

THE HOUSE OF REPRESENTATIVES
Monday, February 25, 2008

House Bill No. 3060
As Amended

HOUSE BILL NO. 3060 - By: HAMILTON of the House and GUMM of the Senate.

(Public health and safety - establishment of a public umbilical cord
blood bank - education for maternity patients – codification –
effective date)

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

1 SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma
2 Statutes as Section 2175 of Title 63, unless there is created a duplication in numbering,
3 reads as follows:

4 A. On or before January 1, 2009, the State Department of Health, in collaboration
5 with a private blood donor or private blood bank organization, shall establish, operate
6 and maintain a public umbilical cord blood bank for the purpose of collecting and storing
7 umbilical cord blood and placental tissue donated by maternity patients at hospitals
8 licensed in this state.

9 B. On or before January 1, 2009, the State Department of Health, in collaboration
10 with a private blood donor or private blood bank organization shall establish a program
11 to educate maternity patients with respect to the subject of cord blood banking. The
12 program shall provide maternity patients with sufficient information to make an

1 informed decision on whether or not to participate in a private or public umbilical cord
2 blood banking program and shall include, but not be limited to, explanations and
3 information on:

- 4 1. The difference between public and private umbilical cord blood banking;
- 5 2. The medical process involved in umbilical cord blood banking;
- 6 3. The current and potential future medical uses of stored umbilical cord blood;
- 7 4. The benefits and risks involved in banking umbilical cord blood; and
- 8 5. The availability and cost of storing umbilical cord blood and placental tissue in
9 public and private umbilical cord blood banks.

10 C. 1. Each physician licensed in this state and each hospital licensed in this state
11 shall inform each pregnant patient under the care of the physician or hospital, not later
12 than thirty (30) days from the commencement of the patient's third trimester of
13 pregnancy, of the opportunity to donate to the public umbilical cord blood bank,
14 established under subsection A of this section, blood and tissue extracted from the
15 umbilical cord and placenta, following delivery of a newborn child, at no cost to the
16 patient.

- 17 2. Nothing in this section shall be construed to:
 - 18 a. obligate a hospital to collect umbilical cord blood or placental tissue if,
19 in the professional judgment of a physician licensed in this state, the
20 collection would threaten the health of the mother or child,

- 1 b. prohibit a maternity patient from donating or storing blood extracted
2 from the umbilical cord or placenta of the patient's newborn child to a
3 private umbilical cord blood and placental tissue bank, or
4 c. impose a requirement upon attending medical personnel who object to
5 umbilical cord blood or placental tissue donation as being in conflict
6 with their religious tenets and practice.

7 SECTION 2. This act shall become effective November 1, 2008.

8 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC HEALTH, dated 02-21-08 - DO
9 PASS, As Amended and Coauthored.