

STATE OF OKLAHOMA

2nd Session of the 49th Legislature (2004)

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2548

By: Sullivan

COMMITTEE SUBSTITUTE

An Act relating to public health and safety; creating the Oklahoma Anatomical Organ Donor Identification Act; providing short title; amending 63 O.S. 2001, Section 2211, which relates to donor notation on driver license; adding donor notation to back of licenses and identification cards; providing procedures for removal of donor notation; amending 63 O.S. 2001, Section 2220.5, which relates to the Oklahoma Organ Donor Education and Awareness Program Act; providing for informing applicant of organ donation; providing for noncodification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

This act shall be known and may be cited as the "Oklahoma Anatomical Organ Donor Identification Act".

SECTION 2. AMENDATORY 63 O.S. 2001, Section 2211, is amended to read as follows:

Section 2211. In order to provide an expeditious procedure for a person to make a gift of all or part of ~~his~~ the body of the person pursuant to the provisions of the Uniform Anatomical Gift Act, the Department of Public Safety ~~and all motor license agents~~ shall make space available on the front ~~side~~ and back of the ~~driver's~~ driver license and the identification ~~license~~ card for an organ donor notation. The donor notation shall identify the licensee or cardholder as ~~a~~ an organ and tissue donor ~~of specified body organs~~ ~~or of his entire body or parts of said body~~ for the purposes ~~of transplantation, therapy, medical research, or education pursuant to the provisions~~ of the Uniform Anatomical Gift Act. Any person may

have the organ and tissue donor notation removed from the records of the person maintained by the Department by notifying the Department in writing or by presenting the license or identification card to the Department or a motor license agent for replacement and payment of the appropriate fee, pursuant to the provisions of Section 6-114 or subsection H of Section 6-105 of Title 47 of the Oklahoma Statutes, and informing the Department or motor license agent that the person desires to have the organ donor notation removed from the license or identification card.

SECTION 3. AMENDATORY 63 O.S. 2001, Section 2220.5, is amended to read as follows:

Section 2220.5 A. 1. An applicant for an original or replacement driver license or identification card shall be given an opportunity to make a voluntary contribution of One Dollar (\$1.00) to be credited to the Oklahoma Organ Donor Education and Awareness Program Revolving Fund established in Section 2220.3 of this title. Any voluntary contribution shall be added to the driver license, or identification card, ~~title, or license plate~~ fee and then be referred to the State Treasurer and credited to the Oklahoma Organ Donor Education and Awareness Program Revolving Fund as provided in Section 2220.3 of this title.

2. An applicant for a vehicle title or transfer of title or for a vehicle license plate shall be given an opportunity to make a minimum voluntary contribution of One Dollar (\$1.00) to be credited to the Oklahoma Organ Donor Education and Awareness Program Revolving Fund established in Section 2220.3 of this title. Any voluntary contribution shall be added to the title or license plate fee and then be referred to the State Treasurer and credited to the Oklahoma Organ Donor Education and Awareness Program Revolving Fund as provided in Section 2220.3 of this title.

3. The contribution prescribed in this section is voluntary and may be refused by the applicant. The Department of Public Safety

and the Oklahoma Tax Commission shall make available an information booklet or other informational sources on the importance of organ donation to applicants for licensure, as designed and provided by the State Department of Health and the State Superintendent of Public Instruction with the assistance of the Oklahoma Organ Donor Education and Awareness Program Advisory Council established in Section 2220.2 of this title.

B. The Department of Public Safety and motor license agents shall inquire of each applicant at the time of presentation of a completed application for an original driver license application or identification card whether the applicant is interested in making the One Dollar (\$1.00) contribution prescribed in subsection A of this section and whether the applicant is interested in being an organ and tissue donor. ~~The Department of Public Safety shall also specifically inform the applicant of the ability to make an organ donation by checking the organ donor box on the front of the driver license or identification card that the applicant will receive. The~~ Department of Public Safety or motor license agents shall also specifically inform the applicant of the ability to make an organ and tissue donation. The Department of Public Safety shall notify the State Commissioner of Health the name, address, date of birth, and driver license number or identification card number of applicants who indicate that they are interested in being an organ donor.

C. The incremental cost of administration of contributions to the fund, not to exceed one percent (1%) of the monies received pursuant to the provisions of this section, shall be paid by the fund to the Department of Public Safety or the Oklahoma Tax Commission, as applicable, from amounts received pursuant to the provisions of this section before funds are expended for the purposes of the fund.

SECTION 4. This act shall become effective November 1, 2004.

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