

SESSION OF 2002

**SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2736**

As Amended by House Committee on  
Federal and State Affairs

**Brief\***

HB 2736 would prohibit human cloning in the State of Kansas. The bill would make it unlawful for any person or entity, public or private, to:

- ! Perform or attempt to perform human cloning;
- ! Participate in an attempt to perform human cloning; or
- ! Cause to be shipped or knowingly receive, by interstate or intrastate commerce, the product of human cloning for any purpose.

Upon conviction of a violation, a person would be guilty of a severity level 5, person felony. In addition, a civil penalty could be assessed in an amount of not less than \$100,000 nor more than the amount which is allowable in wrongful death actions (currently, \$250,000).

The House Committee amended the bill to:

- ! Change the reference from "civil damages" to "civil penalties";
- ! Reduce the amount of civil penalties to the limits noted above;
- ! Allow an action for injunctive relief;
- ! Provide that the civil penalties would be deposited in the State General Fund; and

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org/cgi-bin/fulltext/bills.cgi>

! Delete language concerning a cause of action against a person “reasonably believed to be about to violate” the act.

### **Background**

Testifying in support of the bill were Representative Cook, the Kansas Catholic Conference, a professor from Indiana State University, and an international lecturer and public speaker.

There was no testimony in opposition.

The fiscal note indicates that it is not known whether the bill would have any fiscal effect on the Judicial Branch.