

CHAPTER 160

S.B. No. 1144

AN ACT

relating to the consent of a person 17 years of age to donate blood or blood components.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Chapter 162, Health and Safety Code, is amended by adding Section 162.015 to read as follows:

Sec. 162.015. DONATION OF BLOOD BY PERSONS YOUNGER THAN 18 YEARS OF AGE. A person who is 17 years of age may consent to the donation of the person's blood or blood components. A person younger than 18 years of age may not receive any compensation from a blood bank for a donation of the person's blood or blood components.

SECTION 2. The heading to Chapter 162, Health and Safety Code, is amended to read as follows:

CHAPTER 162. BLOOD BANKS AND DONATION OF BLOOD

SECTION 3. Subsection (a), Section 35.03, Family Code, is amended to read as follows:

(a) A minor may consent to the furnishing of hospital, medical, surgical, and dental care by a licensed physician or dentist if the minor:

(1) is on active duty with the armed services of the United States of America;

(2) is 16 years of age or older and resides separate and apart from his parents, managing conservator, or guardian, whether with or without the consent of the parents, managing conservator, or guardian and regardless of the duration of such residence, and is managing his own financial affairs, regardless of the source of the income;

(3) consents to the diagnosis and treatment of any infectious, contagious or communicable disease which is required by law or regulation adopted pursuant to law to be reported

by the licensed physician or dentist to a local health officer, or the Texas Department of Health and including all sexually transmitted diseases;

(4) is unmarried and pregnant, and consents to hospital, medical, or surgical treatment, other than abortion, related to her pregnancy; or

~~(5) is 18 years of age or older and consents to the donation of his blood and the penetration of tissue necessary to accomplish the donation; or~~

[(6)] consents to examination and treatment for chemical addiction; chemical dependency, or any other condition directly related to chemical use.

SECTION 4. This Act takes effect September 1, 1993.

SECTION 5. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed the Senate on April 15, 1993: Yeas 30, Nays 0; passed the House on May 8, 1993: Yeas 60, Nays 45, one present not voting

Approved May 16, 1993.

Effective Sept. 1, 1993.