

**2005 DRAFTING REQUEST**

**Assembly Amendment (AA-AB499)**

Received: 06/22/2005

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Gregg Underheim (608) 266-2254

By/Representing: Jessica (Sen. Darling)

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Addl. Drafters:

Subject: Criminal Law - miscellaneous  
Health - miscellaneous

Extra Copies: dak

Submit via email: YES

Requester's email: Rep.Underheim@legis.state.wi.us

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Allow therapeutic cloning

---

**Instructions:**

See Attached

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mdsida 06/22/2005	wjackson 06/22/2005		_____			
/1			rschluet 06/22/2005	_____	Inorthro 06/22/2005	Inorthro 06/22/2005	
/2	mdsida 06/23/2005	wjackson 06/23/2005	pgreensl 06/23/2005	_____	mbarman 06/23/2005	mbarman 06/23/2005	

FE Sent For:

**<END>**

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/?	mdsida 06/22/2005	wjackson 06/22/2005		_____			
/1			rschluet 06/22/2005	_____ <i>6/23</i>	lnorthro 06/22/2005	lnorthro 06/22/2005	

FE Sent For:

*6/23*  
*28/10*  
<END>

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Received: **06/22/2005**

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Wanted: **As time permits**

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For: **Gregg Underheim (608) 266-2254**

By/Representing: **Jessica (Sen. Darling)**

This file may be shown to any legislator: **NO**

Drafter: **mdsida**

May Contact:

Addl. Drafters:

Subject: **Criminal Law - miscellaneous  
Health - miscellaneous**

Extra Copies: **dak**

Submit via email: **YES**

Requester's email: **Rep.Underheim@legis.state.wi.us**

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**Topic:**

Allow therapeutic cloning

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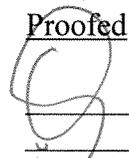
**Instructions:**

See Attached

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/?	mdsida	1 WLJ 6/22					
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FE Sent For:

<END>

0799/1  
Wlj

PRELIMINARY DRAFT – NOT READY FOR INTRODUCTION  
SENATE AMENDMENT ,  
TO 2005 SENATE BILL 243

Today  
please

1 At the locations indicated, amend the bill as follows:  
2 **1.** Page 2, line 7: delete lines 7 to 10 and substitute:  
3 “(c) “Human cloning” means asexual reproduction that is accomplished by  
4 introducing nuclear material from one or more human somatic cells into an  
5 enucleated oocyte and that is undertaken for the purpose of initiating a pregnancy  
6 that is intended to result in the birth of a human being whose genetic material is  
7 virtually identical to the genetic material of an existing or previously existing human  
8 organism.”.

9 (END)

## Dsida, Michael

---

**From:** Alta Charo [racharo@wisc.edu]  
**Sent:** Wednesday, June 22, 2005 4:24 PM  
**To:** Dsida, Michael  
**Subject:** charo revisions Doc2.doc



charo revisions  
Doc2.doc

## Dsida, Michael

---

**From:** R. Alta Charo [racharo@wisc.edu]  
**Sent:** Wednesday, June 22, 2005 4:27 PM  
**To:** Dsida, Michael  
**Subject:** Re: RE: This might be a better option

ok.

am leaving office now; can be reached on cell tho will be driving for a bit. cell is 608-239-4917

R. Alta Charo  
Elisabeth S. Wilson Professor of Law and Bioethics  
University of Wisconsin Law and Medical Schools  
Associate Dean for Research and Faculty Development  
University of Wisconsin Law School  
5211C Law Building  
975 Bascom Mall  
Madison, WI 53706  
608-262-5015 (tel)  
608-239-4917 (cell)  
608-262-5485 (fax)  
<http://www.law.wisc.edu/facstaff/biog.asp?ID=246>

"Action indeed is the sole medium of expression for ethics." --- Jane Addams (1860 - 1935)

----- Original Message -----

From: "Dsida, Michael" <Michael.Dsida@legis.state.wi.us>

Date: Wednesday, June 22, 2005 4:22 pm

Subject: RE: This might be a better option

> In view of your voicemail...

