

ENROLLED HOUSE
BILL NO. 1326

By: Reynolds, Nelson, Peterson,
Tibbs, Kern, Ritze, Faught
and Ownbey of the House

and

Lamb, Brogdon, Marlatt and
Jolley of the Senate

An Act relating to public health and safety; defining terms; making certain actions with a human embryo unlawful; providing penalty; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-735.1 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "Human embryo" means a living organism of the species *Homo sapiens* at the earliest stages of development, including the single-celled stage, that is not located in the body of a female; and

2. "Nontherapeutic research" means research that is not intended to help preserve the life and health of the particular embryo subjected to risk. This term does not include in vitro fertilization and accompanying embryo transfer to the body of a female, or any diagnostic test which may assist in the future care of a child subjected to the tests.

B. No person shall:

1. Knowingly conduct nontherapeutic research that destroys a human embryo or subjects a human embryo to substantial risk of injury or death;

2. Transfer a human embryo with the knowledge that the embryo will be subjected to nontherapeutic research; or

3. Use for research purposes cells or tissues that the person knows were obtained by performing activities in violation of this section.

C. Any person found violating the provisions of subsection B of this section shall, upon conviction, be guilty of a misdemeanor.

SECTION 2. This act shall become effective November 1, 2009.

Passed the House of Representatives the 12th day of March, 2009.

Presiding Officer of the House of
Representatives

Passed the Senate the 14th day of April, 2009.

Presiding Officer of the Senate