

**HUMAN BLOOD PROCUREMENT AND USE**

2011 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Stephen G. Handy**

Senate Sponsor: Patricia W. Jones

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**LONG TITLE**

**General Description:**

This bill recodifies, repeals, and amends provisions of the Utah Code relating to the procurement and use of human blood.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ deletes obsolete provisions relating to the donation of blood by a person who is 18 years old;
- ▶ enacts the Human Blood Act;
- ▶ clarifies that the procurement and use of a blood product is considered a service rather than a sale;
- ▶ provides that a minor who is at least 16 years old may donate blood to a voluntary, noncompensatory blood donation program if a parent or legal guardian of the minor consents to the donation; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**26-31-101**, Utah Code Annotated 1953



58           The following are considered to be the rendition of a service by each participant and are  
59 not considered to be a sale:

60           (1) the procurement, processing, distribution, or use of [whole human blood, plasma,  
61 blood products, and blood derivatives] a blood product for the purpose of injecting or  
62 transfusing [~~them~~] the blood product into the human body [~~together with~~]; and

63           (2) the process of injecting or transfusing [the same shall be construed to be the  
64 rendition of a service by every person participating therein and shall not be construed to be a  
65 safe] a blood product.

66           Section 4. Section **26-31-202** is enacted to read:

67           **26-31-202. Blood donation by a minor.**

68           A minor who is at least 16 years old may donate blood to a voluntary, noncompensatory  
69 blood donation program if a parent or legal guardian of the minor consents to the donation.

70           Section 5. **Repealer.**

71           This bill repeals:

72           Section **15-2-5, Blood donation by minor.**