>

> > -----Original Message-----

> > From: Dsida, Michael

> > Sent: Wednesday, June 22, 2005 4:16 PM

> > To: 'racharo@wisc.edu'

> > Subject: This might be a better option

> >

> >

> > Amend the definition of "human cloning" so that it reads:

>>  
>> (c) "Human cloning" means asexual reproduction that is  
> accomplished by  
>> introducing nuclear material from one or more human somatic  
> cells into  
>> an  
>> enucleated oocyte and that is undertaken for the purpose of  
> initiating a pregnancy  
>> that is intended to result in with the intent to facilitate the  
> birth of a human being whose genetic material is  
>> virtually identical to the genetic material of an existing or  
>> previously existing human  
>> organism."  
>>  
>>  
>> &gt; >  
>>  
>> Then, add this to sub. (2) in the bill:  
>>  
>> (c) Implant a human embryo into a uterus for the purpose of  
>> initiating a pregnancy if the human embryo was derived by , either  
>> directly or indirectly, from asexual reproduction that is was  
>> accomplished by introducing nuclear material from one or more human  
>> somatic cells into an enucleated oocyte so as to produce a living  
>> organism having genetic material that is virtually identical to the  
>> genetic material of an existing or previously existing human  
> organism.>  
>> I realize that the definition of "human cloning" may place too much  
>> emphasis on intent, but I haven't yet figured a way out of that box.  
>>  
>>  
>> Mike Dsida  
>> Legislative Reference Bureau  
>> 608/266-9867  
>> michael.dsida@legis.state.wi.us  
>> < BR>>

## Dsida, Michael

---

**From:** Sweet, Richard  
**Sent:** Wednesday, June 22, 2005 4:08 PM  
**To:** Dsida, Michael  
**Cc:** Tormey, Jessica  
**Subject:** FW:

Mike,

I left you a voice-mail message. What I was suggesting is folding this language into the attached amendment (LRBa0793/1):

(c) Implant a human embryo into a uterus for the purpose of initiating a pregnancy if the human embryo was derived by asexual reproduction that is accomplished by introducing nuclear material from one or more human somatic cells into an enucleated oocyte so as to produce a living organism having genetic material that is virtually identical to the genetic material of an existing or previously existing human organism.

-----Original Message-----

**From:** Tormey, Jessica  
**Sent:** Wednesday, June 22, 2005 12:43 PM  
**To:** Sweet, Richard  
**Subject:**



LRB a0793\_1

## Dsida, Michael

---

**From:** Tormey, Jessica  
**Sent:** Wednesday, June 22, 2005 2:45 PM  
**To:** Dsida, Michael  
**Subject:** FW:

What do you think?

---

**From:** Sweet, Richard  
**Sent:** Wednesday, June 22, 2005 1:49 PM  
**To:** Tormey, Jessica  
**Subject:** RE:

Jess,

This doesn't seem to be as tight as you want. It would allow the UW to create a cloned embryo for research purposes and then later decide that it doesn't need it for those purposes and instead use it for initiating a pregnancy. Since the embryo wasn't created for the purpose of initiating a pregnancy, it isn't an embryo produced by human cloning under the amendment.

One way of dealing with this would be to keep the language of the amendment, but also add a provision on page 3, after line 14, along the following lines:

(c) Implant a human embryo into a uterus for the purpose of initiating a pregnancy if the human embryo was derived by asexual reproduction that is accomplished by introducing nuclear material from one or more human somatic cells into an enucleated oocyte so as to produce a living organism having genetic material that is virtually identical to the genetic material of an existing or previously existing human organism.

Dick

-----Original Message-----

**From:** Tormey, Jessica  
**Sent:** Wednesday, June 22, 2005 12:43 PM  
**To:** Sweet, Richard  
**Subject:**

<< File: LRB a0793\_1 >>



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRBa0799/1 (2)  
MGD:wlj:rs

ASSEMBLY AMENDMENT ,  
TO 2005 ASSEMBLY BILL 499

Thurs  
AM

1 At the locations indicated, amend the bill as follows:

2 1. Page 2, line 7: delete lines 7 to 10 and substitute:

3 "(c) "Human cloning" means asexual reproduction that is accomplished by  
4 introducing nuclear material from one or more human somatic cells into an  
5 enucleated oocyte and that is undertaken for the purpose of initiating a pregnancy  
6 that is intended to result in <sup>with the intent to facilitate</sup> the birth of a human being whose genetic material is  
7 virtually identical to the genetic material of an existing or previously existing human  
8 organism."

9 (END)

INS 1/8

2005-2006 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBa0799/2ins  
MGD:.....

1           **INSERT 1/8**

2           # Page 3, line 14: after that line insert:

3           “(c) Implant or attempt to implant a human embryo into a uterus if the human  
4 embryo was derived, either directly or indirectly, from asexual reproduction that was  
5 accomplished by introducing nuclear material from one or more human somatic cells  
6 into an enucleated oocyte so as to produce a living organism having genetic material  
7 that is virtually identical to the genetic material of an existing or previously existing  
8 human organism.”.