

State of Misconsin 2003 - 2004 LEGISLATURE

## 2003 ASSEMBLY BILL 786

February 2, 2004 – Introduced by Representatives WIECKERT, WEBER, PETTIS, LOEFFELHOLZ, OLSEN, HAHN, MUSSER, LADWIG, J. LEHMAN, HINES, KREIBICH, PETROWSKI, OTT, LEMAHIEU, VRAKAS, JESKEWITZ, OWENS, HUNDERTMARK, BIES, NASS, KRAWCZYK, VAN ROY and STASKUNAS, cosponsored by Senators Schultz, LAZICH, A. LASEE, LASSA, STEPP, RISSER, BRESKE, ROESSLER and KEDZIE. Referred to Committee on Health.

1 AN ACT *to create* 146.343 of the statutes; **relating to:** donation of newborn 2 umbilical cord blood.

#### Analysis by the Legislative Reference Bureau

This bill requires the principal prenatal health care provider of a woman who is known to be pregnant to offer her, before her 35th week of pregnancy, information on the options to donate, to an accepting and accredited cord blood bank, blood bank, blood center, or plasma center, blood extracted from the umbilical cord of her newborn child, if the donation may be made without monetary expense to the woman, to any insurer providing health care coverage for the woman, or to the hospital in which the delivery occurs for collection or storage. The requirement to offer a pregnant woman the option of donating umbilical cord blood does not apply to a hospital that, or physician, nurse-midwife, nurse, or other hospital employee or contractor who, in writing, refuses to participate in the activity by reason of religion or personal conviction.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

# The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

**SECTION 1.** 146.343 of the statutes is created to read:

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| 1  | 146.343 Donation of newborn umbilical cord blood. (1) In this section:                     |
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| 2  | (a) "Hospital" has the meaning given in s. 50.33 (2).                                      |
| 3  | (b) "Nurse" means a registered nurse who is licensed under s. 441.06 or                    |
| 4  | permitted under s. 441.08.   |
| 5  | (c) "Nurse-midwife" means an individual who is licensed to engage in the                   |
| 6  | practice of nurse-midwifery under s. 441.15 (3) (a).                                       |
| 7  | (d) "Physician" has the meaning given in s. 448.01 (5).                                    |
| 8  | (2) Except as provided in sub. (3), the principal prenatal health care provider            |
| 9  | of a woman who is known to be pregnant shall, before the woman's 35th week of              |
| 10 | pregnancy, offer her information on options to donate, to an accepting and accredited      |
| 11 | cord blood bank, blood bank, blood center, or plasma center, blood extracted from the      |
| 12 | umbilical cord of her newborn child, if the donation may be made without monetary          |
| 13 | expense for the collection or storage to the woman, to any insurer providing health        |
| 14 | care coverage for the woman, or to the hospital in which delivery occurs.                  |
| 15 | (3) Subsection (2) is inapplicable to a physician, nurse mid-wife, nurse, or               |
| 16 | other hospital employee or contractor who, or a hospital that, in writing, refuses by      |
| 17 | reason of religion or personal conviction to participate in the activity specified in sub. |
| 18 | (2).   |

19

### (END)