

Union Calendar No. 101

107TH CONGRESS
1ST SESSION

H. R. 2505

[Report No. 107-170]

To amend title 18, United States Code, to prohibit human cloning.

IN THE HOUSE OF REPRESENTATIVES

JULY 16, 2001

Mr. WELDON of Florida (for himself, Mr. STUPAK, Mr. KERNS, and Mr. KUCINICH) introduced the following bill; which was referred to the Committee on the Judiciary

JULY 27, 2001

Additional sponsors: Mr. WU and Mr. FLAKE

JULY 27, 2001

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Omit the part struck through and insert the part printed in italic]

A BILL

To amend title 18, United States Code, to prohibit human cloning.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Human Cloning Prohi-
3 bition Act of 2001”.

4 **SEC. 2. PROHIBITION ON HUMAN CLONING.**

5 (a) IN GENERAL.—Title 18, United States Code, is
6 amended by inserting after chapter 15, the following:

7 **“CHAPTER 16—HUMAN CLONING**

“Sec.

“301. Definitions.

“302. Prohibition on human cloning.

8 **“§ 301. Definitions**

9 “In this chapter:

10 “(1) HUMAN CLONING.—The term ‘human
11 cloning’ means human asexual reproduction, accom-
12 plished by introducing nuclear material from one or
13 more human somatic cells into a fertilized or
14 unfertilized oocyte whose nuclear material has been
15 removed or inactivated so as to produce a living or-
16 ganism (at any stage of development) that is geneti-
17 cally virtually identical to an existing or previously
18 ~~existing~~ *existing* human organism.

19 “(2) ASEXUAL REPRODUCTION.—The term
20 ‘asexual reproduction’ means reproduction not initi-
21 ated by the union of oocyte and sperm.

22 “(3) SOMATIC CELL.—The term ‘somatic cell’
23 means a diploid cell (having a complete set of chro-

1 mosomes) obtained or derived from a living or de-
2 ceased human body at any stage of development.

3 **“§ 302. Prohibition on human cloning**

4 “(a) IN GENERAL.—It shall be unlawful for any per-
5 son or entity, public or private, in or affecting interstate
6 commerce, knowingly—

7 “(1) to perform or attempt to perform human
8 cloning;

9 “(2) to participate in an attempt to perform
10 human cloning; or

11 “(3) to ship or receive for any purpose an em-
12 bryo produced by human cloning or any product de-
13 rived from such embryo.

14 “(b) IMPORTATION.—It shall be unlawful for any per-
15 son or entity, public or private, knowingly to import for
16 any purpose an embryo produced by human cloning, or
17 any product derived from such embryo.

18 “(c) PENALTIES.—

19 “(1) CRIMINAL PENALTY.—Any person or enti-
20 ty ~~who~~ *that* violates this section shall be fined under
21 this ~~section~~ *title* or imprisoned not more than 10
22 years, or both.

23 “(2) CIVIL PENALTY.—Any person or entity
24 that violates any provision of this section shall be
25 subject to, in the case of a violation that involves the

1 derivation of a pecuniary gain, a civil penalty of not
 2 less than \$1,000,000 and not more than an amount
 3 equal to the amount of the gross gain multiplied by
 4 2, if that amount is greater than \$1,000,000.

5 “(d) SCIENTIFIC RESEARCH.—Nothing in this sec-
 6 tion restricts areas of scientific research not specifically
 7 prohibited by this section, including research in the use
 8 of nuclear transfer or other cloning techniques to produce
 9 molecules, DNA, cells other than human embryos, tissues,
 10 organs, plants, or animals other than humans.”.

11 (b) CLERICAL AMENDMENT.—The table of chapters
 12 for part I of title 18, United States Code, is amended by
 13 inserting after the item relating to chapter 15 the fol-
 14 lowing:

“16. Human Cloning 301”.

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