

1                                   A bill to be entitled  
 2           An act relating to umbilical cord blood banking; creating  
 3           s. 381.06016, F.S.; requiring the Department of Health to  
 4           post on its website certain resources and a website link  
 5           to specified materials regarding umbilical cord blood  
 6           banking; requiring the department to encourage certain  
 7           health care providers to make available to their pregnant  
 8           patients information related to umbilical cord blood  
 9           banking; providing that a health care provider or health  
 10          care facility and its employees or agents are not liable  
 11          for damages in a civil action, subject to prosecution in a  
 12          criminal proceeding, or subject to disciplinary action by  
 13          the appropriate regulatory board for acting in good faith  
 14          to comply with the act; providing an effective date.

15  
 16   Be It Enacted by the Legislature of the State of Florida:

17  
 18           Section 1.   Section 381.06016, Florida Statutes, is created  
 19   to read:

20           381.06016 Umbilical cord blood awareness.-

21           (1) The Department of Health shall make publicly  
 22           available, by posting on its Internet website, resources and an  
 23           Internet website link to materials relating to umbilical cord  
 24           blood which have been developed by the Parent's Guide to Cord  
 25           Blood Foundation, Inc., including:

26           (a) An explanation of the potential value and uses of  
 27           umbilical cord blood, including cord blood cells and stem cells,  
 28           for individuals who are, as well as individuals who are not,

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29 biologically related to a mother or her newborn child.

30 (b) An explanation of the differences between using one's  
31 own cord blood cells and using biologically related or  
32 biologically unrelated cord blood stem cells in the treatment of  
33 disease.

34 (c) An explanation of the differences between public and  
35 private umbilical cord blood banking.

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

39 1. Donating the stem cells to a public umbilical cord  
40 blood bank where such facilities are available;

41 2. Storing the stem cells in a private family umbilical  
42 cord blood bank for use by immediate and extended family  
43 members;

44 3. Storing the stem cells for use by family members  
45 through a family or sibling donor banking program that provides  
46 free collection, processing, and storage if there is an existing  
47 medical need; and

48 4. Discarding the stem cells.

49 (e) The medical processes involved in the collection of  
50 cord blood.

51 (f) Criteria for medical or family history that may impact  
52 a family's consideration of umbilical cord blood banking,  
53 including the likelihood of using a baby's cord blood to serve  
54 as a match for a family member who has a medical condition.

55 (g) Options for ownership and future use of donated  
56 umbilical cord blood.

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57 (h) The average cost of public and private umbilical cord  
58 blood banking.

59 (i) The availability of public and private cord blood  
60 banks to residents of this state, including:

61 1. A list of public cord blood banks and the hospitals  
62 served by those blood banks;

63 2. A list of private cord blood banks that are available;  
64 and

65 3. The availability of free family blood banking and  
66 sibling donor programs for family members with an existing  
67 medical need.

68 (j) An explanation of which racial and ethnic groups are  
69 in particular need of publicly donated cord blood samples based  
70 upon medical data developed by the Health Resources and Services  
71 Administration of the United States Department of Health and  
72 Human Services.

73 (2) The Department of Health shall encourage health care  
74 providers who provide health care services that are directly  
75 related to a woman's pregnancy to make available to a pregnant  
76 patient before her third trimester of pregnancy, or, if later,  
77 at the first visit of such patient to the provider, information  
78 listed under subsection (1) which relates to the patient's  
79 options regarding umbilical cord blood banking.

80 (3) A health care provider or a health care facility, or  
81 any employee or agent thereof, is not liable for damages in a  
82 civil action, subject to prosecution in a criminal proceeding,  
83 or subject to disciplinary action by the appropriate regulatory

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84 | board for acting in good faith to comply with the provisions of  
85 | this section.

86 | Section 2. This act shall take effect July 1, 2011.