

HB 465

2009

1 A bill to be entitled
2 An act relating to umbilical cord blood banking; requiring
3 the Department of Health to prepare and distribute a
4 publication regarding the process, options, medical uses,
5 risks, and benefits of umbilical cord blood collection;
6 providing an effective date.

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8 Be It Enacted by the Legislature of the State of Florida:

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10 Section 1. (1) The Department of Health shall prepare an
11 educational publication that contains standardized, objective
12 information regarding umbilical cord blood banking that is
13 sufficient to allow a pregnant woman to make an informed
14 decision about whether to participate in a public or private
15 umbilical cord blood banking program, including:

16 (a) An explanation of the differences between public and
17 private umbilical cord blood banking.

18 (b) The medical processes involved in the collection of
19 umbilical cord blood.

20 (c) The medical risks to the mother and her newborn child
21 associated with umbilical cord blood collection.

22 (d) The options available to a mother relating to stem
23 cells that are contained in the umbilical cord blood after the
24 delivery of her newborn, including:

25 1. Donating the stem cells to a public umbilical cord
26 blood bank;

27 2. Storing the stem cells in a family or private umbilical
28 cord blood bank for use by family members;

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29 3. Storing the stem cells for family use through a family
30 or sibling donor banking program that provides free collection,
31 processing, and storage when there is a medical need; or

32 4. Discarding the stem cells.

33 (e) The current and potential future medical uses, risks,
34 and benefits of umbilical cord blood collection to a mother, her
35 newborn child, and her biological family.

36 (f) The current and potential future medical uses, risks,
37 and benefits of umbilical cord blood collection to persons who
38 are not biologically related to a mother or her newborn child.

39 (g) Any costs that may be incurred by a pregnant woman who
40 chooses to make an umbilical cord blood donation.

41 (h) Medical or family history criteria that could impact a
42 family's consideration of umbilical cord blood banking.

43 (i) Options for ownership and future use of the donated
44 umbilical cord blood.

45 (j) The average cost of public and private umbilical cord
46 blood banking.

47 (2) The department shall update the publication as
48 necessary.

49 (3) The department shall distribute the publication free
50 of charge to health care providers on request and shall make the
51 publication available on its website in a printable format.

52 (4) The department shall encourage health care and
53 maternal care professionals providing health care services to a
54 pregnant woman, when those health care services are directly
55 related to her pregnancy, to provide the pregnant woman with the
56 publication by the end of her second trimester or as soon as

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57 feasible.

58 (a) A person described in this subsection is not required
59 to distribute the publication if the action conflicts with the
60 person's religious beliefs and the person makes this fact known
61 to the mother as soon as feasible.

62 (b) A person described in this subsection who fails to
63 distribute the publication is not subject to discipline by the
64 appropriate licensing agency and a cause of action is not
65 created by any failure to distribute the publication as required
66 by this section.

67 (5) The department shall begin distribution of the
68 publication no later than January 1, 2010.

69 Section 2. This act shall take effect July 1, 2009.