

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

As Engrossed: H3/31/99

A Bill

SENATE BILL 476

4
5 By: Senator Edwards
6
7

For An Act To Be Entitled

8 "AN ACT TO PROHIBIT CLONING; AND FOR OTHER PURPOSES."
9

Subtitle

10 "AN ACT TO PROHIBIT CLONING."
11
12
13
14

15 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
16

17 SECTION 1. Definitions. As used in this act,

18 (a) "Cloning" or "human cloning" means the practice of creating or
19 attempting to create a human being by transferring the nucleus from a human
20 cell from whatever source into a human egg cell from which the nucleus has
21 been removed for the purpose of, or to implant, the resulting product to
22 initiate a pregnancy that could result in the birth of a human being;

23 (b) "Human somatic cell nuclear transfer" means transferring the
24 nucleus of a human somatic cell from whatever source into an egg cell from
25 which the nucleus has been removed; and

26 (c) "Somatic cell" means a mature diploid cell.
27

28 SECTION 2. Prohibited acts and penalties.

29 (a) It shall be unlawful for any person to:

30 (1) Perform human cloning; or

31 (2) Purchase or sell an ovum, zygote, embryo, or fetus for the
32 purpose of human cloning.

33 (b) Any person who violates this act shall be subject to a civil
34 penalty of two hundred fifty thousand dollars (\$250,000).
35

36 SECTION 3. Biomedical research. Nothing in this act shall be construed

1 to restrict or prohibit biomedical research using cloning technology,
2 including the cloning of human genes, cells, and tissues, that is not
3 expressly prohibited by this act; nor is this ban intended to apply to in
4 vitro fertilization, the administration of fertility enhancing drugs, or other
5 medical procedures used to assist a woman in becoming or remaining pregnant,
6 so long as that procedure is not specifically intended to result in the
7 gestation or birth of a child who is genetically identical to another
8 conceptus, embryo, fetus, or human being, living or dead.

9
10 SECTION 4. Right of action. Nothing in this act shall be construed to
11 give any person a private right of action.

12
13 SECTION 5. All provisions of this act of a general and permanent nature
14 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
15 Revision Commission shall incorporate the same in the Code.

16
17 SECTION 6. If any provision of this act or the application thereof to
18 any person or circumstance is held invalid, such invalidity shall not affect
19 other provisions or applications of the act which can be given effect without
20 the invalid provision or application, and to this end the provisions of this
21 act are declared to be severable.

22
23 SECTION 7. All laws and parts of laws in conflict with this act are
24 hereby repealed.

25 /s/ Edwards
26
27
28
29
30
31
32
33
34
35
36