

THE STATE SENATE  
Monday, February 26, 2007

Senate Bill No. 139  
As Amended

SENATE BILL NO. 139 - By: GUMM of the Senate and HAMILTON of the House.

[ public health and safety - University of Oklahoma Health Sciences Center - public umbilical cord blood bank - codification - effective date ]

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 2175 of Title 63, unless there is created a duplication in numbering, reads as follows:

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

B. On or before January 1, 2008, the State Department of Health shall establish a program to educate maternity patients with respect to the subject of cord blood banking. Such program shall provide maternity patients with sufficient information to make an informed decision on whether or not to participate in a private or public

umbilical cord blood banking program and shall include, but not be limited to explanations and information on:

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

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

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

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

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

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

2. Nothing in this section shall be construed to:

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

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

14   COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-21-07 - DO  
15   PASS, As Amended and Coauthored.