

108TH CONGRESS
2D SESSION

H. R. 4812

To require the National Institutes of Health to conduct and support research using human embryonic stem cells, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 12, 2004

Mr. DEUTSCH introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To require the National Institutes of Health to conduct and support research using human embryonic stem cells, 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 “Stem Cell Discovery
5 Through Diversity Act”.

6 **SEC. 2. STEM CELL RESEARCH; REQUIREMENT REGARDING**
7 **RELATION TO INFERTILITY TREATMENT; DI-**
8 **VERSITY IN STEM CELLS.**

9 (a) IN GENERAL.—The Director of the National In-
10 stitutes of Health (referred to in this Act as the “Director

1 of NIH”), acting through the national research institutes,
2 shall in accordance with this section conduct and support
3 research using human embryonic stem cells.

4 (b) APPLICABILITY OF 2000 NIH FINAL GUIDE-
5 LINES.—

6 (1) IN GENERAL.—The Director of NIH shall
7 ensure that research under subsection (a) is con-
8 ducted and supported in accordance with the final
9 guidelines regarding such research that were issued
10 by the National Institutes of Health and published
11 in the Federal Register on August 25, 2000 (65 FR
12 51976 et seq.), including—

13 (A) the requirement that human embryonic
14 stem cells used in the research be derived from
15 human embryos that were created in vitro for
16 purposes of fertility treatment and were in ex-
17 cess of the clinical need of the individuals seek-
18 ing such treatment;

19 (B) the requirement that individuals seek-
20 ing such treatment voluntarily donated such
21 embryos through a process of informed consent;
22 and

23 (C) the prohibition that Federal funds may
24 not be used for the derivation of such cells from
25 the embryos.

1 (2) CERTAIN RESTRICTIONS.—Restrictions on
2 research described in subsection (a) established for
3 the Department of Health and Human Services pur-
4 suant to policies announced by the President on Au-
5 gust 9, 2001, have no legal effect on or after the
6 date of the enactment of this Act.

7 (3) ADDITIONAL ADMINISTRATIVE POLICES.—
8 With respect to research under subsection (a), Fed-
9 eral administrative policies in addition to the guide-
10 lines under paragraph (1) may not be established or
11 applied.

12 (c) DIVERSITY IN SOURCES OF STEM CELLS.—With
13 respect to donations referred to in subsection (b)(1)(B)
14 (relating to sources of human embryonic stem cells), the
15 Director of NIH shall ensure that the program under sub-
16 section (a) includes donations from a significant number
17 of individuals who are members of racial or ethnic minor-
18 ity groups in order to make progress toward the goal (con-
19 sistent with principles underlying the requirement under
20 section 492B of the Public Health Service Act that such
21 individuals be included as subjects in research) of devel-
22 oping an understanding of whether the variables studied
23 in clinical research affect such individuals differently than
24 the general population.

1 (d) REPORT TO CONGRESS.—The Director of NIH
2 shall annually submit to the Congress a report on the pro-
3 gram of research carried out under subsection (a). The
4 report shall include a description of the actions taken by
5 the Director to comply with subsection (c) and a deter-
6 mination by the Director of the progress being made to-
7 ward the goal described in such subsection.

8 **SEC. 3. RONALD REAGAN OFFICE OF HUMAN STEM CELL**
9 **RESEARCH.**

10 The Director of NIH shall establish within the office
11 of the Director an office to be known as the Ronald
12 Reagan Office of Human Stem Cell Research, which shall
13 be headed by a director appointed by the Director of NIH.
14 The Office shall coordinate all research conducted or sup-
15 ported by the National Institutes of Health that uses
16 human pluripotent stem cells.

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