

IC 16-21-7.5

Chapter 7.5. Hospital and Birthing Center Requirement Regarding Umbilical Cord Blood Donation

IC 16-21-7.5-1

"Postnatal donation"

Sec. 1. As used in this chapter, "postnatal donation" has the meaning set forth in IC 12-31-1-2.

As added by P.L.134-2008, SEC.10.

IC 16-21-7.5-2

Written agreement between hospital or birthing center and the public umbilical cord blood bank

Sec. 2. Before a hospital or birthing center participates in collecting donations for the public umbilical cord blood bank established under IC 12-31-1-3(a), the hospital or birthing center shall enter into a written agreement with the public umbilical cord blood bank establishing the:

- (1) conditions of the hospital's or birthing center's participation; and
- (2) obligations of the hospital or birthing center;

in the umbilical cord blood donation initiative established under IC 12-31-2-2.

As added by P.L.134-2008, SEC.10.

IC 16-21-7.5-3

Requirement to offer option to patient to make a postnatal donation at no charge

Sec. 3. (a) Except as provided in section 4 of this chapter, a participating hospital or birthing center licensed under this article must offer a patient who delivers a newborn infant at the participating hospital or birthing center the option of making a postnatal donation following delivery of the newborn infant.

(b) A patient may not be charged for the collection or storage of a donation or for a donation to the public umbilical cord blood bank established under IC 12-31-1-3(a).

As added by P.L.134-2008, SEC.10.

IC 16-21-7.5-4

No requirement for hospital, birthing center, or employee to collect a postnatal donation under specified circumstances

Sec. 4. (a) A participating hospital or birthing center is not required to collect a postnatal donation if either of the following applies:

- (1) In the professional judgment of a physician licensed under IC 25-22.5 or a nurse midwife licensed under IC 25-23-1-13.1, the collection would threaten the health of the mother or the infant.
- (2) The postnatal donation is contrary to the moral principles or beliefs of the religious denomination with which the

participating hospital or birthing center is affiliated.

(b) An employee of a participating hospital or birthing center is not required to collect a postnatal donation if the postnatal donation is contrary to the religious principles or beliefs of the employee.

As added by P.L.134-2008, SEC.10.

IC 16-21-7.5-5

Cooperation with nonprofit corporation in maximizing postnatal donations

Sec. 5. A participating hospital or birthing center shall cooperate with the nonprofit corporation (as defined in IC 12-31-1-1) in accomplishing the public health goal of maximizing postnatal donations.

As added by P.L.134-2008, SEC.10.

IC 16-21-7.5-6

No requirement to enter into agreement with the public umbilical cord blood bank; ability to enter into contracts with other persons

Sec. 6. A hospital or birthing center is not required to enter into an agreement with the public umbilical cord blood bank and may enter into contracts concerning postnatal tissue and postnatal fluids with any person.

As added by P.L.134-2008, SEC.10.