

1 ENGROSSED HOUSE
2 BILL NO. 2273

By: O'Donnell of the House

3 and

4 Treat of the Senate

5
6 An Act relating to organ donation and procurement;
7 amending 63 O.S. 2011, Section 2151.1, which relates
8 to certain restrictions; permitting procurement of
9 certain specimens under certain circumstances;
10 clarifying language; and providing an effective date.

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

12 SECTION 1. AMENDATORY 63 O.S. 2011, Section 2151.1, is
13 amended to read as follows:

14 Section 2151.1 No ~~human sperm, tissue or organ~~ reproductive
15 tissue(s) shall be procured for donation purposes from any person
16 testing positive for the human immunodeficiency virus (HIV)
17 infection. Organ(s) and tissue(s) may be procured for donation
18 purposes from any person testing positive for HIV infection,
19 provided such procurement and donation are consistent with the HIV
20 Organ Policy Equity (HOPE) Act (P.L. 113-51, 127 Stat. 579 (2013))
21 and the regulations promulgated thereunder by the Organ Procurement
22 and Transplantation Network and the United States Food and Drug
23 Administration.

1. Every donor, donor candidate or ~~tissue~~ tissue(s) or ~~organ~~ organ(s) to be donated shall be tested for ~~said~~ the virus infection immediately prior to the donation of ~~sperm~~, reproductive tissue(s) or ~~tissues~~ tissue(s) or ~~organs~~ organ(s) for transplant. If such test has not been conducted immediately prior to the donation, then the test shall be conducted immediately prior to the implantation of the donor ~~organ~~ organ(s) or ~~tissue~~ tissue(s).

2. If the donor is living, the donor shall be notified of the test results. Notification shall be consistent with donor confidentiality and with the requirements of state and federal law. The hospital or other facility responsible for the ~~sperm~~ reproductive tissue, tissue or organ donation shall provide directly or otherwise make available appropriate information and counseling services to ~~sperm~~ reproductive tissue donors and to living tissue or organ donors.

SECTION 2. This act shall become effective November 1, 2017.

Passed the House of Representatives the 21st day of March, 2017.

Presiding Officer of the House
of Representatives

Passed the Senate the day of , 2017.

Presiding Officer of the Senate