

**A-Engrossed**  
**House Bill 2541**

Ordered by the House March 19  
Including House Amendments dated March 19

Sponsored by Representatives DOHERTY, KENNEMER, GREENLICK; Representative LIVELY (Presession filed.)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Requires physician, physician assistant or individual licensed to practice nursing, in specified numbers, to be present at blood drives. [*Requires assessments of blood donor suitability to be performed by physician, physician assistant or individual licensed to practice nursing.*] **Creates exception.**

**A BILL FOR AN ACT**

1  
2 Relating to blood drives.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section, "blood drive" means an event where individuals**  
5 **voluntarily allow their blood to be drawn for the purpose of creating a supply of blood for**  
6 **medical purposes, such as providing blood transfusions or making biopharmaceutical**  
7 **medications by fractionation.**

8 **(2) Except as provided in subsection (3) of this section, a person conducting a blood drive:**

9 **(a) May not conduct an evaluation of blood donor suitability unless at least one individual**  
10 **who is qualified as specified in subsection (5) of this section is present at the blood drive.**

11 **(b) May not collect blood during the blood drive unless at least one individual who is**  
12 **qualified as specified in subsection (5) of this section is present at the blood drive.**

13 **(c) May not collect 50 units of blood or more during the blood drive unless at least two**  
14 **individuals who are qualified as specified in subsection (5) of this section are present at the**  
15 **blood drive.**

16 **(3) A requirement described in subsection (2) of this section that an individual who is**  
17 **qualified as specified in subsection (5) of this section be present at a blood drive or conduct**  
18 **certain activities at a blood drive does not apply to a person conducting a blood drive if the**  
19 **person has scheduled an individual who is qualified as specified in subsection (5) of this sec-**  
20 **tion to be present at the blood drive and the individual, not more than 48 hours before the**  
21 **time at which the blood drive is scheduled to start, informs the person that the individual**  
22 **cannot attend the blood drive, or the individual, without informing the person, does not at-**  
23 **tend the blood drive. If a person conducting a blood drive is informed under this subsection**  
24 **that an individual cannot attend the blood drive, the person must make a reasonable attempt**  
25 **to replace the individual with another individual qualified as specified in subsection (5) of this**  
26 **section.**

27 **(4) For purposes of this section, a person conducting a blood drive must keep a record**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 of scheduling each individual who is qualified as specified in subsection (5) of this section  
2 who is required, as described in subsection (2) of this section, to be present at the blood  
3 drive.

4 (5) A person is qualified for purposes of this section if the person is a physician or phy-  
5 sician assistant licensed under ORS chapter 677 or an individual licensed to practice nursing  
6 under ORS 678.010 to 678.410.

7 (6) Subject to the provisions of ORS chapter 183, the Oregon Health Authority may im-  
8 pose a civil penalty of up to \$1,000 for each violation of this section. All moneys collected  
9 pursuant to this subsection shall be deposited in the Oregon Health Authority Fund estab-  
10 lished under ORS 413.101 and are continuously appropriated to the authority for the purpose  
11 of carrying out the duties, functions and powers of the authority under this section.

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