Allowing health care facility to transfer release human pathological waste, which includes biopsy materials, human tissues and anatomical parts that emanate from surgeries, autopsies and obstetrical and laboratory procedures on humans, to donor of pathological waste or authorized representative of donor if waste is intended for cremation, interment or other final disposition, in accordance with rules adopted by Oregon Health Authority.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

Relating to health care; amending ORS 459.400; and prescribing an effective date.

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

SECTION 1. ORS 459.400 is amended to read:

459.400. The requirements of ORS 459.386 to 459.405 do not apply to:

(1) Waste, other than sharps [as defined in ORS 459.386], that is:
(a) Generated in the practice of veterinary medicine; and
(b) Not capable of being communicated by invasion and multiplication in body tissues and capable of causing disease or adverse health impacts in humans.

(2) The removal from following, released by a health care facility as defined in ORS 442.015 [of] in accordance with rules adopted by the Oregon Health Authority:
(a) A placenta received by a postpartum mother [pursuant to rules adopted by the Oregon Health Authority]; or
(b) Human pathological waste:

(A) Received by the donor of the pathological waste or an authorized representative of the donor; and

(B) That is intended by the recipient for cremation, interment or other final disposition in accordance with ORS chapter 97.

SECTION 2. This 2023 Act takes effect on the 91st day after the date on which the 2023 regular session of the Eighty-second Legislative Assembly adjourns sine die.