

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 809

By: Brecheen

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6 AS INTRODUCED

7 An Act relating to public health and safety; creating  
8 the Protection of Human Life Act of 2017; defining  
9 terms; making certain actions with a human embryo  
10 unlawful; providing penalty; providing for  
11 codification; providing an effective date; and  
12 declaring an emergency.

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

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

17 This act shall be known and may be cited as the "Protection of  
18 Human Life Act of 2017".

19 SECTION . NEW LAW A new section of law to be codified in  
20 the Oklahoma Statutes as Section 1-735.2 of Title 63, unless there  
21 is created a duplication in numbering, reads as follows:

22 A. As used in this section:  
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1 1. "Human embryo" means a living organism of the species Homo  
2 sapiens at the earliest stages of development, including the single-  
3 celled stage, that is not located in the body of a female; and

4 2. "Nontherapeutic research" means research that is not  
5 intended to help preserve the life and health of the particular  
6 embryo subjected to risk. This term does not include in vitro  
7 fertilization and accompanying embryo transfer to the body of a  
8 female, nor any diagnostic test which may assist in the future care  
9 of a child subjected to the tests, nor the extraction of adult stem  
10 cells.

11 B. No person shall:

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

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

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

20 C. Any person found violating the provisions of subsection B of  
21 this section shall, upon conviction, be guilty of a felony  
22 punishable by incarceration in the custody of the Department of  
23 Corrections for a term of not less than one (1) year nor more than  
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1 life and a fine of not less than One Hundred Thousand Dollars  
2 (\$100,000.00).

3 SECTION . This act shall become effective July 1, 2017.

4 SECTION . It being immediately necessary for the preservation  
5 of the public peace, health or safety, an emergency is hereby  
6 declared to exist, by reason whereof this act shall take effect and  
7 be in full force from and after its passage and approval.

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