

ASSEMBLY BILL NO. 154—ASSEMBLYMEN PETERS, ORENTLICHER;
ANDERSON, COHEN AND CONSIDINE

FEBRUARY 13, 2023

JOINT SPONSOR: SENATOR KRASNER

Referred to Committee on Health and Human Services

SUMMARY—Provides for the regulation of the living donation of
birth tissue. (BDR 40-455)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to tissue donation; imposing certain requirements
to ensure access to certain information concerning entities
that accept living donations of birth tissue; and providing
other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law prescribes rules and procedures governing anatomical gifts, which
take effect after the death of the donor, for the purposes of transplantation, therapy,
research or education. (NRS 451.500-451.598) This bill requires the Division of
Public and Behavioral Health of the Department of Health and Human Services to
publish on an Internet website a list of certain entities that accept living donations
of birth tissue made in a hospital or freestanding birthing center in this State. This
bill authorizes the Division to include certain other information concerning living
donations of birth tissue on the Internet website. This bill requires a hospital or a
physician practicing in the area of obstetrics and gynecology to provide a patient
who is pregnant with a link to that Internet website or a printed copy of that list.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter ~~[460]~~ 442 of NRS is hereby amended by
adding thereto ~~[the provisions set forth as sections 2 and 3 of this~~
~~act.]~~ a new section to read as follows:



* A B 1 5 4 R 1 *

1 ***1. The Division shall publish on an Internet website***
2 ***maintained by the Division a list of entities that accept living***
3 ***donations of birth tissue made in a hospital or freestanding***
4 ***birthing center in this State. To be included on the list, an entity***
5 ***must submit to the Division:***

6 ***(a) A request that the entity be included on the list; and***

7 ***(b) Proof of accreditation by the American Association of***
8 ***Tissue Banks, or its successor organization, for the acquisition,***
9 ***collection or recovery of birth tissue. Such proof must include,***
10 ***without limitation, the date on which the accreditation expires.***

11 ***2. The Division shall remove an entity from the list published***
12 ***pursuant to subsection 1 on the date on which the accreditation***
13 ***described in paragraph (b) of subsection 1 expires, unless the***
14 ***entity submits to the Division proof that the accreditation has been***
15 ***renewed.***

16 ***3. The Division may post on the Internet website maintained***
17 ***pursuant to subsection 1 information concerning:***

18 ***(a) The manner in which a patient who is pregnant may make***
19 ***a living donation of birth tissue to an entity included on the list***
20 ***published pursuant to subsection 1; and***

21 ***(b) Federal and state laws and regulations governing the living***
22 ***donation of birth tissue.***

23 ***4. A hospital or physician practicing in the area of obstetrics***
24 ***and gynecology shall provide to any patient who is pregnant:***

25 ***(a) A link to the Internet website maintained pursuant to***
26 ***subsection 1; or***

27 ***(b) A printed version of the list published pursuant to***
28 ***subsection 1 that was printed not more than 3 months before the***
29 ***provision of the list.***

30 ***5. As used in this section:***

31 ***(a) "Birth tissue" means tissue derived from a live birth.***

32 ***(b) "Live birth" has the meaning ascribed to it in***
33 ***NRS 440.030.***

34 **Sec. 2.** (Deleted by amendment.)

35 **Sec. 3.** (Deleted by amendment.)

36 **Sec. 4.** (Deleted by amendment.)

37 **Sec. 5.** 1. This section becomes effective upon passage and
38 approval.

39 2. Sections 1 to 4, inclusive, of this act become effective:

40 ***(a) Upon passage and approval for the purpose of adopting any***
41 ***regulations and performing any other preparatory administrative***
42 ***tasks that are necessary to carry out the provisions of this act; and***

43 ***(b) On January 1, 2024, for all other purposes.***

