

1 State of Arkansas  
2 95th General Assembly  
3 Regular Session, 2025  
4

# A Bill

HOUSE BILL 1310

5 By: Representative Gramlich  
6 By: Senator Flippo  
7

## For An Act To Be Entitled

8  
9 AN ACT TO AMEND THE NEWBORN UMBILICAL CORD BLOOD  
10 INITIATIVE ACT; TO ABOLISH THE ARKANSAS COMMISSION  
11 FOR THE NEWBORN UMBILICAL CORD BLOOD INITIATIVE; TO  
12 TRANSFER ADMINISTRATIVE AUTHORITY OVER THE NEWBORN  
13 UMBILICAL CORD BLOOD BANK TO THE UNIVERSITY OF  
14 ARKANSAS FOR MEDICAL SCIENCES; TO DECLARE AN  
15 EMERGENCY; AND FOR OTHER PURPOSES.  
16  
17

## Subtitle

18  
19 TO AMEND THE NEWBORN UMBILICAL CORD  
20 BLOOD INITIATIVE ACT; TO ABOLISH THE  
21 ARKANSAS COMMISSION FOR THE NEWBORN  
22 UMBILICAL CORD BLOOD INITIATIVE; AND TO  
23 DECLARE AN EMERGENCY.  
24

25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
26

27 SECTION 1. DO NOT CODIFY. Abolition of the Arkansas Commission for  
28 the Newborn Umbilical Cord Blood Initiative.

29 (a) The Arkansas Commission for the Newborn Umbilical Cord Blood  
30 Initiative is abolished, and its authority, duties, functions, records,  
31 contracts, personnel, property, and unexpended balances of appropriations,  
32 allocations, and other funds, including without limitation the functions of  
33 budgeting or purchasing, are transferred to the University of Arkansas for  
34 Medical Sciences.

35 (b) The Arkansas Commission for the Newborn Umbilical Cord Blood  
36 Initiative's statutory powers, duties, and functions, including without



1 limitation the functions of budgeting or purchasing, records, contracts,  
 2 personnel, property, and unexpended balances of appropriations, allocations,  
 3 and other funds are transferred to the University of Arkansas for Medical  
 4 Sciences.

5 (c)(1) The abolishment of the Arkansas Commission for the Newborn  
 6 Umbilical Cord Blood Initiative does not affect the orders, rules,  
 7 directives, registration, licensing, or standards made or promulgated by the  
 8 Arkansas Commission for the Newborn Umbilical Cord Blood Initiative before  
 9 the effective date of this act.

10 (2) The orders, rules, directives, registration, licensing, and  
 11 standards of the Arkansas Commission for the Newborn Umbilical Cord Blood  
 12 Initiative shall continue to be in effect until they are amended or repealed  
 13 under authority given by law.

14  
 15 SECTION 2. Arkansas Code § 20-8-504 is amended to read as follows:  
 16 20-8-504. Newborn Umbilical Cord Blood ~~Initiative~~ Bank.

17 (a)(1) ~~On or before June 30, 2008, the Arkansas Commission for the~~  
 18 ~~Newborn Umbilical Cord Blood Initiative~~ The University of Arkansas for  
 19 Medical Sciences shall establish ~~a network of postnatal tissue and fluid~~  
 20 ~~banks in partnership with one (1) or more public or private colleges or~~  
 21 ~~universities, public or private hospitals, nonprofit organizations, or~~  
 22 ~~private firms~~ and maintain the Newborn Umbilical Cord Blood Bank in this  
 23 state for the purpose of collecting and storing postnatal tissue and fluid.

24 (2) The Newborn Umbilical Cord Blood Bank shall create a  
 25 voluntary program to make tissue and fluid available for scientific research  
 26 and medical treatment in accordance with this subchapter.

27 (3) A parent of a child born in this state may voluntarily  
 28 contribute postnatal tissue and fluid to the Newborn Umbilical Cord Blood  
 29 Bank.

30 (b)(1) The ~~commission~~ Newborn Umbilical Cord Blood Bank shall develop  
 31 a voluntary program to educate pregnant ~~patients~~ women with respect to the  
 32 banking of postnatal tissue and fluid.

33 (2) The program shall include:

34 (A) An explanation of the difference between public and  
 35 private postnatal tissue and fluid banking programs;

36 (B) The medical process involved in the collection and

1 storage of postnatal tissue and fluid;

2 (C) The current and potential future medical uses of  
3 stored postnatal tissue and fluid;

4 (D) The benefits and risks involved in the banking of  
5 postnatal tissue and fluid; and

6 (E) The availability and cost of storing postnatal tissue  
7 and fluid in public and private umbilical cord blood banks.

