

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 152 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

As Engrossed: S1/29/09

A Bill

SENATE BILL 85

5 By: Senator J. Key
6
7

8 **For An Act To Be Entitled**

9 AN ACT TO ALLOW BLOOD DONATIONS BY SIXTEEN (16)
10 YEAR OLDS WITH PARENTAL PERMISSION; AND FOR OTHER
11 PURPOSES.
12

13 **Subtitle**

14 AN ACT TO ALLOW BLOOD DONATIONS BY
15 SIXTEEN (16) YEAR OLDS WITH PARENTAL
16 PERMISSION.
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 SECTION 1. Arkansas Code § 20-27-301 is amended to read as follows:

22 20-27-301. Donation by minors seventeen (17) years of age or older –
23 Written permission required for minors sixteen (16) years of age.

24 (a)(1) Any minor who has reached seventeen (17) years of age may act
25 as a blood donor to any nonprofit blood bank or any licensed hospital without
26 consideration.

27 ~~(b)(2)~~ The consent of the minor seventeen (17) years of age or
28 older shall not be subject to disaffirmance because of the minority of the
29 donor.

30 (3) The consent of the parent or guardian of the minor seventeen
31 (17) years of age or older shall not be necessary to authorize the taking of
32 blood from the minor.

33 (b) A minor sixteen (16) years of age may act as a blood donor to a
34 nonprofit blood bank or a licensed hospital without consideration, if the
35 minor sixteen (16) years of age obtains written permission or authorization



1 from his or her parent or guardian.

2 (c) However, nothing in this section ~~shall be construed to relieve any~~
3 relieves a blood bank or hospital or its agents or employees from civil
4 liability for any negligence in taking the blood of a minor.

5
6 *SECTION 2. EMERGENCY CLAUSE. It is found and determined by the*
7 *General Assembly of the State of Arkansas that recent disasters have created*
8 *a serious shortage of human blood; that to prevent future shortages, the pool*
9 *of donors must be increased; and that this act is immediately necessary*
10 *because a broad, new pool of blood donors will become available to help*
11 *alleviate the immediate shortage and to prevent future shortages of human*
12 *blood. Therefore, an emergency is declared to exist and this act being*
13 *immediately necessary for the preservation of the public peace, health, and*
14 *safety shall become effective on:*

15 *(1) The date of its approval by the Governor;*

16 *(2) If the bill is neither approved nor vetoed by the Governor,*
17 *the expiration of the period of time during which the Governor may veto the*
18 *bill; or*

19 *(3) If the bill is vetoed by the Governor and the veto is*
20 *overridden, the date the last house overrides the veto.*

21
22 /s/ J. Key

23
24 **APPROVED: 2/12/2009**