

1 AN ACT relating to reproduction.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 216 IS CREATED TO
4 READ AS FOLLOWS:

5 (1) As used in this section:

6 (a) "Assisted reproductive technology" means all treatments or procedures
7 which include the handling of human oocytes or embryos, including in vitro
8 fertilization, gamete intrafallopian transfer, and zygote intrafallopian
9 transfer; and

10 (b) "Health care provider" means a health care facility or individual that is:

11 1. Engaged or seeks to engage in the delivery of assisted reproductive
12 technology, including through the provision of evidence-based
13 information, counseling, referrals, or items and services that relate to,
14 aid in, or provide fertility treatment; and
15 2. Licensed by the Kentucky Board of Medical Licensure under KRS
16 Chapter 311 or the Kentucky Board of Nursing under KRS Chapter
17 314.

18 (2) The Commonwealth or any of its political subdivisions shall not prohibit,
19 unreasonably limit, or interfere with the right of:

20 (a) An individual to access assisted reproductive technology; or
21 (b) A health care provider to perform or assist with the performance of assisted
22 reproductive technology treatments or procedures.

23 (3) This section shall not be construed to prohibit the enforcement of health and
24 safety regulations related to the operation of health care facilities or providers.

25 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 311 IS CREATED TO
26 READ AS FOLLOWS:

27 *A fertilized human egg or human embryo that exists in any form outside of the uterus*

1 *of a human body shall not be considered an unborn child, a minor child, a natural*
2 *person, or any other term that connotes a human being for any purpose under state*
3 *law.*