

1 ENGROSSED SENATE
2 BILL NO. 139

By: Gumm and Branan of the
Senate

3 and

4 Hamilton of the House

5
6
7 [public health and safety - University of Oklahoma

8 Health Sciences Center - public umbilical cord

9 blood bank - codification -

10 effective date]

11
12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

16 A. On or before January 1, 2008, the University of Oklahoma
17 Health Sciences Center, in collaboration with the Commissioner of
18 Health, shall establish, operate and maintain a public umbilical
19 cord blood bank for the purpose of collecting and storing umbilical
20 cord blood and placental tissue donated by maternity patients at
21 hospitals licensed in this state.

22 B. On or before January 1, 2008, the State Department of Health
23 shall establish a program to educate maternity patients with respect
24 to the subject of cord blood banking. Such program shall provide

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

5 1. The difference between public and private umbilical cord
6 blood banking;

7 2. The medical process involved in umbilical cord blood
8 banking;

9 3. The current and potential future medical uses of stored
10 umbilical cord blood;

11 4. The benefits and risks involved in banking umbilical cord
12 blood; and

13 5. The availability and cost of storing umbilical cord blood
14 and placental tissue in public and private umbilical cord blood
15 banks.

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

24 2. Nothing in this section shall be construed to:

- a. obligate a hospital to collect umbilical cord blood or placental tissue if, in the professional judgment of a physician licensed in this state, the collection would threaten the health of the mother or child,
- b. prohibit a maternity patient from donating or storing blood extracted from the umbilical cord or placenta of the patient's newborn child to a private umbilical cord blood and placental tissue bank, or
- c. impose a requirement upon attending medical personnel who object to umbilical cord blood or placental tissue donation as being in conflict with their religious tenets and practice.

SECTION 2. This act shall become effective November 1, 2007.

Passed the Senate the 12th day of March, 2007.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____,

Presiding Officer of the House
of Representatives