



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB3511

Introduced 2/28/2007, by Rep. Bill Mitchell

SYNOPSIS AS INTRODUCED:

New Act

Creates the Amniotic Stem Cell Research Act. Authorizes the State, units of local government, school districts, and community college districts to use or allow the use of public funds, property, or credit for stem-cell research. Defines "stem-cell research" as research involving the derivation and use of amniotic stem cells from any source, excluding somatic cell nuclear transplantation. Preempts home rule powers.

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FISCAL NOTE ACT
MAY APPLY

HOME RULE NOTE
ACT MAY APPLY

1 AN ACT concerning public moneys.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the
5 Amniotic Stem Cell Research Act.

6 Section 5. Policy permitting research. The policy of the
7 State of Illinois is as follows:

8 (1) Research involving the derivation and use of
9 amniotic stem cells from any source, excluding somatic cell
10 nuclear transplantation, is permitted.

11 (2) Research involving the derivation and use of
12 amniotic stem cells from any source, excluding somatic cell
13 nuclear transplantation, is allowed to receive public
14 funds.

15 (3) Given the recent medical breakthroughs in amniotic
16 stem cell research, any public funds allocated for stem
17 cell research must give primary consideration to entities
18 engaging in amniotic stem cell research.

19 Section 10. The use of public assets in stem-cell research
20 activities.

21 (a) Notwithstanding any other provision of law, the State,
22 units of local government, school districts, and community

1 college districts may use or allow the use of public funds,
2 property, or credit for stem-cell research purposes.

3 (b) For the purposes of this Section, "stem-cell research"
4 means research involving the derivation and use of amniotic
5 stem cells from any source, excluding somatic cell nuclear
6 transplantation.

7 (d) Nothing in this Section restricts the use of public
8 funds, property, or credit in areas of scientific research that
9 are not specifically omitted under subsection (a), including in
10 vitro fertilization, the administration of fertility enhancing
11 drugs, research in the use of nuclear transfer or other cloning
12 techniques to produce molecules, DNA, tissues, organs, plants,
13 or animals other than humans, or cells other than human
14 embryos.

15 Section 15. Home rule preemption. The regulation of the use
16 of public funds, property, or credit for human embryo research
17 activities is the exclusive power and function of the State. A
18 home rule unit may not act in a manner inconsistent with this
19 Act. This subsection is a denial and limitation of home rule
20 powers and function under subsection (h) of Section 6 of
21 Article VII of the Illinois Constitution.