

Session 115 - (2003-2004)

H 3830 General Bill, By Walker, Battle, J. Brown, Cato, Chellis, Coates, J. Hines, Howard, Koon, Lee, Littlejohn, Mahaffey, McGee, Moody-Lawrence, J.H. Neal, Parks, Sinclair, Talley, Townsend, Vaughn and Whitmire

Summary: Organ and tissue donor

A BILL TO AMEND SECTION 44-43-40, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DRIVERS' LICENSES INDICATING THAT A PERSON IS AN ORGAN AND TISSUE DONOR, SO AS TO PROVIDE THAT THE DEPARTMENT OF PUBLIC SAFETY SHALL GIVE SUCH A DONOR A SPECIALLY NOTED DRIVER'S LICENSE RATHER THAN AFFIXING A DECAL ON THE LICENSE; TO AMEND ARTICLE 3, CHAPTER 43, TITLE 44, RELATING TO EYE DONATION, SO AS TO DELETE PROVISIONS SPECIFIC TO DONATING EYES, WHICH ARE INCORPORATED IN OTHER PROVISIONS IN THIS ACT, AND TO APPLY TO ALL ORGAN AND TISSUE DONEES, THE PROHIBITION AGAINST CHARGING AN EYE DONEE A FEE; TO AMEND SECTION 44-43-320, RELATING TO DEFINITIONS USED IN THE UNIFORM ANATOMICAL GIFT ACT, SO AS TO CHANGE THE REFERENCE TO THE FEDERAL AGENCY THAT DESIGNATES STATE ORGAN PROCUREMENT AGENCIES; TO AMEND SECTION 44-43-350, RELATING TO PROCEDURES FOR DESIGNATION AS AN ORGAN AND TISSUE DONOR, SO AS TO PROVIDE THAT A VERBAL DESIGNATION MUST BE WITNESSED BY TWO PERSONS; TO AMEND SECTION 44-43-370, RELATING TO PROCEDURES TO AMEND OR REVOKE AN ORGAN AND TISSUE DONOR DESIGNATION, SO AS TO DELETE A WRITTEN STATEMENT AMENDING OR REVOKING THE DESIGNATION AND TO PROVIDE THAT DESTRUCTION OR CANCELLATION OF THE DOCUMENT CAN AMEND OR REVOKE THE DESIGNATION; TO AMEND SECTION 44-43-400, RELATING TO STATUTORY CONSTRUCTION OF THE UNIFORM ANATOMICAL GIFT ACT, SO AS TO REQUIRE THAT IT MUST BE LIBERALLY CONSTRUED TO EFFECTUATE THE WISHES OF THE ORGAN DONOR; TO AMEND SECTIONS 44-43-410 AND 44-43-420, RELATING TO CERTAIN ORGAN DONATIONS AND RECIPROCAL AGREEMENTS FOR SHARING ORGANS WITH OTHER STATES, SO AS TO CONFORM THE REFERENCE TO THE FEDERAL AGENCY THAT DESIGNATES STATE ORGAN PROCUREMENT ORGANIZATIONS WITH THIS ACT; AND TO AMEND ARTICLE 11, CHAPTER 43, TITLE 44, RELATING TO HOSPITAL POLICIES AND PROTOCOL FOR ORGAN AND TISSUE DONATION, SO AS TO ALSO INCLUDE "TISSUE" DONATION, WHICH INCLUDES HEART VALVES, EYES, BONE, CARTILAGE, SKIN, LIGAMENTS, TENDONS, AND FASCIA, AND TO REVISE REFERENCES TO CONFORM TO CHANGES IN THIS ACT AND CURRENT PRACTICES, INCLUDING RECOGNITION OF HOSPITAL TISSUE BANKS.

03/20/03 House Introduced and read first time HJ-6

03/20/03 House Referred to Committee on Medical, Military, Public and Municipal Affairs HJ-7