

By the Committee on Health Policy; and Senator Pizzo

588-03844A-20

2020626c1

1 A bill to be entitled

2 An act relating to donation and transfer of human
3 tissue; amending s. 381.0041, F.S.; providing that it
4 is a felony for certain persons who are infected with
5 human immunodeficiency virus to donate blood, plasma,
6 organs, skin, or other human tissue for use in another
7 person, with an exception; providing an effective
8 date.

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

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12 Section 1. Paragraph (b) of subsection (11) of section
13 381.0041, Florida Statutes, is amended to read:

14 381.0041 Donation and transfer of human tissue; testing
15 requirements.-

16 (11)

17 (b) Any person who has human immunodeficiency virus
18 infection, who knows he or she is infected with human
19 immunodeficiency virus, and who has been informed that he or she
20 may communicate this disease by donating blood, plasma, organs,
21 skin, or other human tissue who donates blood, plasma, organs,
22 skin, or other human tissue for use in another person commits ~~is~~
23 guilty of a felony of the third degree, punishable as provided
24 in s. 775.082, s. 775.083, or s. 775.084. This paragraph does
25 not apply if the donation is made specifically for a recipient
26 who is infected with human immunodeficiency virus and who knows
27 that the donor is infected with human immunodeficiency virus.

28 Section 2. This act shall take effect July 1, 2020.