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LEGISLATIVE ACTION

Senate

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House

The Committee on Rules (Harrell) recommended the following:

Senate Amendment (with title amendment)

Delete lines 136 - 189

and insert:

procurement organization may not charge a deceased donor or his or her family member any fee for services relating to the procurement or donation of the deceased donor's organs.

Section 6. Section 765.5175, Florida Statutes, is created to read:

765.5175 Rights and duties of living donors.—An organ transplantation facility may not charge a living donor or his or



664054

12 her family member, other than a family member who is the
13 recipient of the organ, any fee for services relating to the
14 procurement or donation of his or her organs.

15 Section 7. Section 765.53, Florida Statutes, is amended to
16 read:

17 (Substantial rewording of section. See
18 s. 765.53, F.S., for present text.)

19 765.53 Organ Transplant Technical Advisory Council.—

20 (1) CREATION AND PURPOSE.—The Organ Transplant Technical
21 Advisory Council, an advisory council as defined in s. 20.03, is
22 created within the agency to develop standards for measuring
23 quality and outcomes of adult and pediatric organ transplant
24 programs. In order to increase the number of organs available
25 for transplantation in this state, the council shall advise the
26 agency and the Legislature regarding the cost savings, trends,
27 research, and protocols and procedures relating to organ
28 donation and transplantation, including the availability of
29 organs for donation, organ donor benefits, and access to organ
30 transplants for persons with disabilities. Unless expressly
31 provided otherwise in this section, the council shall operate in
32 a manner consistent with s. 20.052.

33 (2) MEMBERS.—

34 (a) Voting members of the council must have technical
35 expertise in adult or pediatric organ transplantation. The chief
36 executive officers of the following organ transplantation
37 facilities shall each appoint one representative, who must be an
38 organ transplant nurse coordinator licensed under chapter 464 or
39 an organ transplant surgeon licensed under chapter 458 or
40 chapter 459, to serve as a voting member of the council:



664054

- 41 1. Jackson Memorial Hospital in Miami.
- 42 2. Tampa General Hospital in Tampa.
- 43 3. University of Florida Health Shands Hospital in
- 44 Gainesville.
- 45 4. AdventHealth Orlando in Orlando.
- 46 5. Mayo Clinic in Jacksonville.
- 47 6. Cleveland Clinic Florida in Weston.
- 48 7. Largo Medical Center in Largo.
- 49 8. Broward Health Medical Center in Fort Lauderdale.
- 50 (b) Voting members of the council must reflect the ethnic
- 51 and gender diversity of this state.
- 52 (c) The Secretary of Health Care Administration, or his or
- 53 her designee, shall serve as the chair and as a nonvoting member
- 54 of the council.
- 55 (d) The Secretary of Health Care Administration shall
- 56 appoint the following individuals to serve as voting members of
- 57 the council:
- 58 1. The State Surgeon General or his or her designee.
- 59 2. A parent of a child who has had an organ transplant.
- 60 3. An adult who has had an organ transplant.
- 61 4. An adult patient who is on an organ transplant waiting
- 62 list.
- 63 5. A licensed organ transplant

65 ===== T I T L E A M E N D M E N T =====

66 And the title is amended as follows:

67 Delete lines 17 - 19

68 and insert:

69 procurement organization from charging a deceased



664054

70 donor or his or her family member any fee for services
71 relating to the procurement or donation of organs;
72 creating s. 765.5175, F.S.; prohibiting an organ
73 transplantation facility from charging a living donor
74 or his or her family member any fee for services
75 relating to the procurement or donation of organs,
76 with an exception; amending s.