

WITHDRAWN

Senators Wiles of the 37th, Hudgens of the 47th and Unterman of the 45th offered the following amendment:

1 *Amend the Senate Health and Human Services Committee substitute to SB 169 (LC 36*
2 *1398S) by inserting after "standards" on line 7 the following:*
3 to provide for a guardian ad litem and a temporary guardian of the in vitro human embryo
4 under certain circumstances;

5 By inserting after "embryo" on line 45 the following:
6 shall not be for research and

7 *By replacing lines 71 through 72 with the following:*

8 (a) In disputes arising between any parties regarding the in vitro human embryo, the
9 judicial standard for resolving such disputes shall be the best interest of the in vitro human
10 embryo.

11 (b) Upon petition of a donor, a donor's heirs in the event of the death of the donor, the
12 fertility physician, or the medical facility that employs the physician, a superior court in the
13 jurisdiction in which the in vitro human embryo is located shall appoint a guardian ad litem
14 to protect the rights of the in vitro human embryo.

15 (c) If the contractual or custodial rights of the donors having contractual or custodial rights
16 to the in vitro human embryo are relinquished or terminated, the fertility physician shall
17 be deemed the temporary guardian of the in vitro human embryo until transfer to the uterus
18 of a human female. If the fertility physician elects not to serve as the temporary guardian,
19 the medical facility that employs the physician shall be deemed the temporary guardian of
20 the in vitro human embryo.