

109TH CONGRESS
1ST SESSION

H. R. 3144

To amend the Public Health Service Act to provide for a program at the National Institutes of Health to conduct and support research in the derivation and use of human pluripotent stem cells by means that do not harm human embryos, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 30, 2005

Mr. BARTLETT of Maryland (for himself, Mr. GINGREY, Mr. BLUNT, Ms. PRYCE of Ohio, Mr. BEAUPREZ, Mr. GUTKNECHT, Mr. NORWOOD, Mr. OSBORNE, Mr. MARSHALL, Mr. CULBERSON, Mr. WELLER, Mr. ROHR-ABACHER, Mr. PRICE of Georgia, Mr. HEFLEY, Mr. BILIRAKIS, Mr. ENGLISH of Pennsylvania, Mr. CANNON, Mr. GILCREST, and Mr. DEAL of Georgia) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to provide for a program at the National Institutes of Health to conduct and support research in the derivation and use of human pluripotent stem cells by means that do not harm human embryos, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Respect for Life
5 Pluripotent Stem Cell Act of 2005”.

1 **SEC. 2. FINDINGS.**

2 The Congress finds as follows:

3 (1) Stem cells may be derived from various
4 sources, including adult tissue, umbilical cord blood,
5 and living human embryos. The use of cells from
6 embryos has drawn great interest in the scientific
7 community but also raises very serious ethical con-
8 cerns for many Americans, because as practiced
9 today it requires the destruction of human embryos
10 to obtain their cells.

11 (2) The President's Council on Bioethics in its
12 May 2005 White Paper: "Alternative Sources of
13 Pluripotent Stem Cells," describes several potential
14 methods to derive stem cells like those now derived
15 through the destruction of embryos, but which would
16 not involve doing harm to embryos. Some methods
17 propose to involve embryos in ways that do not harm
18 them, while others propose to reprogram adult cells
19 to produce cells with the capabilities of embryonic
20 stem cells without producing or involving embryos at
21 all.

22 (3) Such proposals should be thoroughly tested
23 in animal models before being applied to humans, to
24 establish that they do not involve creating or harm-
25 ing human embryos.

1 (4) Several scientific reports also suggest that
2 some subclasses of adult stem cells (derived from
3 postnatal tissues, umbilical cord blood and placenta)
4 show a flexibility comparable to that of stem cells
5 now derived through the destruction of embryos.

6 (5) American scientists should be encouraged to
7 pursue all ethical avenues of stem cell research and
8 to explore morally uncontroversial alternatives to re-
9 search requiring the destruction of human embryos.

10 **SEC. 3. DERIVATION OF STEM CELLS WITHOUT HARMING**
11 **EMBRYOS; RESEARCH THROUGH NATIONAL**
12 **INSTITUTES OF HEALTH.**

13 Part B of title IV of the Public Health Service Act
14 (42 U.S.C. 284) is amended by adding at the end the fol-
15 lowing:

16 **“SEC. 409J. BASIC AND APPLIED RESEARCH ON DERIVA-**
17 **TION AND USE OF PLURIPOTENT STEM**
18 **CELLS WITHOUT HARMING EMBRYOS.**

19 “(a) DEFINITIONS.—In this section, the following
20 definitions apply:

21 “(1) HUMAN EMBRYO.—The term ‘human em-
22 bryo’ includes any organism, not protected as a
23 human subject under 45 CFR 46 as of the date of
24 the enactment of the Respect for Life Pluripotent
25 Stem Cell Act of 2005, that is derived by fertiliza-

1 tion, parthenogenesis, cloning, or any other means
2 from one or more human gametes or human diploid
3 cells.

4 “(2) PLURIPOTENT STEM CELL.—The term
5 ‘pluripotent stem cell’ means a cell that can in prin-
6 ciple be differentiated to produce all or almost all
7 the cell types of the human body, and therefore has
8 the same functional capacity as an embryonic stem
9 cell, regardless of whether it has the same origin.

10 “(b) IN GENERAL.—With respect to producing stem
11 cell lines for important biomedical research, the Director
12 of NIH shall, through the appropriate national research
13 institutes, provide for the conduct and support of basic
14 and applied research in isolating, deriving and using
15 pluripotent stem cells without creating or harming human
16 embryos. Such research may include—

17 “(1) research in animals to develop and test
18 techniques for deriving cells from embryos without
19 doing harm to those embryos;

20 “(2) research to develop and test techniques for
21 producing human pluripotent stem cells without cre-
22 ating or making use of embryos; and

23 “(3) research to isolate, develop and test
24 pluripotent stem cells from postnatal tissues, umbil-
25 ical cord blood, and placenta.

1 “(c) PROHIBITIONS REGARDING HARM TO HUMAN
2 EMBRYOS.—Research under subsection (b) may not in-
3 clude any research that—

4 “(1) involves the use of human embryos; or

5 “(2) involves the use of stem cells not otherwise
6 eligible for funding by the National Institutes of
7 Health; or

8 “(3) involves the use of any stem cell to create
9 or to attempt to create a human embryo, or

10 “(4) poses a significant risk of creating a
11 human embryo by any means.

12 “(d) AUTHORIZATION OF APPROPRIATIONS.—For the
13 purpose of carrying out this section, there are authorized
14 to be appropriated \$15,000,000 in fiscal year 2006, and
15 such sums as may be necessary for each of the fiscal years
16 2007 through 2010. Such authorization is in addition to
17 other authorizations of appropriations that are available
18 for such purpose.”.

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