

2 of 4 DOCUMENTS

DEERING'S CALIFORNIA CODES ANNOTATED  
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\*\*\* ARCHIVE MATERIAL \*\*\*

\*\*\* THIS SECTION IS CURRENT THROUGH THE 2003 SUPPLEMENT \*\*\*  
(2001-2002 SESSION)

HEALTH AND SAFETY CODE  
DIVISION 106. Personal Health Care (Including Maternal, Child, and Adolescent)  
PART 5. Hereditary Diseases/Congenital Defects  
CHAPTER 1. Genetic Prevention Services  
ARTICLE 5. Stem Cell Research

*Cal Health & Saf Code § 125115 (2003)*

## § 125115. Policy

The policy of the State of California shall be as follows:

(a) That research involving the derivation and use of human embryonic stem cells, human embryonic germ cells, and human adult stem cells from any source, including somatic cell nuclear transplantation, shall be permitted and that full consideration of the ethical and medical implications of this research be given.

(b) That research involving the derivation and use of human embryonic stem cells, human embryonic germ cells, and human adult stem cells, including somatic cell nuclear transplantation, shall be reviewed by an approved institutional review board.

**HISTORY:** Added Stats 2002 ch 789 § 2 (SB 253).

**NOTES:**

## NOTE-

Stats 2002 ch 789 provides:

SECTION 1. The Legislature finds and declares all of the following:

(a) An estimated 128 million Americans suffer from the crippling economic and psychological burden of chronic, degenerative, and acute diseases, including diabetes, Parkinson's disease, cancer, and Alzheimer's disease.

(b) The costs of treatment and lost productivity of chronic, degenerative, and acute diseases in the United States constitutes hundreds of billions of dollars every year. Estimates of the economic costs of these diseases does not account for the extreme human loss and suffering associated with these conditions.

(c) Stem cell research offers immense promise for developing new medical therapies for these debilitating diseases and a critical means to explore fundamental questions of biology. Stem cell research could lead to unprecedented treatments and potential cures for diabetes, Alzheimer's disease, cancer, and other diseases.

(d) The United States and California have historically been a haven for open scientific inquiry and technological innovation and this environment, coupled with the commitment of public and private resources, has made the United States the preeminent world leader in biomedicine and biotechnology.

(e) California's biomedical industry is a critical component of the state's economy that provides employment in over 2,500 companies to over 225,000 Californians, pays \$12.8 billion in wages and salaries, invests more than \$2.1 billion in research, and reports nearly \$7.8 billion in worldwide revenue, and would be significantly diminished by limitations imposed on stem cell research.

(f) Open scientific inquiry and publicly funded research will be essential to realizing the promise of stem cell research

and to maintain California's worldwide leadership in biomedicine and biotechnology. Publicly funded stem cell research, conducted under established standards of open scientific exchange, peer review, and public oversight, offers the most efficient and responsible means of fulfilling the promise of stem cells to provide regenerative medical therapies.

(g) Stem cell research, including the use of embryonic stem cells for medical research, raises significant ethical and policy concerns, and, while not unique, the ethical and policy concerns associated with stem cell research must be carefully considered.

(h) Public policy on stem cell research must balance ethical and medical considerations. The policy must be based on an understanding of the science associated with stem cell research and grounded on a thorough consideration of the ethical concerns regarding this research. Public policy on stem cell research must be carefully crafted to ensure that researchers have the tools necessary to fulfill the promise of stem cell research.