# STATE OF NEW YORK

8837

# IN ASSEMBLY

January 13, 2022

Introduced by M. of A. GOTTFRIED -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to certain services provided by source plasma donation centers

**The People of the State of New York, represented in Senate and Assembly, do enact as follows:**

Section 1. Subdivisions 2 and 2-b of section 571 of the public health law, subdivision 2 as amended by chapter 436 of the laws of 1993 and subdivision 2-b as added by a chapter of the laws of 2021 amending the public health law relating to source plasma donation centers, as proposed in legislative bills numbers S. 2119 and A. 228, are amended to read as follows:

2. "Blood bank" means a facility for the collection, processing, storage and/or distribution of human blood, blood components or blood derivatives**, but shall not mean a source plasma donation center**.

2-b. "Plasmapheresis" means a procedure [~~in~~] **by** which, during a single visit to the facility, blood is removed from an individual, the source plasma separated from the formed elements, and at least the red blood cells are returned to the donor.

§ 2. Subdivision 1 of section 575-a of the public health law, as added by a chapter of the laws of 2021 amending the public health law relating to source plasma donation centers, as proposed in legislative bills numbers S. 2119 and A. 228, is amended to read as follows:

1. [~~A~~] **Notwithstanding section five hundred seventy-four and subdivision one of section five hundred seventy-one of this chapter, a** source plasma donation center may collect source plasma through plasmapheresis, and may employ a person to perform total protein tests using digital refractometers, **and to perform hematocrit tests,** if the source plasma donation center and such person comply with all the requirements of federal law and regulations governing the collection of source plasma, including, but not limited to, laws governing staff supervision, training, and duties, including requirements for performing total protein tests using digital refractometers in a source plasma donation center.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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§ 3. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2021 amending the public health law relating to source plasma donation centers, as proposed in legislative bills numbers S. 2119 and A. 228, takes effect.