

SENATE
STATE OF MINNESOTA
EIGHTY-SEVENTH LEGISLATURE **S.F. No. 695**

(SENATE AUTHORS: FISCHBACH, Brown, Gimse, Limmer and Carlson)

DATE	D-PG	OFFICIAL STATUS
03/10/2011	478	Introduction and first reading Referred to Health and Human Services
03/17/2011	535a	Comm report: To pass as amended and re-refer to Judiciary and Public Safety
03/21/2011	612a	Comm report: To pass as amended and re-refer to Higher Education
	613	Rule 12.10: report of votes in committee
03/23/2011	621	Comm report: To pass Rule 12.10: report of votes in committee
	628	Second reading
	3600	Rule 47, returned to Higher Education See HF1101, Art. 2, Sec. 14 (vetoed) See SF760, Art. 2, Sec. 17 (vetoed)

A bill for an act

relating to health; establishing the Human Cloning Prohibition Act; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 145.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **[145.4221] HUMAN CLONING PROHIBITED.**

Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have the meanings given.

(b) "Human cloning" means human asexual reproduction accomplished by introducing nuclear material from one or more human somatic cells into a fertilized or unfertilized oocyte whose nuclear material has been removed or inactivated so as to produce a living organism at any stage of development that is genetically virtually identical to an existing or previously existing human organism.

(c) "Somatic cell" means a diploid cell, having a complete set of chromosomes, obtained or derived from a living or deceased human body at any stage of development.

Subd. 2. **Prohibition on cloning.** No person or entity, whether public or private, may:

(1) perform or attempt to perform human cloning;

(2) participate in an attempt to perform human cloning;

(3) ship, import, or receive for any purpose an embryo produced by human cloning or any product derived from such an embryo; or

(4) ship or receive, in whole or in part, any oocyte, embryo, fetus, or human somatic cell, for the purpose of human cloning.

Subd. 3. **Scientific research.** Nothing in this section shall restrict areas of scientific research not specifically prohibited by this section, including research in the use of nuclear

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2.1 transfer or other cloning techniques to produce molecules, DNA, cells other than human
2.2 embryos, tissues, organs, plants, or animals other than humans. In addition, nothing in this
2.3 section shall restrict, inhibit, or make unlawful the scientific field of stem cell research,
2.4 unless explicitly prohibited.

2.5 Subd. 4. **Penalties.** Any person or entity that knowingly or recklessly violates
2.6 subdivision 2 is guilty of a misdemeanor.

2.7 Subd. 5. **Severability.** If any provision, section, subdivision, sentence, clause,
2.8 phrase, or word in this section or the application thereof to any person or circumstance is
2.9 found to be unconstitutional, the same is hereby declared to be severable and the remainder
2.10 of this section shall remain effective notwithstanding such unconstitutional provision. The
2.11 legislature declares that it would have passed this section and each provision, subdivision,
2.12 sentence, clause, phrase, or word thereof, regardless of the fact that any provision, section,
2.13 subdivision, sentence, clause, phrase, or word is declared unconstitutional.

2.14 **EFFECTIVE DATE.** This section is effective August 1, 2011, and applies to crimes
2.15 committed on or after that date.