other cloning techniques to
- 4 produce molecules, deoxyribonucleic acid, tissues, organs, plants, animals other
- 5 than humans, or cells other than human embryos.
- 6 3. A person who violates subdivision a or b of subsection 1 is guilty of a class C
- 7 felony. A person who violates subdivision c or d of subsection 1 is guilty of a
- 8 class A misdemeanor.