

House Bill 2662

Sponsored by Representative NELSON

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Creates crime of human cloning. Punishes by maximum of five years' imprisonment, \$1 million fine, or both.

Creates crime of trafficking in human clones. Punishes by maximum of one year's imprisonment, \$5,000 fine, or both.

A BILL FOR AN ACT

1
2 Relating to human cloning.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. As used in sections 1 to 3 of this 2007 Act:**

5 (1) **"Fetus" means a living organism of the species *Homo sapiens* from conception until**
6 **complete expulsion or extraction from a woman's body or until removal from an artificial**
7 **womb or other similar environment designed to nurture the development of the fetus.**

8 (2)(a) **"Human cloning" means human asexual reproduction accomplished by introducing**
9 **the genetic material of a human somatic cell into a fertilized or unfertilized oocyte whose**
10 **nucleus has been or will be removed or inactivated to produce a living organism with a hu-**
11 **man or predominately human genetic constitution.**

12 (b) **"Human cloning" does not include:**

13 (A) **In vitro fertilization or scientific research into in vitro fertilization; or**

14 (B) **Administration of fertility-enhancing drugs.**

15 (3) **"Human embryo" means a living organism of the species *Homo sapiens* from a**
16 **single-celled stage to eight weeks' development.**

17 (4) **"Human somatic cell" means a cell having a complete set of chromosomes obtained**
18 **from a living or deceased organism of the species *Homo sapiens* at any stage of development.**

19 (5) **"Oocyte" means a human ovum.**

20 **SECTION 2. (1) A person commits the crime of human cloning if the person knowingly**
21 **or intentionally:**

22 (a) **Performs or attempts to perform human cloning; or**

23 (b) **Participates in performing or attempting to perform human cloning.**

24 (2)(a) **Human cloning is a Class C felony.**

25 (b) **Notwithstanding ORS 161.625, a court may impose a fine of up to \$1 million upon a**
26 **person who commits the crime of human cloning.**

27 **SECTION 3. (1) A person commits the crime of trafficking in human clones if the person:**

28 (a) **Transfers or receives a cloned human embryo for any purpose; or**

29 (b) **Transfers or receives, in whole or in part, an oocyte, human embryo, fetus or human**
30 **somatic cell for the purpose of human cloning.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1

(2) Trafficking in human clones is a Class A misdemeanor.

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