An Act

ENROLLED HOUSE
BILL NO. 3126

By: Enns, Cox, Dank, Faught, McAffrey, McDaniel (Jeannie), Renegar, Rousselot, Sears, Steele and Shelton of the House

and

Crain of the Senate

An Act relating to public health; creating the Advancement in Stem Cell Cures and Therapies Act; defining term; authorizing specific stem cell research; providing for specific requirements when performing research; prohibiting the restriction of funds for research performed in accordance with the Advancement in Stem Cell Cures and Therapies Act; requiring the State Department of Health to establish a reporting system; requiring certain report; 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 1-270.1 of Title 63, unless there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Advancement in Stem Cell Cures and Therapies Act".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-270.2 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. For the purposes of the Advancement in Stem Cell Cures and Therapies Act, "human embryo" means a living organism of the species Homo sapiens at the earliest stage of development, including the single-cell stage, that is not located in the body of a woman.

B. Research on human tissue regeneration and human diseases using adult stem cells and stem cells obtained from umbilical cord blood and amniotic fluid may be conducted in this state, provided that the research is performed:

1. Safely and ethically;

2. Only on embryonic stem cell lines created prior to August 1, 2001, and in accordance with federal law as it existed on November 1, 2007; and

3. Without the use of a human embryo, including a human embryo produced using cloning technology.

C. When research is performed in accordance with the Advancement in Stem Cell Cures and Therapies Act, a person or governmental body shall not:

1. Restrict public funds designated for the stem cell research; or

2. Obstruct or provide disincentives for the stem cell research.

D. The State Department of Health shall establish a reporting system that collects information regarding all activities carried out in accordance with this section.

E. The Department shall submit a report with all information collected pursuant to subsection D of this section to the Governor, the Speaker of the Oklahoma House of Representatives, and the President Pro Tempore of the State Senate no later than December 31 of each year.

SECTION 3. This act shall become effective November 1, 2008.

Passed the House of Representatives the 20th day of February, 2008.

David Derby

Presiding Officer of the House of Representatives

Passed the Senate the 14th day of April, 2008.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Governor this 15th

day of April, **20**08,

at 3:35 **o'clock** P **M.**

By:

Approved by the Governor of the State of Oklahoma the 18th **day of** April, **20**08, **at** 4:05 **o'clock** P **M.**

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this

21st **day of** April, **20**08,

at 9:28 **o'clock** A **M.**

By: