110TH CONGRESS 1ST SESSION

H.R.3

AN ACT

To amend the Public Health Service Act to provide for human embryonic stem cell research.

- 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.

- This Act may be cited as the "Stem Cell Research
- 3 Enhancement Act of 2007".
- 4 SEC. 2. HUMAN EMBRYONIC STEM CELL RESEARCH.
- 5 Part H of title IV of the Public Health Service Act
- 6 (42 U.S.C. 289 et seq.) is amended by inserting after sec-
- 7 tion 498C the following:
- 8 "SEC. 498D. HUMAN EMBRYONIC STEM CELL RESEARCH.
- 9 "(a) IN GENERAL.—Notwithstanding any other pro-
- 10 vision of law (including any regulation or guidance), the
- 11 Secretary shall conduct and support research that utilizes
- 12 human embryonic stem cells in accordance with this sec-
- 13 tion (regardless of the date on which the stem cells were
- 14 derived from a human embryo).
- 15 "(b) ETHICAL REQUIREMENTS.—Human embryonic
- 16 stem cells shall be eligible for use in any research con-
- 17 ducted or supported by the Secretary if the cells meet each
- 18 of the following:
- "(1) The stem cells were derived from human
- embryos that have been donated from in vitro fer-
- 21 tilization clinics, were created for the purposes of
- fertility treatment, and were in excess of the clinical
- 23 need of the individuals seeking such treatment.
- 24 "(2) Prior to the consideration of embryo dona-
- 25 tion and through consultation with the individuals
- seeking fertility treatment, it was determined that

- the embryos would never be implanted in a woman and would otherwise be discarded.
- 3 "(3) The individuals seeking fertility treatment
- 4 donated the embryos with written informed consent
- 5 and without receiving any financial or other induce-
- 6 ments to make the donation.
- 7 "(c) Guidelines.—Not later than 60 days after the
- 8 date of the enactment of this section, the Secretary, in
- 9 consultation with the Director of NIH, shall issue final
- 10 guidelines to carry out this section.
- 11 "(d) Reporting Requirements.—The Secretary
- 12 shall annually prepare and submit to the appropriate com-
- 13 mittees of the Congress a report describing the activities
- 14 carried out under this section during the preceding fiscal
- 15 year, and including a description of whether and to what
- 16 extent research under subsection (a) has been conducted
- 17 in accordance with this section.".

Passed the House of Representatives January 11, 2007.

Attest:

Clerk.

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