

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 1695

By: Hamilton

AS INTRODUCED

An Act relating to public health and safety; creating the Danielle Martinez Act; creating the Advisory Council on Cord Blood Donations; stating purpose; providing for appointment of members, convening of the first meeting, election of officers, and a quorum; specifying date for recommendations; providing for staffing; providing for codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2173 of Title 63, unless there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Danielle Martinez Act".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2174 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. There is hereby created, to continue until February 1, 2007, the Advisory Council on Cord Blood Donations in accordance with the provisions of the Oklahoma Sunset Law. The Council shall have as its purpose to develop recommendations on the level cord blood donor program in Oklahoma.

B. The Council shall consist of ten (10) members, four of whom shall be appointed by the Governor, three by the President Pro Tempore of the Senate and three by the Speaker of the House of Representatives as follows:

1. The Governor shall appoint:

a. a representative from a statewide medical association,

- b. a representative from a statewide association of osteopathic physicians,
  - c. a representative from a statewide association of hospitals; and
  - d. a member-at-large;
2. The President Pro Tempore of the Senate shall appoint:
- a. the Director of the Oklahoma Transplant Team of the University of Oklahoma Physicians Group,
  - b. a representative of a statewide association of nurses, and
  - c. a member of the Oklahoma State Senate; and
3. The Speaker of the House of Representatives shall appoint:
- a. the Medical Director of the Oklahoma Blood Institute,
  - b. the chaplain of the Children's Hospital, and
  - c. a member of the House of Representatives.

C. 1. The member of the House of Representatives shall convene the first meeting of the Council on or before October 1, 2005. The Council shall elect a chair and a vice-chair from among its members at the first meeting. A majority of the members of the Council shall constitute a quorum to transact business, but no vacancy shall impair the right of the remaining members to exercise all of the powers of the Council. Meetings of the Council shall be conducted in accordance with the provisions of the Oklahoma Open Meeting Act.

2. Members of the Council shall serve without compensation, but may be reimbursed for actual and necessary expenses incurred in the performance of their duties in accordance with the provisions of the State Travel Reimbursement Act as follows:

- a. legislative members of the Council may be reimbursed in accordance with the provisions of Section 456 of Title 74 of the Oklahoma Statutes, and
- b. nonlegislative members of the Council may be reimbursed by their respective appointing authorities.

D. 1. The Council shall make recommendations related to development of a level cord blood donor program in Oklahoma to the Legislature on or before December 1, 2006.

2. The staffs of the Oklahoma House of Representatives and the Oklahoma State Senate shall provide such staff support as is required by the Council.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

50-1-5706

MG

01/18/05