8

9 SECTION 3. Arkansas Code § 20-8-505 is repealed.

10 ~~20-8-505. Arkansas Commission for the Newborn Umbilical Cord Blood~~  
11 ~~Initiative—Creation—Members.~~

12 ~~(a) The Arkansas Commission for the Newborn Umbilical Cord Blood~~  
13 ~~Initiative is created.~~

14 ~~(b)(1) The commission shall consist of eleven (11) members appointed~~  
15 ~~as follows:~~

16 ~~(A) Three (3) members appointed by the Governor as~~  
17 ~~follows:~~

18 ~~(i) One (1) member who is a physician licensed by~~  
19 ~~the Arkansas State Medical Board;~~

20 ~~(ii) One (1) member who has a financial background;~~  
21 ~~and~~

22 ~~(iii) One (1) member who has a legal background or an~~  
23 ~~ethicist background, or both;~~

24 ~~(B) Three (3) members appointed by the Speaker of the~~  
25 ~~House of Representatives as follows:~~

26 ~~(i) One (1) member who is a physician licensed by~~  
27 ~~the board;~~

28 ~~(ii) One (1) member who has a financial background;~~  
29 ~~and~~

30 ~~(iii) One (1) member who has a legal background or an~~  
31 ~~ethicist background, or both;~~

32 ~~(C) Three (3) members appointed by the President Pro~~  
33 ~~Tempore of the Senate as follows:~~

34 ~~(i) One (1) member who is a physician licensed by~~  
35 ~~the board;~~

36 ~~(ii) One (1) member who has a financial background;~~

1 and

2 ~~(iii) One (1) member who has a legal background or an~~  
 3 ~~ethicist background, or both;~~

4 ~~(D) The Dean of the Fay W. Boozman College of Public~~  
 5 ~~Health of the University of Arkansas for Medical Sciences or his or her~~  
 6 ~~designee; and~~

7 ~~(E) The Secretary of the Department of Health or his or~~  
 8 ~~her designee.~~

9 ~~(2) The commission shall include one (1) consultant, nonvoting~~  
 10 ~~member who shall be the Director of Cell Therapy and Transfusion Medicine of~~  
 11 ~~the University of Arkansas for Medical Sciences.~~

12 ~~(e) The Governor shall designate one (1) member as chair of the~~  
 13 ~~commission.~~

14 ~~(d) The chair shall call the first meeting of the commission within~~  
 15 ~~sixty (60) days of his or her appointment.~~

16 ~~(e)(1) At the first meeting of the commission, the members shall draw~~  
 17 ~~lots so that three (3) members serve two-year terms, three (3) members serve~~  
 18 ~~three-year terms, and three (3) members serve four-year terms.~~

19 ~~(2) After the initial terms, members shall serve four-year~~  
 20 ~~terms.~~

21 ~~(f) The commission shall meet at least one (1) time per year.~~

22 ~~(g)(1) A majority of the membership of the commission shall constitute~~  
 23 ~~a quorum.~~

24 ~~(2) A majority vote of those members present shall be required~~  
 25 ~~for any action of the commission.~~

26 ~~(h) Vacancies on the commission due to death, resignation, removal, or~~  
 27 ~~other causes shall be filled in the same manner as is provided in this~~  
 28 ~~section for initial appointments.~~

29  
 30 SECTION 4. Arkansas Code § 20-8-506 is amended to read as follows:

31 20-8-506. ~~Arkansas Commission for the Newborn Umbilical Cord Blood~~  
 32 Initiative Medical director of Newborn Umbilical Cord Blood Bank – Powers and  
 33 duties.

34 (a) ~~The Arkansas Commission for the Newborn Umbilical Cord Blood~~  
 35 Initiative medical director of the Newborn Umbilical Cord Blood Bank shall:

36 (1) Investigate the implementation of this subchapter and

1 recommend improvements in this subchapter to the General Assembly;

2 ~~(2) Make available to the public the records of all meetings of~~  
3 ~~the commission and of all business transacted by the commission;~~

4 ~~(3)(2)~~ Oversee the operations of the Newborn Umbilical Cord  
5 Blood Bank, including without limitation the approval of all fees established  
6 to cover administration, collection, and storage costs;

7 ~~(4)(3) Undertake the Newborn Umbilical Cord Blood Initiative by~~  
8 ~~promoting awareness of the blood bank and encouraging~~ Promote awareness of  
9 the Newborn Umbilical Cord Blood Bank and encourage donation of postnatal  
10 tissue and fluid to the blood bank;

11 ~~(5)(4)~~ Ensure the privacy of persons who donate umbilical cord  
12 blood, amniotic fluid, and placental tissue to the blood bank;

13 ~~(6)(5)~~ Develop a plan for making postnatal tissue and fluid  
14 collected under the Newborn Umbilical Cord Blood Initiative the Newborn  
15 Umbilical Cord Blood Bank available for scientific research and medical  
16 treatment in compliance with all relevant national practice and quality  
17 standards;

18 ~~(7)(6)~~ Develop a plan for private storage of postnatal tissue  
19 and fluid for medical treatment; and

20 ~~(8)(7)~~ Participate in the National Cord Blood Program and  
21 register postnatal tissue and fluid collected with registries operating in  
22 connection with the National Cord Blood Program;

23 ~~(9) If funds are available, request the Department of Health to~~  
24 ~~employ staff and enter into contracts necessary to implement this subchapter,~~  
25 ~~and reimburse the department for the cost of implementing this subchapter;~~  
26 ~~and~~

27 ~~(10) Report annually to the General Assembly on or before October~~  
28 ~~1 of each year concerning the activities of the commission.~~

29 (b) ~~The commission~~ medical director of the Newborn Umbilical Cord  
30 Blood Bank may seek additional funding from any source, including without  
31 limitation federal grants and private grants.

32 (c) The medical director of the Newborn Umbilical Cord Blood Bank  
33 shall be a faculty member at the University of Arkansas for Medical Sciences.  
34

35 SECTION 5. Arkansas Code § 25-43-802(a)(8), concerning the state  
36 entities transferred to the Department of Health, is repealed.

