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REFERENCE TITLE: **human cloning; prohibition**

State of Arizona
House of Representatives
Forty-fifth Legislature
Second Regular Session
2002

HB 2108

Introduced by
Representatives Huppenthal, Knaperek, Anderson: Graf

AN ACT

AMENDING TITLE 13, CHAPTER 37, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-3708; RELATING TO HUMAN CLONING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 13, chapter 37, Arizona Revised Statutes, is amended
3 by adding section 13-3708, to read:
4 13-3708. Human cloning; civil penalty; classification;
5 definitions
6 A. IT IS UNLAWFUL FOR A PERSON OR ENTITY TO KNOWINGLY DO ANY OF THE
7 FOLLOWING:
8 1. PERFORM OR ATTEMPT TO PERFORM HUMAN CLONING.
9 2. PARTICIPATE IN AN ATTEMPT TO PERFORM HUMAN CLONING.
10 3. SHIP, RECEIVE OR IMPORT FOR ANY PURPOSE AN EMBRYO THAT WAS PRODUCED
11 BY HUMAN CLONING OR ANY PRODUCT THAT WAS DERIVED FROM A CLONED EMBRYO.
12 B. THIS SECTION DOES NOT RESTRICT ANY AREA OF SCIENTIFIC RESEARCH THAT
13 IS NOT SPECIFICALLY PROHIBITED BY THIS SECTION, INCLUDING RESEARCH IN THE USE
14 OF NUCLEAR TRANSFER OR OTHER CLONING TECHNIQUES TO PRODUCE MOLECULES,
15 DEOXYRIBONUCLEIC ACID, CELLS OTHER THAN HUMAN EMBRYOS, TISSUES, ORGANS,
16 PLANTS OR ANIMALS OTHER THAN HUMANS.
17 C. IF A VIOLATION OF THIS SECTION INVOLVES THE DERIVATION OF A
18 PECUNIARY GAIN, THE PERSON OR ENTITY THAT VIOLATES THIS SECTION IS SUBJECT TO
19 A CIVIL PENALTY IN AN AMOUNT OF NOT LESS THAN ONE MILLION DOLLARS AND NOT
20 MORE THAN THE AMOUNT THAT IS EQUAL TO THE AMOUNT OF THE GROSS GAIN MULTIPLIED
21 BY TWO IF THE AMOUNT IS GREATER THAN ONE MILLION DOLLARS.
22 D. A VIOLATION OF THIS SECTION IS A CLASS ____ FELONY.
23 E. FOR THE PURPOSES OF THIS SECTION:
24 1. "ASEXUAL REPRODUCTION" MEANS REPRODUCTION THAT IS NOT INITIATED BY
25 THE UNION OF OOCYTE AND SPERM.
26 2. "HUMAN CLONING" MEANS HUMAN ASEXUAL REPRODUCTION THAT IS
27 ACCOMPLISHED BY INTRODUCING NUCLEAR MATERIAL FROM ONE OR MORE HUMAN SOMATIC
28 CELLS INTO A FERTILIZED OR UNFERTILIZED OOCYTE WHOSE NUCLEAR MATERIAL HAS
29 BEEN REMOVED OR INACTIVATED IN ORDER TO PRODUCE A LIVING ORGANISM AT ANY
30 STAGE OF DEVELOPMENT AND THAT IS GENETICALLY VIRTUALLY IDENTICAL TO AN
31 EXISTING OR PREVIOUSLY EXISTING HUMAN ORGANISM.
32 3. "SOMATIC CELL" MEANS A DIPLOID CELL THAT IS OBTAINED OR DERIVED
33 FROM A LIVING OR DECEASED HUMAN BODY AT ANY STAGE OF DEVELOPMENT.