

**EHB 2548**

**THE STATE SENATE**  
**Monday, April 5, 2004**

**ENGROSSED**

**House Bill No. 2548**

ENGROSSED HOUSE BILL NO. 2548 - By: SULLIVAN of the House and ALDRIDGE of the Senate.

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

1 license and the identification ~~license~~ card for an organ donor  
2 notation. The donor notation shall identify the licensee or  
3 cardholder as ~~a~~ an organ and tissue donor ~~of specified body organs~~  
4 ~~or of his entire body or parts of said body~~ for the purposes ~~of~~  
5 ~~transplantation, therapy, medical research, or education pursuant to~~  
6 ~~the provisions~~ of the Uniform Anatomical Gift Act. Any person may  
7 have the organ and tissue donor notation removed from the records of  
8 the person maintained by the Department by notifying the Department  
9 in writing or by presenting the license or identification card to  
10 the Department or a motor license agent for replacement and payment  
11 of the appropriate fee, pursuant to the provisions of Section 6-114  
12 or subsection H of Section 6-105 of Title 47 of the Oklahoma  
13 Statutes, and informing the Department or motor license agent that  
14 the person desires to have the organ donor notation removed from the  
15 license or identification card.

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

18 Section 2220.5 A. 1. An applicant for an original or  
19 replacement driver license or identification card shall be given an  
20 opportunity to make a voluntary contribution of One Dollar (\$1.00)  
21 to be credited to the Oklahoma Organ Donor Education and Awareness  
22 Program Revolving Fund established in Section 2220.3 of this title.  
23 Any voluntary contribution shall be added to the driver license, or

1 identification card, ~~title, or license plate~~ fee and then be  
2 referred to the State Treasurer and credited to the Oklahoma Organ  
3 Donor Education and Awareness Program Revolving Fund as provided in  
4 Section 2220.3 of this title.

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

14 3. The contribution prescribed in this section is voluntary and  
15 may be refused by the applicant. The Department of Public Safety  
16 and the Oklahoma Tax Commission shall make available an information  
17 booklet or other informational sources on the importance of organ  
18 donation to applicants for licensure, as designed and provided by  
19 the State Department of Health and the State Superintendent of  
20 Public Instruction with the assistance of the Oklahoma Organ Donor  
21 Education and Awareness Program Advisory Council established in  
22 Section 2220.2 of this title.

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

18           C. The incremental cost of administration of contributions to  
19 the fund, not to exceed one percent (1%) of the monies received  
20 pursuant to the provisions of this section, shall be paid by the  
21 fund to the Department of Public Safety or the Oklahoma Tax  
22 Commission, as applicable, from amounts received pursuant to the

1 provisions of this section before funds are expended for the  
2 purposes of the fund.

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

4 COMMITTEE REPORT BY: COMMITTEE ON VETERANS, MILITARY AFFAIRS &  
5 PUBLIC SAFETY, dated 3-29-04 - DO PASS.