

By Senator Rouson

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1 A bill to be entitled
 2 An act relating to the procurement of human organs and
 3 tissue; amending s. 765.542, F.S.; prohibiting for-
 4 profit entities from procuring certain human organs
 5 and tissue, with certain exceptions; amending s.
 6 873.01, 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 subsection (4) of section 765.542,
 13 Florida Statutes, is redesignated as subsection (5), and a new
 14 subsection (4) is added to that section, to read:

15 765.542 Requirements to engage in organ, tissue, or eye
 16 procurement.—

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

22 Section 2. Present subsections (3) and (4) of section
 23 873.01, Florida Statutes, are redesignated as subsections (4)
 24 and (5), respectively, a new subsection (3) is added to that
 25 section, and subsections (1) and (2) of that section are
 26 amended, to read:

27 873.01 Purchase or sale of human organs and tissue
 28 prohibited.—

29 (1) A ~~No~~ person may not ~~shall~~ knowingly offer to purchase

19-00897A-20

2020798__

30 or sell, or purchase, sell, or otherwise transfer, any human
31 organ or tissue for valuable consideration.

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

35 (3) A for-profit entity may not engage, directly or
36 indirectly, in the procurement, as defined in s. 765.511, of any
37 eye, cornea, eye tissue, or corneal tissue. This subsection does
38 not apply to a hospital or an ambulatory surgical center
39 licensed under chapter 395 or to a district medical examiner
40 appointed under chapter 406.

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