

SECOND REGULAR SESSION

# HOUSE BILL NO. 1450

## 93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE LEMBKE.

Read 1st time January 19, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4623L.01I

### AN ACT

To amend chapter 565, RSMo, by adding thereto one new section relating to human cloning, with penalty provisions.

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 565, RSMo, is amended by adding thereto one new section, to be  
2 known as section 565.305, to read as follows:

**565.305. 1. As used in this section, the following words and phrases shall mean:**  
2       **(1) "Clone a human being" or "cloning a human being", the creation of a human**  
3 **being by any means other than by the fertilization of an oocyte of a human female by a**  
4 **sperm of a human male;**  
5       **(2) "Cloned human being", an individual created by human cloning;**  
6       **(3) "Public employee", any person employed by the state of Missouri or any agency**  
7 **or political subdivision thereof;**  
8       **(4) "Public facilities", any public institution, public facility, public equipment, or**  
9 **any physical asset owned, leased, or controlled by the state of Missouri or any agency or**  
10 **political subdivision thereof;**  
11       **(5) "Public funds", any funds received or controlled by the state of Missouri or any**  
12 **agency or political subdivision thereof, including, but not limited to, funds derived from**  
13 **federal, state, or local taxes, gifts or grants from any source, public or private, federal**  
14 **grants or payments, or intergovernmental transfers.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15           **2. No person shall knowingly clone a human being, participate in cloning a human**  
16 **being, or attempt to clone a human being.**

17           **3. No person shall knowingly use public funds to clone a human being or to attempt**  
18 **to clone a human being.**

19           **4. No person shall knowingly use public facilities to clone a human being or to**  
20 **attempt to clone a human being.**

21           **5. No public employee shall knowingly allow any person to clone a human being or**  
22 **to attempt to clone a human being while the person is making use of public funds or public**  
23 **facilities.**

24           **6. Any person who violates any of the provisions of subsections 2 to 5 of this section**  
25 **is guilty of a class B felony.**

26           **7. The laws of this state shall be interpreted and construed to acknowledge on**  
27 **behalf of a cloned human being at every stage of development, all the rights, privileges, and**  
28 **immunities available to other persons, citizens, and residents of this state, subject only to**  
29 **the Constitution of the United States and decisional interpretations thereof by the United**  
30 **States Supreme Court and specific provisions to the contrary in the statutes and**  
31 **constitution of this state.**

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