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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/27/2020	.	
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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



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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:



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- 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



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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.