

Fifty-eighth
Legislative Assembly
of North Dakota

ENGROSSED 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
9 introducing the genetic material of a human somatic cell into a fertilized or
10 unfertilized oocyte, the nucleus of which has been or will be removed or
11 inactivated, to produce a living organism with a human or predominantly human
12 genetic constitution.
- 13 3. "Human embryo" means a living organism of the species homo sapiens from the
14 single-celled state to eight weeks' development.
- 15 4. "Human somatic cell" means a cell having a complete set of chromosomes
16 obtained from a living or deceased human organism of the species homo sapiens
17 at any stage of development.
- 18 5. "Oocyte" means a human female germ cell, also known as an egg.

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

- 20 1. A person may not intentionally or knowingly:
- 21 a. Perform or attempt to perform human cloning;
- 22 b. Participate in performing or attempting to perform human cloning;
- 23 c. Transfer or receive the product of a human cloning for any purpose; or

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