

# STATE OF NEW YORK

1590

2023-2024 Regular Sessions

## IN SENATE

January 12, 2023

Introduced by Sens. BAILEY, COONEY -- read twice and ordered printed,  
and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to promotion of  
public umbilical cord blood banking

The People of the State of New York, represented in Senate and Assem-  
bly, do enact as follows:

1 Section 1. The public health law is amended by adding a new article  
2 43-C to read as follows:

### ARTICLE 43-C

#### PUBLIC UMBILICAL CORD BLOOD BANKING

3 Section 4375. Public umbilical cord blood banking program.

4  
5 § 4375. Public umbilical cord blood banking program. 1. The public  
6 umbilical cord blood banking program is hereby established within the  
7 department to promote public awareness of the potential benefits of  
8 public umbilical cord blood banking, to promote research into the uses  
9 of umbilical cord blood, and to facilitate pre-delivery arrangements for  
10 public banking of umbilical cord blood donations.

11 2. The department shall:

12 (a) develop a public education and outreach campaign, via written  
13 materials, brochures, the internet, and public service announcements to  
14 promote public umbilical cord blood banking awareness and education of  
15 the general public and potential umbilical cord blood donors of the  
16 benefits of public umbilical cord blood banking;

17 (b) develop educational materials and brochures which shall be made  
18 available to the general public and potential umbilical cord blood  
19 donors through local departments of health; health care practitioners,  
20 including obstetricians, gynecologists, pediatricians, and midwives;  
21 health maintenance organizations; hospitals; clinics, walk-in medical  
22 centers, mobile care units, surgi-centers, and urgent care centers; and  
23 clinics and organizations serving pregnant women;  
24

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

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1 (c) coordinate and promote professional education programs for health  
2 care providers on the benefits of public umbilical cord blood banking;

3 (d) promote research, through public and private funding sources, in  
4 the potential benefits of umbilical cord blood as an alternative to  
5 tissue transplantation and as a source of stem cells in the treatment of  
6 disease;

7 (e) develop criteria, pursuant to regulation, regarding the appropri-  
8 ate collection and storage of umbilical cord blood for public banking;  
9 the identification of blood banks and the area served by each such blood  
10 bank; the adequacy of safeguards in place at such blood banks to ensure  
11 the safe collection and storage of umbilical cord blood; and provisions  
12 for arrangements between such blood banks and hospitals, including  
13 certification of blood bank personnel, designation of responsibilities  
14 and liabilities between such blood bank personnel and hospital person-  
15 nel; and any other provisions necessary to ensure the safety of the  
16 mother, her child, any such personnel in attendance at the delivery  
17 and/or the umbilical cord blood collection site, and the stored umbili-  
18 cal cord blood; and

19 (f) establish a statewide toll-free telephone number to receive  
20 requests for information and to direct potential umbilical cord blood  
21 donors to available public umbilical cord blood banks serving the area  
22 in which such potential donor resides or is planning to deliver.

23 3. The commissioner shall accept and expend any grants, awards, or  
24 other funds or appropriations as may be made available for the purposes  
25 of this article, subject to limitations as to the approval of expendi-  
26 tures and audit as prescribed for state funds by the state finance law.

27 § 2. This act shall take effect on the one hundred eightieth day after  
28 it shall have become a law. Effective immediately, the addition, amend-  
29 ment and/or repeal of any rule or regulation necessary for the implemen-  
30 tation of this act on its effective date are authorized to be made and  
31 completed on or before such date.