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SENATE BILL 6393

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State of Washington

56th Legislature

2000 Regular Session

By Senators Stevens, Swecker, Sheahan and Hochstatter

Read first time 01/14/2000. Referred to Committee on Health & Long-Term Care.

1 AN ACT Relating to requiring informed consent in order to obtain  
2 fetal tissue; adding a new section to chapter 70.54 RCW; and  
3 prescribing penalties.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 70.54 RCW  
6 to read as follows:

7 (1) Any entity that obtains human fetal tissue, or any biological  
8 products as a result of a human abortion or expulsion of a fetus shall  
9 have the informed consent of the biological parents of the fetus.

10 (2) Informed consent shall be in writing and disclose the purpose  
11 for which the entity is obtaining tissue or products and clearly  
12 identify the parties to the consent.

13 (3) Failure to obtain necessary informed consent shall constitute  
14 a misdemeanor punishable under RCW 9.92.030. A person may pursue a  
15 civil cause of action and recover their attorneys' fees and costs upon  
16 prevailing under this section.

17 (4) Fetal tissue or any biological products may be donated for  
18 medical research purposes with the consent of the biological parents of  
19 the fetus. If the biological parents do not consent, the fetal tissue

1 or biological products must be destroyed. Compensation must not be  
2 paid to acquire fetal tissue or any biological products.

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