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SENATE BILL NO. 344

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Commerce and Energy

on _____)

(Patron Prior to Substitute--Senator Barker)

A BILL to direct the Department of Health to promulgate regulations requiring licensure to operate as a human donor milk banks in the Commonwealth.

Be it enacted by the General Assembly of Virginia:

1. § 1. The Department of Health (the Department) shall promulgate regulations that prohibit the collection, storage, sale, distribution, or processing of any donated human milk or products derived from donated human milk in the Commonwealth by any person unless such person has obtained a license from the Department to operate as a human donor milk bank in the Commonwealth. Such regulations shall include (i) a process for licensure and renewal of a license to operate as a human donor milk bank, (ii) appropriate fees for licensure and renewal of a license to operate as a human donor milk bank, (iii) standards and requirements for human donor milk banks designed to protect the health and safety of the public and ensure the quality of donated human milk and products derived from donated human milk, (iv) provisions for inspections of human donor milk banks, and (v) provisions for revocation or denial of a license to operate as a human donor milk bank. The Department shall promulgate such regulations no later than July 1, 2023.

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