

# ACT No. 486

HOUSE BILL NO. 370

BY REPRESENTATIVES HENRY, AUSTIN BADON, BOBBY BADON, BARRAS, BARROW, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, EDWARDS, ELLINGTON, FANNIN, GEYMANN, GREENE, GUINN, HARRISON, HAZEL, HINES, HOFFMANN, HOWARD, HUTTER, JOHNSON, KATZ, KLECKLEY, LABRUZZO, LAMBERT, LEBAS, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MILLS, MONICA, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS BROOME, CASSIDY, CHEEK, CROWE, DONAHUE, DUPLESSIS, ERDEY, HEBERT, HEITMEIER, MARTINY, MICHOT, MORRISH, MOUNT, NEVERS, QUINN, SHAW, AND WALSWORTH

1 AN ACT

2 To enact R.S. 40:1299.36, relative to human cloning; to prohibit the expenditure of public  
3 funding for the purpose of human cloning; to provide for exceptions; to provide for  
4 an effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:1299.36 is hereby enacted to read as follows:

7 §1299.36. Use of public monies for human cloning; prohibition; exceptions

8 A. Notwithstanding any other provision of law to the contrary, public funds,  
9 including tax proceeds, funds received from the federal government, or other  
10 revenues of the state or political subdivisions thereof, shall not be used by any person  
11 or entity, including any state-funded institution or facility, for human somatic cell  
12 nuclear transfer, commonly known as human cloning.

13 B. This Section shall not prohibit areas of scientific research which are not  
14 specifically prohibited by this Section, including research in the use of nuclear  
15 transfer or other cloning techniques to produce molecules, deoxyribonucleic acid,  
16 cells other than human embryos, tissues, organs, plants, or animals other than  
17 humans nor shall this Section prohibit the use of state, private, or federal funds for

1            research using embryonic stem cell lines approved for federal funding prior to  
2            August 9, 2001.

3            C. For purposes of this Section, "human somatic cell nuclear transfer" shall  
4            mean human asexual reproduction that is accomplished by introducing the genetic  
5            material from one or more human somatic cells into a fertilized or unfertilized oocyte  
6            whose nuclear material has been removed or inactivated so as to produce an  
7            organism, at any state of development, that is genetically virtually identical to an  
8            existing or previously existing human organism.

9            Section 2. This Act shall become effective upon signature by the governor or, if not  
10           signed by the governor, upon expiration of the time for bills to become law without signature  
11           by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
12           vetoed by the governor and subsequently approved by the legislature, this Act shall become  
13           effective on the day following such approval.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_