

1.1 moves to amend H.F. No., the delete everything amendment (A17-0264)
1.2 as follows:

1.3 Page 30, after line 7, insert:

1.4 "Sec. 8. [137.47] FETAL TISSUE RESEARCH.

1.5 Subdivision 1. **Definition.** "Fetal tissue" means any part of an unborn child or fetus,
1.6 including a body part, cell, tissue, or organ.

1.7 Subd. 2. **Approval by institutional review board (IRB).** The University of Minnesota
1.8 must obtain approval from an institutional review board (IRB) or stem cell oversight
1.9 committee before conducting research using fetal tissue. In its approval process, the IRB
1.10 must consider whether adult or nonhuman tissue would be sufficient for the research.

1.11 Subd. 3. **Fetal tissue sources.** The university must attempt to identify sources for
1.12 procurement of fetal tissues that are available due to the natural death of the fetus and are
1.13 suitable for use in academic research. The university may consider engaging an outside
1.14 consultant to assist in identifying such sources. When appropriate sources are identified,
1.15 recommendations must be made to the Board of Regents of the University of Minnesota
1.16 for updates to university policies and procedures to encourage use of these sources in all
1.17 university research activities where fetal tissue is requested to be used. Sources that are
1.18 identified must be submitted to the Association of American Medical Colleges.

1.19 Subd. 4. **Legislative report.** No later than January 15, 2018, the Board of Regents must
1.20 submit a report to the chairs and ranking minority members of the legislative committees
1.21 with jurisdiction over higher education policy and finance and health and human services
1.22 policy and finance. The report must describe all activities under subdivision 3, including
1.23 the identification of suitable fetal tissue sources, any recommended updates to university
1.24 policies and procedures, and whether the Board of Regents adopted the recommended

2.1 updates. The report must also contain a list of all new or ongoing fetal tissue research projects
2.2 at the university. For each research project, the list must include:

2.3 (1) the date that the research was approved by an IRB or stem cell oversight committee;

2.4 (2) the source of funding for the research;

2.5 (3) the goal or purpose of the research;

2.6 (4) the source of the fetal tissue used;

2.7 (5) references to any publicly available information about the research such as National
2.8 Institutes of Health grant award information; and

2.9 (6) references to any publications resulting from the research.

2.10 Subd. 5. **Institutional review board procedures.** The university shall:

2.11 (1) further develop and clarify existing university policies and procedures related to the
2.12 lawful and ethical treatment of human subjects and fetal tissue in research activities, including
2.13 enhancement of applicable penalties for violation of these policies and procedures;

2.14 (2) institute a system of frequent, random, unannounced inspections and audits of research
2.15 activities involving fetal tissue to verify compliance with applicable federal and state laws,
2.16 university policies and procedures, and other professional standards related to purchasing,
2.17 handling, and disposing of fetal tissue;

2.18 (3) conduct education and outreach programs, including instituting a required
2.19 comprehensive training program, on applicable federal and state laws, university policies
2.20 and procedures, and other professional standards related to the respectful, humane, and
2.21 ethical treatment of human subjects and fetal tissue in research, for all students and employees
2.22 engaged in these activities; and

2.23 (4) establish an anonymous reporting system to receive complaints of activities that may
2.24 violate applicable federal and state laws, university policies and procedures, and other
2.25 professional standards in research involving human subjects and fetal tissue by the university,
2.26 university students or employees, or any other person engaged in research activities in
2.27 university facilities.

2.28 **EFFECTIVE DATE.** This section is effective the day following final enactment."