

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 131

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO BLOOD DONATIONS AND TRANSFUSIONS; AMENDING CHAPTER 37, TITLE
2 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-3704, IDAHO CODE, TO
3 PROVIDE THAT ANY PERSON WHO COLLECTS BLOOD FOR TRANSFUSIONS SHALL RE-
4 QUIRE DONORS TO DISCLOSE CERTAIN VACCINATION STATUSES, TO PROVIDE THAT
5 BLOOD ORIGINATING FROM CERTAIN DONORS SHALL BE CLEARLY AND CONSPICU-
6 OUSLY MARKED, AND TO PROVIDE THAT A PERSON RECEIVING A BLOOD TRANSFUSION
7 SHALL HAVE THE RIGHT TO REQUEST BLOOD BASED ON VACCINATION STATUS OF THE
8 DONOR; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
9

10 Be It Enacted by the Legislature of the State of Idaho:

11 SECTION 1. That Chapter 37, Title 39, Idaho Code, be, and the same is
12 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
13 ignated as Section 39-3704, Idaho Code, and to read as follows:

14 39-3704. DISCLOSURE OF MRNA VACCINATIONS FOR BLOOD DONATIONS -- LA-
15 BELING -- RIGHT TO REQUEST CERTAIN BLOOD. (1) Any person who collects human
16 blood donations for the purpose of providing blood for human blood transfu-
17 sions shall require blood donors to disclose whether the blood donor has re-
18 ceived a COVID-19 vaccine or a messenger ribonucleic acid vaccine during the
19 donor's lifetime.

20 (2) Blood originating from a donor who has received a COVID-19 vaccine
21 or a messenger ribonucleic acid vaccine shall be clearly and conspicuously
22 marked.

23 (3) In a nonemergency situation, as determined by the person provid-
24 ing medical services, a person receiving a blood transfusion shall have the
25 right to request blood based on whether or not the blood originated from a
26 person who has received a COVID-19 vaccine or a messenger ribonucleic acid
27 vaccine, as long as the requested blood is available.

28 SECTION 2. An emergency existing therefor, which emergency is hereby
29 declared to exist, this act shall be in full force and effect on and after
30 July 1, 2025.