

Regular Session, 2010
HOUSE BILL NO. 312
BY REPRESENTATIVE SMILEY

ACT No. 145

1 AN ACT

2 To amend and reenact R.S. 40:1097, relative to the donation of blood by certain minors; to
3 provide for the criteria that must be met in order for certain minors to donate blood;
4 to provide for consent; to provide restrictions upon compensation for blood donation
5 by certain minors; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:1097 is hereby amended and reenacted to read as follows:

8 §1097. Donation of blood

9 A. Notwithstanding any other provision of the laws of the state of Louisiana,
10 a minor ~~who has reached the age of seventeen years~~ may give consent to the
11 donation of his ~~or her~~ blood and to the penetration of tissue necessary to accomplish
12 such donation, ~~but such minor shall not be compensated therefor. Such consent shall~~
13 ~~not be subject to deferments because of minority, and the consent of the parents or~~
14 ~~guardian of such a minor shall not be required in order to authorize such donation~~
15 ~~and penetration of tissue.~~ if either of the following criteria is satisfied:

16 (1) The minor has reached the age of sixteen years and the written consent
17 of the parents, legal guardian, or person who has legal authority to consent on behalf
18 of the minor has been obtained.

19 (2) The minor has reached the age of seventeen years. The consent of the
20 parents or guardian of a minor who has reached the age of seventeen years shall not
21 be required.

22 B. No minor shall be compensated for the donation of his blood.

1 C. Consent which is obtained pursuant to this Section shall not be subject to
2 deferments because of minority.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____