

1 appropriate donees for such tissues or organs can be located;
2 or

3 (b) Introduction of suitable substances into the body
4 which would cause irreversible cessation of cardiac and
5 pulmonary functions. If such a person is executed by a method
6 under this paragraph, the person may choose to donate any
7 organ or tissue that can be appropriately recovered after such
8 irreversible cessation of cardiac and pulmonary functions.

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10 Notwithstanding s. 382.009, for purposes of determinations of
11 death under paragraph (a), irreversible cessation of all brain
12 functions other than autonomic nervous system functions
13 constitutes death.

14 (3) Notwithstanding s. 732.913, any organs or tissue
15 recovered from such person pursuant to this section shall be
16 made available first to residents of this state.

17 (4) A person choosing to make an anatomical gift
18 pursuant to this section shall not be compensated for such
19 donation, whether financially, by special consideration, or in
20 any other way.

21 (5) The Department of Corrections shall notify in
22 writing each person who is sentenced to death of the person's
23 right to make an anatomical gift pursuant to the provisions of
24 part X of chapter 732 and this section and of the right to
25 rescind such gift before execution. The department shall adopt
26 rules to implement this subsection.

27 Section 2. This act shall take effect upon becoming a
28 law.

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HOUSE SUMMARY

Provides for a capital defendant who is sentenced to death to make an anatomical gift of all or any part of his or her body, provides for alternative methods of execution in such a case, provides for priority for Florida residents, prohibits compensation for such donations, and requires the Department of Corrections to notify persons sentenced to death of their right to make anatomical gifts and to rescind such gifts.