

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3078
Page _____ Section _____ Lines _____
Of the printed Bill
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Rebecca Hamilton _____

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3078

By: Hamilton

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to public health and safety; defining
9 terms; prohibiting certain acts; providing
10 exceptions; providing penalty for violation; creating
11 civil cause of action; providing criminal penalties;
12 providing for codification; and providing an
13 effective date.

14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1-271 of Title 63, unless there
17 is created a duplication in numbering, reads as follows:

18 A. As used in this section:

19 1. "Human-animal hybrid" means:

20 a. a human embryo into which a nonhuman cell or cells (or
21 the component parts thereof) have been introduced to
22 render its membership in the species Homo sapiens
23 uncertain through germline or other changes,
24

- b. a hybrid human/animal embryo produced by fertilizing a human egg with nonhuman sperm,
- c. a hybrid human/animal embryo produced by fertilizing a nonhuman egg with human sperm,
- d. an embryo produced by introducing a nonhuman nucleus into a human egg,
- e. an embryo produced by introducing a human nucleus into a nonhuman egg,
- f. an embryo containing haploid sets of chromosomes from both a human and a nonhuman life form,
- g. a nonhuman life form engineered such that human gametes develop within the body of a nonhuman life form, or
- h. a nonhuman life form engineered such that it contains a human brain or a brain derived wholly or predominantly from human neural tissues; and

2. "Human embryo" means an organism of the species *Homo sapiens* during the earliest stages of development, from one cell up to eight (8) weeks.

B. 1. It shall be unlawful for any person to knowingly:

- a. create or attempt to create a human-animal hybrid,
- b. transfer or attempt to transfer a human embryo into a nonhuman womb,

- c. transfer or attempt to transfer a nonhuman embryo into a human womb, or
- d. transport or receive for any purpose a human-animal hybrid.

2. Nothing in this subsection shall be interpreted as prohibiting either of the following if these do not violate the prohibitions of paragraph 1 of this subsection or meet the definitions of subsection A of this section:

- a. research involving the use of transgenic animal models containing human genes, or
- b. xenotransplantation of human organs, tissues or cells into recipient animals other than animal embryos.

C. A civil action may be filed in state court for violation of subsection B of this section.

D. Violation of subsection B of this section shall result in a fine of Ten Thousand Dollars (\$10,000.00), imprisonment of not more than ten (10) years, or both such fine and imprisonment.

SECTION 2. This act shall become effective November 1, 2010.

52-2-9752 AM 02/11/10