

1 A bill to be entitled
 2 An act relating to the procurement of human organs and
 3 tissue; amending s. 873.01, F.S.; prohibiting for-
 4 profit entities from procuring certain human organs
 5 and tissue, with certain exceptions; amending s.
 6 765.542, F.S.; prohibiting for-profit entities from
 7 procuring certain human organs and tissue, with
 8 certain exceptions; providing an effective date.

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 10 Be It Enacted by the Legislature of the State of Florida:

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 12 Section 1. Present subsections (3) and (4) of section
 13 873.01, Florida Statutes, are redesignated as subsections (4)
 14 and (5), respectively, a new subsection (3) is added to that
 15 section, and subsections (1) and (2) of that section are
 16 amended, to read:

17 873.01 Purchase or sale of human organs and tissue
 18 prohibited.—

19 (1) A ~~No~~ person may not ~~shall~~ knowingly offer to purchase
 20 or sell, or purchase, sell, or otherwise transfer, any human
 21 organ or tissue for valuable consideration.

22 (2) A ~~No~~ for-profit corporation or any employee thereof
 23 may not ~~shall~~ transfer or arrange for the transfer of any human
 24 body part for valuable consideration.

25 (3) A for-profit entity may not engage, directly or

26 | indirectly, in the procurement, as defined in s. 765.511, of any
27 | eye, cornea, eye tissue, or corneal tissue. This subsection does
28 | not apply to a hospital or an ambulatory surgical center
29 | licensed under chapter 395 or to a district medical examiner
30 | appointed under chapter 406.

31 | Section 2. Present subsection (4) of section 765.542,
32 | Florida Statutes, is redesignated as subsection (5), and a new
33 | subsection (4) is added to that section to read:

34 | 765.542 Requirements to engage in organ, tissue, or eye
35 | procurement.—

36 | (4) A for-profit entity may not engage, directly or
37 | indirectly, in the procurement of any eye, cornea, eye tissue,
38 | or corneal tissue. This subsection does not apply to a hospital
39 | or an ambulatory surgical center licensed under chapter 395 or
40 | to a district medical examiner appointed under chapter 406.

41 | Section 3. This act shall take effect July 1, 2020.